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STATUTORY INSTRUMENTS

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**1992 No. 2181**

**EDUCATION, ENGLAND AND WALES**

**The Education (Grants) (Voluntary Aided  
Sixth Form Colleges) Regulations 1992**

*Made* - - - - - *9th September 1992*  
*Laid before Parliament* *10th September 1992*  
*Coming into force* - - - *1st October 1992*

In exercise of the powers conferred by section 100(1)(b) and (3) of the Education Act 1944<sup>(1)</sup> and vested in the Secretary of State<sup>(2)</sup>, the Secretary of State for Education, as respects England, and the Secretary of State for Wales, as respects Wales, hereby make the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Education (Grants) (Voluntary Aided Sixth Form Colleges) Regulations 1992 and shall come into force on 1st October 1992.

(2) In these Regulations—

- (a) “approved expenditure” means expenditure which is approved by the Secretary of State for the purposes of the payment of grant; and
- (b) “grant” means a grant in pursuance of these Regulations.

**Payment of grant**

2. The Secretary of State may pay grants of such amounts as he may determine to the governing bodies of voluntary aided schools which are principally concerned with the provision of full-time education suitable to the requirements of persons over compulsory school age who have not attained the age of nineteen years in respect of approved expenditure incurred or to be incurred by them for the purposes of, or in connection with, the proposed provision of educational services by that institution when it is within the further education sector as defined in section 91(1) of the Further and Higher Education Act 1992<sup>(3)</sup>.

3. Payments of grant shall be made at such times and in such instalments as the Secretary of State thinks appropriate.

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(1) 1944 c. 31; section 100(1)(b) was amended by section 213(3) of the Education Reform Act 1988 (c. 40).  
(2) For the transfer of functions to the Secretary of State see S.I. 1964/490, 1970/1536, 1978/274.  
(3) 1992 c. 13.

### **Conditions of payment**

4. The making of payments of grant shall be dependent on the fulfilment of such conditions as may be specified by the Secretary of State in the case in question.

### **Requirements to be observed**

5. The persons to whom payments of grant are made shall comply with such requirements (including requirements as to the repayment of grant or the payment to the Secretary of State of other sums related to the value of land or other property acquired, altered or maintained with the aid of grant or interest on sums due to him) as may be specified by the Secretary of State in the case in question.

6.—(1) Without prejudice to the generality of regulation 5, the persons to whom payments of grant are made shall—

- (a) keep such records and accounts and furnish to the Secretary of State such information, documents, returns and accounts as the Secretary of State may from time to time require;
- (b) open to the inspection of the Comptroller and Auditor General the records and accounts kept pursuant to the requirement imposed under paragraph (a) above;
- (c) where a grant has been paid in respect of expenditure to be incurred and the expenditure or part of it is not incurred, repay on application made in that behalf by the Secretary of State the grant paid or the proportionate part thereof;
- (d) where grant has been paid in respect of capital expenditure incurred or to be incurred, obtain the written consent of the Secretary of State before disposing of any, or any part of any, land or other property in respect of which grant was paid, and where any such property is disposed of, shall pay to the Secretary of State on application made by him such sum as appears to him to represent the value of the property at the date of its disposal or such lesser sum as may be specified in his application; and
- (e) open or cause to be opened to inspection by a person authorised for the purposes hereof by the Secretary of State any institution in respect of which grant is paid and to afford any such person all the facilities he requires for inspecting such institution.

(2) In this regulation, the reference to land includes a reference to any interest in land.

9th September 1992

*John Patten*  
Secretary of State for Education

9th September 1992

*David Hunt*  
Secretary of State for Wales

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations authorise the Secretary of State to pay grants to the governing bodies of voluntary aided sixth form colleges in respect of approved expenditure incurred or to be incurred by them preparatory to the entry of such institutions into the further education sector.