
SCOTTISH STATUTORY INSTRUMENTS

2008 No. 213

EDUCATION

**The Education (Assisted Places)
(Scotland) Amendment Regulations 2008**

<i>Made</i>	- - - -	<i>30th May 2008</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>4th June 2008</i>
<i>Coming into force</i>	- -	<i>1st August 2008</i>

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 75A(9) and (10) and 75B of the Education (Scotland) Act 1980⁽¹⁾ and all other powers enabling them to do so.

In accordance with section 75A(11) of that Act they have consulted such bodies as appear to them to be appropriate and to be representative of participating schools.

Citation and commencement

1. These Regulations may be cited as the Education (Assisted Places) (Scotland) Amendment Regulations 2008 and come into force on 1st August 2008.

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

2. The Education (Assisted Places) (Scotland) Regulations 2001⁽²⁾ are amended as follows—
- (a) in regulation 9(3) and (5) (references to income) for the sum of “£1,675” in the three places where it occurs substitute “£1,745”;
 - (b) in regulation 13(2) (scales of remission) for the sum of “£12,985” substitute “£13,530”;
 - (c) in regulation 15(6) (school travel grants for day pupils and amounts thereof) for the sums of “£13,006” and “£12,797” substitute “£13,552” and “£13,334” respectively;
 - (d) in regulation 16(5) (school travel grants for boarding pupils and amounts thereof) for the sums of “£13,006” and “£12,797” substitute “£13,552” and “£13,334” respectively;

(1) 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).

(2) S.S.I. 2001/222, as amended by S.S.I. 2002/249, 2003/281, 2004/239, 2005/270, 2006/317 and 2007/114.

(e) for regulation 17(2) (clothing grants) substitute–

“(2) A clothing grant shall be made in the case of an assisted pupil as respects whom the relevant income does not exceed £14,554 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) £90, where the relevant income is £13,530 or less;

(b) £47, where that income exceeds £13,530 but does not exceed £14,555.”; and

(f) for Schedule 2 substitute–

“SCHEDULE 2

Regulation 13

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 £13,334 but does not exceed £14,500	9%
That part (if any) which exceeds £14,500 but does not exceed £15,684	12%
That part (if any) which exceeds £15,684 but does not exceed £18,030	15%
That part (if any) which exceeds £18,030 but does not exceed £21,651	21%
That part (if any) which exceeds £21,651 but does not exceed £26,368	24%
That part (if any) which exceeds £26,368	33%”.

St Andrew’s House,
Edinburgh
30th May 2008

FIONA HYSLOP
A member of the Scottish Executive

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 £1,675 to £1,745 (regulation 2(a)).

The level of income at or below which fees are to be wholly remitted is increased from £12,985 to £13,530 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 (regulation 2(c) and (d)) and clothing grants (regulation 2(e)) are also uprated, with clothing grants being increased by either £2 or £4.