



# Child Poverty Act 2010

## 2010 CHAPTER 9

### PART 3

#### MISCELLANEOUS AND GENERAL

##### *Free school lunches and milk*

#### 26 Free school lunches and milk

- (1) In section 512ZB of the Education Act 1996 (provision of free school lunches and milk), in subsection (4)—
- (a) after “A person” insert “ (“C”) ”,
  - (b) in paragraph (a)—
    - (i) for “his parent” substitute “ C's parent ”,
    - (ii) at the end of sub-paragraph (iia), insert “ or ”, and
    - (iii) omit sub-paragraph (iv) (including the “or” immediately following it),
  - (c) after paragraph (a) insert—
    - “(aa) C meets any conditions prescribed for the purposes of this paragraph and C's parent is, in such circumstances as may be so prescribed—
      - (i) in receipt of any benefit or allowance not falling within paragraph (a) that is so prescribed, or
      - (ii) entitled to any tax credit under the Tax Credits Act 2002 or element of such a tax credit, that is so prescribed, or”,
  - (d) in paragraph (b)—
    - (i) for “he, himself, is—” substitute “ C is— ”,
    - (ii) at the end of sub-paragraph (ii), insert “ or ”, and
    - (iii) omit sub-paragraph (iii), and
  - (e) at the end insert—

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- “(c) C meets any conditions prescribed for the purposes of this paragraph and is—
  - (i) in receipt of any benefit or allowance not falling within paragraph (b) that is so prescribed, or
  - (ii) entitled to any tax credit under the Tax Credits Act 2002 or element of such a tax credit, that is so prescribed.”
- (2) Any regulations made under paragraph (a)(iv) of subsection (4) of section 512ZB of the Education Act 1996 and in force immediately before the coming into force of this section are to have effect as if made under paragraph (aa) of that subsection.
- (3) Any regulations made under paragraph (b)(iii) of subsection (4) of section 512ZB of the Education Act 1996 and in force immediately before the coming into force of this section are to have effect as if made under paragraph (c) of that subsection.

*General*

**[F127 General interpretation**

- (1) In this Act—
  - “ the Commission ” means the Social Mobility Commission;
  - “financial year” means the 12 months ending with 31 March;
  - “Minister of the Crown” has the same meaning as in the Ministers of the Crown Act 1975;
  - “Northern Ireland strategy” has the meaning given by section 12(2);
  - “the relevant Northern Ireland department” means the Office of the First Minister and deputy First Minister.
- (2) In this Act “appointed day for Northern Ireland” means such day as a Minister of the Crown may by order with the consent of the Northern Ireland Assembly appoint (and different days may be appointed for the purposes of different provisions of this Act).]

**Textual Amendments**  
 F1 S. 27 substituted (16.5.2016) by [Welfare Reform and Work Act 2016 \(c. 7\)](#), **ss. 7(8)**, 36(2)(d)

**28 F2 ... orders**

- (1) Any power to make <sup>F3</sup>... an order under this Act is exercisable by statutory instrument.
- (2) Any <sup>F4</sup>... order under this Act may—
  - (a) make different provision for different cases,
  - (b) include supplementary, incidental and consequential provision, and
  - (c) make transitional provisions and savings.
- (3) A power conferred by any provision of this Act to make <sup>F5</sup>... an order includes power to provide for a person to exercise a discretion in dealing with any matter.

<sup>F6</sup>( 4 ) .....

<sup>F6</sup>( 5 ) .....

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#### Textual Amendments

- F2** Words in s. 28 heading omitted (16.5.2016) by virtue of [Welfare Reform and Work Act 2016 \(c. 7\), ss. 7\(9\)\(c\)](#), 36(2)(d)
- F3** Words in s. 28(1) omitted (16.5.2016) by virtue of [Welfare Reform and Work Act 2016 \(c. 7\), ss. 7\(9\)\(a\)](#), 36(2)(d)
- F4** Words in s. 28(2) omitted (16.5.2016) by virtue of [Welfare Reform and Work Act 2016 \(c. 7\), ss. 7\(9\)\(a\)](#), 36(2)(d)
- F5** Words in s. 28(3) omitted (16.5.2016) by virtue of [Welfare Reform and Work Act 2016 \(c. 7\), ss. 7\(9\)\(a\)](#), 36(2)(d)
- F6** S. 28(4)(5) omitted (16.5.2016) by virtue of [Welfare Reform and Work Act 2016 \(c. 7\), ss. 7\(9\)\(b\)](#), 36(2)(d)

### 29 Financial provisions

There is to be paid out of money provided by Parliament—

- (a) any expenditure incurred under or by virtue of this Act by a Minister of the Crown, and
- (b) any increase attributable to this Act in the sums payable under any other Act out of money so provided.

### 30 Extent

(1) Except as provided by subsections (2) to (4), the provisions of this Act extend to England and Wales, Scotland and Northern Ireland.

<sup>F7</sup>(2) . . . . .

(3) [<sup>F8</sup>Part 1] extends to Northern Ireland only.

(4) [<sup>F9</sup>Section 26 extends] to England and Wales only.

#### Textual Amendments

- F7** S. 30(2) omitted (16.5.2016) by virtue of [Welfare Reform and Work Act 2016 \(c. 7\), ss. 7\(10\)\(a\)](#), 36(2)(d)
- F8** Words in s. 30(3) substituted (16.5.2016) by [Welfare Reform and Work Act 2016 \(c. 7\), ss. 7\(10\)\(b\)](#), 36(2)(d)
- F9** Words in s. 30(4) substituted (16.5.2016) by [Welfare Reform and Work Act 2016 \(c. 7\), ss. 7\(10\)\(c\)](#), 36(2)(d)

### 31 Commencement

(1) This Act, except Part 2 and section 26, comes into force on the day on which this Act is passed.

(2) Part 2 and section 26 come into force at the end of the period of 2 months beginning with the day on which this Act is passed.

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*Changes to legislation: There are currently no known outstanding effects for the Child Poverty Act 2010, Part 3. (See end of Document for details)*

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## 32 Short title

This Act may be cited as the [<sup>F10</sup>Life Chances Act 2010].

### Textual Amendments

**F10** Act: "The Child Poverty Act 2010 may be cited as the Life Chances Act 2010" (16.5.2016) by virtue of [Welfare Reform and Work Act 2016 \(c. 7\)](#), ss. 7(12), 36(2)(d)

**Changes to legislation:**

There are currently no known outstanding effects for the Child Poverty Act 2010, Part 3.