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STATUTORY INSTRUMENTS

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**2002 No. 3177**

**EDUCATION, ENGLAND**

**The School Companies (Private Finance Initiative Companies) Regulations 2002**

*Made - - - - 17th December 2002*  
*Laid before Parliament 19th December 2002*  
*Coming into force 20th January 2003*

**THE SCHOOL COMPANIES (PRIVATE FINANCE INITIATIVE COMPANIES) REGULATIONS 2002**

PART 1

PRELIMINARY

1. Citation and commencement
2. Interpretation
3. Definition of “an agreement under the private finance initiative”
4. Companies governed by these Regulations

PART 2

RESTRICTIONS ON SCHOOL PFI COMPANIES

5. Persons who may be admitted to membership of a school PFI company
6. Restriction on school funding of school PFI companies

PART 3

SEEKING CONSENT TO BECOME A MEMBER OF A SCHOOL PFI COMPANY

7. Grounds on which a local education authority may refuse consent to a school governing body to become a member of a school company
8. Duty to provide written reasons for refusal

PART 4

THE SUPERVISING AUTHORITY FOR A SCHOOL PFI COMPANY

9. Designation of a supervising authority by a school PFI company

*Status: This is the original version (as it was originally made).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

10. Designation of a supervising authority by the relevant local education authorities
11. Designation of a supervising authority by the Secretary of State
12. Written notice required when Secretary of State revokes the designation of a supervising authority
13. Supervising authority may resign
14. Circumstances in which the supervising authority must resign
15. Procedure where a supervising authority resigns
16. Notification required if a company ceases to be a school PFI company
17. Functions of a supervising authority
18. Duty of company to provide accounts to its supervising authority

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**SCHEDULE — Individuals who cannot be members of a school PFI company**

1. A person who has been adjudged bankrupt or sequestration of...
2. A person who has made a composition or arrangement with,...
3. A person who is subject to a disqualification order under...
4. A person who has been removed from the office of...
5. A person who has been removed under section 7 of...
6. A person who is included in the list of teachers...
7. A person who is disqualified from being the proprietor of...
8. A person who is subject to a direction under section...
9. A person who, either during his membership of the company,...
10. A person who, within 20 years ending with the date...
11. A person who, at any time, has been convicted as...
12. A person who has not attained the age of 18;...
13. A person who is liable to be detained under the...
14. A person who is employed by the governing body of...

Explanatory Note