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WELSH STATUTORY INSTRUMENTS

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**2004 No. 1807 (W.195)**

**EDUCATION, WALES**

**The Education (Assisted Places) (Incidental Expenses) (Amendment) (Wales) Regulations 2004**

*Made* - - - - *13th July 2004*

*Coming into force* - - *1st September 2004*

The National Assembly for Wales makes the following Regulations in exercise of the powers conferred on the Secretary of State by section 3(3), (4), (5) and (9) of the Education (Schools) Act 1997<sup>(1)</sup> and now vested in the National Assembly for Wales<sup>(2)</sup>:

**Name, commencement and application**

1.—(1) These Regulations are called the Education (Assisted Places) (Incidental Expenses) (Amendment) (Wales) Regulations 2004 and come into force on 1st September 2004.

(2) These Regulations apply to Wales only.

(3) These Regulations apply in relation to any school year beginning on or after 1st September 2004.

**Amendment of the Education (Assisted Places) (Incidental Expenses) Regulations 1997**

2.—(1) The Education (Assisted Places) (Incidental Expenses) Regulations 1997<sup>(3)</sup> are amended as follows.

(2) In regulation 2(2), for “£12,508” there is substituted “£12,846”.

(3) For regulation 2(3)(a) and (b) there is substituted—

“*(a)* £79 where the relevant income does not exceed £11,935; and

*(b)* £41 where that income exceeds £11,935 but does not exceed £12,846.”.

(4) In regulation 4 —

*(a)* in paragraph (3), for “£11,639” there is substituted “£11,948”; and

*(b)* in paragraph (4) —

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<sup>(1)</sup> 1997 c. 59. Section 3 is amended by section 130 of the School Standards and Framework Act 1998 (c. 31).

<sup>(2)</sup> The functions of the Secretary of State under section 3 were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672).

<sup>(3)</sup> S.I. 1997/1969, amended by S.I. 1998/1585, S.I. 1999/1505, S.I. 2000/1939 (W.137), S.I. 2001/2708 (W.227), S.I. 2002/1880 (W.189) and S.I. 2003/1779 (W.193).

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**Status:** This is the original version (as it was originally made).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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- (i) for “£11,639” there is substituted “£11,948”, and
- (ii) for “£11,460” there is substituted “£11,769”.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(4)

13th July 2004

*D. Elis-Thomas*  
The Presiding Officer of the National Assembly

## EXPLANATORY NOTE

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

These Regulations amend the Education (Assisted Places) (Incidental Expenses) Regulations 1997 (“the 1997 Regulations”) in respect of a school year beginning on or after 1st September 2004. The 1997 Regulations provide for the payment of grants as regards incidental expenses, and for the remission of incidental expenses, in respect of pupils eligible to continue to hold assisted places at independent schools by virtue of section 2 of the Education (Schools) Act 1997, notwithstanding the abolition of the assisted places scheme by section 1 of that Act.

These Regulations relax the means test (set out in regulation 2 of the 1997 Regulations) and increase the amount of grant payable for uniform grant in respect of clothing expenditure incurred in relation to the 2004/2005 and subsequent school years.

These Regulations also relax the means test (set out in regulation 4 of the 1997 Regulations) for travel grant and increase the amount of grant payable.