

1987 No. 1146 (S.86)

EDUCATION, SCOTLAND

**The St Mary's Music School (Aided Places) Amendment
Regulations 1987**

<i>Made</i> - - - -	<i>29th June 1987</i>
<i>Laid before Parliament</i>	<i>10th July 1987</i>
<i>Coming into force</i>	<i>3rd August 1987</i>

The Secretary of State, in exercise of the powers conferred on him by sections 73(f) and 74(1) of the Education (Scotland) Act 1980(a), and of all other powers enabling him in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the St Mary's Music School (Aided Places) Amendment Regulations 1987 and shall come into force on 3rd August 1987.

Interpretation

2. In these Regulations a reference to the principal Regulations is a reference to the St Mary's Music School (Aided Places) Regulations 1986(b).

Regulation 2 of the principal Regulations

3.—(1) In paragraph (1) of regulation 2 of the principal Regulations for the definition of "child" there shall be substituted the following:—

““child” includes a step-child and a child adopted in pursuance of adoption proceedings (and “father” and “mother” shall be construed accordingly) and, notwithstanding the definition in section 135(1) of the Act, includes a person who is over school age but has not attained the age of 20 years at the commencement of any school year of the school.”.

(2) In paragraph (2) of that regulation—

(a) in sub-paragraph (d) there shall be inserted after “court” the following:—

“(including any order made in terms of section 47 of the Children Act 1975(c)”; and

(b) in sub-paragraph (e) the following words shall be deleted:—

“or to any person who has custody in terms of section 47 of the Children Act 1975”.

Regulation 5 of the principal Regulations

4. For regulation 5 of the principal Regulations there shall be substituted the following regulation:—

“5. It shall be a condition that a child—

(a) 1980 c.44.

(b) S.I. 1986/1103.

(c) 1975 c.72; section 47 was amended by paragraph 14 of Schedule 1 and by Schedule 2 to the Law Reform (Parent and Child) (Scotland) Act 1986 (c.9).

- (a) shall have attained the age of 8 years before taking up an aided place at the school; or
- (b) will attain that age on or before 31 July next following his taking up an aided place.”.

Regulation 11 of the principal Regulations

5. In paragraphs (3) and (4) of regulation 11 of the principal Regulations for the sum of “£900” wherever it occurs there shall be substituted the sum of “£950”.

Regulation 14 of the principal Regulations

6.—(1) In paragraph (2) of regulation 14 of the principal Regulations for the sum of “£5,859” there shall be substituted the sum of “£6,002”.

(2) In paragraph (3) of that regulation for the Table there shall be substituted the following:—

“TABLE

(1) <i>Part of relevant income to which specified percentage applies</i>	(2) <i>Only aided pupil</i>	(3) <i>Each of two aided pupils</i>
That part which exceeds £5,853 but does not exceed £7,390	10%	7.5%
That part (if any) which exceeds £7,390 but does not exceed £10,383	20%	15.0%
That part (if any) in excess of £10,383	10%	7.5%”.

Regulation 15 of the principal Regulations

7.—(1) In paragraph (2) of regulation 15 of the principal Regulations for the sum of “£7,359” there shall be substituted the sum of “£7,539”.

(2) In paragraph (3) of that regulation for the sum of “£7,210” there shall be substituted the sum of “£7,390”.

Regulation 18 of the principal Regulations

8. In paragraph (2) of regulation 18 of the principal Regulations for the sum of “£5,773” there shall be substituted the sum of “£5,917”.

Regulation 19 of the principal Regulations

9.—(1) For paragraph (3) of regulation 19 of the principal Regulations there shall be substituted the following paragraph:—

“(3) Unless an aided pupil has been a pupil at the school before taking up an aided place, in a pupil’s first year at the school clothing grant shall be payable in the case of an aided pupil as respects whom the relevant income does not exceed £7,752 and in such case the grant shall be of an amount equal to so much of the clothing expenditure as does not exceed—

- (a) £118, where the relevant income does not exceed £6,804;
- (b) £89, where that income exceeds £6,804 but does not exceed £7,123;
- (c) £59, where that income exceeds £7,123 but does not exceed £7,429;
- (d) £30, where that income exceeds £7,429 but does not exceed £7,752.

Provided that any clothing grant which would fall to be paid in pursuance of this paragraph in a pupil’s first aided year at the school may be paid during the two months immediately preceding that year.”.

(2) For paragraph (4) of that regulation there shall be substituted the following paragraph:—

“(4) Except where paragraph (3) applies, clothing grant shall be payable in the case of an aided pupil as respects whom the relevant income does not exceed £7,429 and in such case the grant 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) £44, where the relevant income does not exceed £6,976,
- (b) £22, where that income exceeds £6,976 but does not exceed £7,429.”.

Regulation 25 of the principal Regulations

10. In paragraph (1) of regulation 25 of the principal Regulations—

- (a) in sub-paragraph (a) for the sum of “£6,819” there shall be substituted the sum of “£6,985”; and
- (b) in sub-paragraph (b) for the sum of “£6,638” there shall be substituted the sum of “£6,804”.

Schedule 1 to the principal Regulations

11. In paragraph 3 of Schedule 1 to the principal Regulations—

- (a) at the end of sub-paragraph (h) the word “or” shall be deleted;
- (b) after sub-paragraph (i) there shall be inserted—
 - “(j) in pursuance of section 27 of the Finance Act 1986(a) (relief for donations under payroll deduction scheme); or
 - (k) in pursuance of regulations made under Schedule 8 to the Finance Act 1986 (relief for investments under personal equity plans),”.

New St. Andrew's House, Edinburgh
29th June 1987

Michael B. Forsyth
Parliamentary Under Secretary of State,
Scottish Office

(a) 1986 c.41.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the St Mary's Music School (Aided Places) Regulations 1986 (the principal Regulations) to uprate the qualifying income levels for the remission of fees and charges and making of grants and in certain other minor respects.

The deduction for dependent children and relatives which is to be made from "relevant income" has been increased from £900 to £950 (regulation 5).

The level of income at or below which fees are to be wholly remitted is increased from £5,859 to £6,002 for boarders and from £7,359 to £7,539 for day pupils, with corresponding increases in the extent of remission where the relevant income exceeds these sums (regulations 6 and 7). The qualifying income levels for the remission of school meals charges and for school travel grants and clothing grants are uprated (regulations 8 to 10).

References to the relevant income tax legislation in Schedule 1 to the principal Regulations are updated, so as to discount deductions from total income of donations under a payroll deduction scheme and reinvested income under personal equity plans (regulation 11).

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