

2002 No. 249

EDUCATION

**The Education (Assisted Places) (Scotland) Amendment
Regulations 2002**

Made 21st May 2002

Laid before the Scottish Parliament 27th May 2002

Coming into force 1st August 2002

The Scottish Ministers, in exercise of the powers conferred by sections 75A(9) and (10) and 75B of the Education (Scotland) Act 1980(a) and of all other powers enabling them in that behalf, and after having consulted such bodies as appear to the Scottish Ministers to be appropriate and to be representative of participating schools in accordance with section 75A(11) of that Act, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Education (Assisted Places) (Scotland) Amendment Regulations 2002 and shall come into force on 1st August 2002.

Amendment of Education (Assisted Places) (Scotland) Regulations 2001

2. The Education (Assisted Places) (Scotland) Regulations 2001(b) are amended as follows:—

- (a) in paragraphs (3) and (5) of regulation 9 (references to income) for the sum of “£1,430” in the three places where it occurs substitute “£1,463”;
- (b) in paragraph (2) of regulation 13 (scales of remission) for the sum of “£11,116” substitute “£11,368”;
- (c) in paragraph (6) of regulation 15 (school travel grants for day pupils and amounts thereof) for the sums of “£11,129” and “£10,950” substitute “£11,385” and “£11,202” respectively;
- (d) in paragraph (5) of regulation 16 (school travel grants for boarding pupils and amounts thereof) for the sums of “£11,129” and “£10,950” substitute “£11,385” and “£11,202” respectively;
- (e) in regulation 17 (clothing grants) for paragraph (2) substitute—

“(2) A clothing grant shall be made in the case of an assisted pupil as respects whom the relevant income does not exceed £12,227 and shall be of an amount equal to so much of the clothing expenditure (disregarding expenditure in respect of which a previous grant has been paid) as does not exceed—

(a) 1980 c.44; sections 75A and 75B were inserted by section 5 of the Education (Scotland) Act 1981 (c.58). Section 75A was amended by the Education (Schools) Act 1997 (c.59), sections 5 and 6 and the Schedule, and by the School Standards and Framework Act 1998 (c.31), sections 130 and 140 and Schedule 31. Section 135(1) contains a definition of “prescribed” relevant to the exercise of the statutory powers under which these Regulations are made. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46).

(b) S.S.I. 2001/222.

- (a) £75, where the relevant income is £11,368 or less;
- (b) £39, where that income exceeds £11,368 but does not exceed £12,227.”; and
- (f) for Schedule 2 substitute–

“Regulation 13

SCHEDULE 2
SCALES OF REMISSION

<i>(1)</i> <i>Part of relevant income to which the specified percentage applies</i>	<i>(2)</i> <i>Parental contribution percentage</i>
That part (if any) which exceeds £11,202 but does not exceed £12,181	9%
That part (if any) which exceeds £12,181 but does not exceed £13,175	12%
That part (if any) which exceeds £13,175 but does not exceed £15,147	15%
That part (if any) which exceeds £15,147 but does not exceed £18,188	21%
That part (if any) which exceeds £18,188 but does not exceed £22,151	24%
That part (if any) which exceeds £22,151	33%

”.

St Andrew’s House,
Edinburgh
21st May 2002

NICOL STEPHEN
Authorised to sign by the Scottish Ministers

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Education (Assisted Places) (Scotland) Regulations 2001 to uprate the qualifying income levels for the remission of fees and charges and the making of grants under the assisted places scheme.

The deduction made from relevant income for dependent children and relatives has been increased from £1,430 to £1,463 (regulation 2(a)).

The level of income at or below which fees are to be wholly remitted is increased from £11,116 to £11,368 with corresponding increases in the extent of remission where the relevant income exceeds that figure (regulation 2(b) and (f)).

The qualifying income levels for school travel grants and clothing grants are also uprated, with clothing grants being increased by either £2 or £1 (regulation 2(c), (d) and (e)).

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