

SCHEDULE

PART 1

Modifications of Primary Legislation

Education (Scotland) Act 1980

1. In section 72 of the Education (Scotland) Act 1980 (expenses of secretary of state)(**1**)—
 - (a) for subsection (4)(b) substitute—

“(b) is not a post-16 education body.”;
 - (b) after subsection (4) insert—

“(5) In subsection (4)(b), “post-16 education body” shall be construed in accordance with the Further and Higher Education (Scotland) Act 2005(**2**).”.

(1) 1980 c.44. Section 72(4) was inserted by [S.S.I. 2012/102](#).

(2) The definition of “post-16 education body” was inserted into section 35(1) of the Further and Higher Education (Scotland) Act 2005 ([asp 6](#)) (“the 2005 Act”) by paragraph 8(23) of the schedule to the Post-16 Education (Scotland) Act 2013 ([asp 12](#)) (“the 2013 Act”).