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*Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1988, Section 4. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 1

#### COMPETITION

##### *Catering: schools and welfare*

- 4 (1) The following (and only the following) fall within section 2(2)(d) above—
- (a) providing ingredients for, and preparing, delivering and serving, meals for consumption in schools other than excepted schools;
  - (b) providing refreshments for consumption in schools other than excepted schools;
  - (c) providing ingredients for, and preparing and delivering, meals for consumption in residential establishments or day centres other than excepted establishments or centres;
  - (d) providing refreshments for consumption in residential establishments or day centres other than excepted establishments or centres;
  - (e) providing ingredients for, and preparing, meals for provision to persons in their own homes under section 45 of the Health Services and Public Health Act 1968, section 2(1)(g) of the <sup>M1</sup>Chronically Sick and Disabled Persons Act 1970, Part II of Schedule 9 to the <sup>M2</sup>Health and Social Services and Social Security Adjudications Act 1983 or section 12 of the <sup>M3</sup>Social Work (Scotland) Act 1968.
- (2) For the purposes of sub-paragraph (1) above a school is an excepted one if—
- (a) it is a special school or a school on whose premises all or some of the pupils reside,
  - (b) it is maintained by a local education authority or, in Scotland, it is under the management of an education authority, and
  - (c) meals are prepared on its premises.
- (3) For the purposes of sub-paragraph (1) above an establishment or centre is an excepted one if it is maintained by a local authority and meals are prepared on its premises; and “local authority” here has the same meaning as in section 1(1) above.
- (4) In this paragraph “residential establishment” has the same meaning as in paragraph 2 above.
- (5) In this paragraph “day centre” means premises (other than residential premises) where facilities are provided under—
- (a) section 29 of the <sup>M4</sup>National Assistance Act 1948,
  - (b) section 45 of the <sup>M5</sup>Health Services and Public Health Act 1968,
  - (c) section 12 of the <sup>M6</sup>Social Work (Scotland) Act 1968,
  - (d) Schedule 8 to the <sup>M7</sup>National Health Service Act 1977, or

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- (e) Part II of Schedule 9 to the <sup>M8</sup>Health and Social Services and Social Security Adjudications Act 1983.

**Annotations:**

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**Marginal Citations**

**M1** 1970 c. 44.

**M2** 1983 c. 41.

**M3** 1968 c. 49.

**M4** 1948 c. 29.

**M5** 1968 c. 46.

**M6** 1968 c. 49.

**M7** 1977 c. 49.

**M8** 1983 c. 41.

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