

1973 No. 423 (S.29)

EDUCATION, SCOTLAND

**Milk and Meals (Education) (Scotland) Amendment
Regulations 1973**

<i>Made - - - -</i>	<i>9th March 1973</i>
<i>Laid before Parliament</i>	<i>16th March 1973</i>
<i>Coming into Operation</i>	<i>1st April 1973</i>

In exercise of the powers conferred on me by sections 53(3) and 144(5) of the Education (Scotland) Act 1962(a), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Milk and Meals (Education) (Scotland) Amendment Regulations 1973 and these regulations and the Milk and Meals (Education) (Scotland) Regulations 1971(b) and the Milk and Meals (Education) (Scotland) Amendment Regulations 1972(c) may be cited together as the Milk and Meals (Education) (Scotland) Regulations 1971 to 1973.

(2) These regulations shall come into operation on 1st April 1973.

(3) The Interpretation Act 1889(d) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

Amendment of principal regulations

2. The Milk and Meals (Education) (Scotland) Regulations 1971 as amended shall have effect subject to the addition to regulation 7 thereof of the following paragraphs:—

“(5) Subject to paragraph (6) below, a parent, having satisfied the authority that he is unable to pay any charge under sub-paragraphs (a) and (b) of paragraph (2) of this regulation without financial hardship determined in accordance with the Schedule to these regulations, shall for the purposes of paragraph (4) above be treated as unable to pay such charge without financial hardship for a period of twelve months beginning on the first day on which the charge is, or as the case may be was last, remitted in pursuance of said paragraph (4) by virtue of the determination in accordance with the said Schedule: and this paragraph shall have effect notwithstanding any increase in the net weekly income of the parent, and any decrease in the size of the family, during that period.

(a) 1962 c. 47.

(c) S.I. 1972/1220 (1972 II, p. 3612).

(b) S.I. 1971/1537 (1971 III, p. 4340).

(d) 1889 c. 63.

(6) Paragraph (5) above shall not apply if the authority are satisfied that the inability of the parent, immediately before the commencement of the period of twelve months referred to, to pay the charge without financial hardship was due to a temporary reduction in his income.”

Gordon Campbell,
One of Her Majesty's Principal
Secretaries of State.

St Andrew's House,
Edinburgh.

9th March 1973.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations amend the Milk and Meals (Education) (Scotland) Regulations 1971 to provide that the period for which the charge for school midday meals may be remitted shall normally be 12 months.

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