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STATUTORY INSTRUMENTS

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**1997 No. 1638 (S. 124)**

**EDUCATION, SCOTLAND**

**The Grants for School Education (Early Intervention and Alternatives to Exclusion) (Scotland) Regulations 1997**

<i>Made</i>	- - - -	<i>30th June 1997</i>
<i>Laid before Parliament</i>		<i>4th July 1997</i>
<i>Coming into force</i>	- -	<i>25th July 1997</i>

The Secretary of State, in exercise of the powers conferred on him by sections 73(a) and 74(1) of the Education (Scotland) Act 1980(1) 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 Grants for School Education (Early Intervention and Alternatives to Exclusion) (Scotland) Regulations 1997 and shall come into force on 25th July 1997.

**Grants for early intervention and alternatives to exclusion**

2. The Secretary of State may pay to education authorities in accordance with these Regulations grants in respect of expenditure approved by him, incurred or to be incurred by the education authorities for or in connection with either of the following purposes:—

- (a) developing and implementing provision, directed at particular pupils, schools or areas, to improve the basic reading, writing or numeracy skills of pupils in primary schools; and
- (b) developing and implementing arrangements to enable pupils to continue to receive education in circumstances where they might otherwise be excluded from a school.

**Determination and payment of grants**

3.—(1) Grants under these Regulations shall be of such amounts and paid at such rates and in respect of such periods as the Secretary of State may determine.

(2) Grants under these Regulations may be paid as single payments or by instalments of such amounts and at such times as the Secretary of State may determine.

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(1) 1980 c. 44; section 74(1) was amended by the Self-Governing Schools Etc. (Scotland) Act 1989 (c. 39), Schedule 10, paragraph 8(17).

### **Conditions for payment of grant**

4.—(1) No payment of grant shall be made except in response to an application in writing from an education authority to the Secretary of State.

(2) The Secretary of State may from time to time determine further conditions on the fulfilment of which the making of any payment in pursuance of these Regulations shall be dependent.

(3) Where conditions have been determined in pursuance of paragraph (2) no grant shall be payable unless such conditions have either been fulfilled or been withdrawn in pursuance of paragraph (4).

(4) The Secretary of State may determine to withdraw or, after consulting the education authority, vary conditions determined in pursuance of paragraph (2).

### **Requirements relating to grants**

5.—(1) An education authority to whom a payment of grant has been made shall, if so required by the Secretary of State, provide him with such further information as may be required to enable him to verify that any grant paid has been properly paid and applied under these Regulations.

(2) An education authority to whom a payment of grant has been made shall comply with such requirements as may be determined by the Secretary of State in the case in question.

(3) Requirements determined under paragraph (2) may include requirements as to—

- (a) the repayment of grant;
- (b) the payment to the Secretary of State of sums related to the value of assets acquired, provided or improved with the aid of grant; or
- (c) the payment of interest on sums due to the Secretary of State.

St Andrew's House,  
Edinburgh  
30th June 1997

*Brian Wilson*  
Minister of State, Scottish Office

## **EXPLANATORY NOTE**

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

These Regulations enable the Secretary of State to pay grants to education authorities in Scotland for expenditure for two separate purposes.

The first purpose is the development and implementing of early intervention, that is targeted provision to improve the basic reading, writing or numeracy skills of pupils in primary schools.

The second purpose is the development and implementation of alternative arrangements for pupils to avoid the need to exclude them from school on disciplinary grounds.