

SCHEDULE 6

Capital to be disregarded

- 51.—**(1) Any payment—
- (a) by way of an education maintenance allowance made pursuant to—
 - (i) regulations made under section 518 of the Education Act 1996⁽¹⁾ (payment of school expenses; grant of scholarships etc);
 - (ii) regulations made under section 49 or 73(f) of the Education (Scotland) Act 1980⁽²⁾ (power to assist persons to take advantage of educational facilities);
 - (iii) directions made under sections 12(2)(c) and 21 of the Further and Higher Education (Scotland) Act 1992⁽³⁾ (provision of financial assistance to students); or
 - (b) corresponding to such an education maintenance allowance, made pursuant to—
 - (i) section 14 or section 181 of the Education Act 2002⁽⁴⁾ (power of Secretary of State and National Assembly for Wales to give financial assistance for purposes related to education or childcare, and allowances in respect of education or training); or
 - (ii) regulations made under section 181 of that Act.
- (2) Any payment, other than a payment to which sub-paragraph (1) applies, made pursuant to—
- (a) regulations made under section 518 of the Education Act 1996⁽⁵⁾;
 - (b) regulations made under section 49 of the Education (Scotland) Act 1980; or
 - (c) directions made under sections 12(2)(c) and 21 of the Further and Higher Education (Scotland) Act 1992,
- in respect of a course of study attended by a child or a young person or a person who is in receipt of an education maintenance allowance made pursuant to any provision specified in sub-paragraph (1).

(1) 1996 c. 56.

(2) 1980 c. 44.

(3) 1992 c. 37.

(4) 2002 c. 32.

(5) 1996 c. 30; section 518 was substituted by the School Standards and Framework Act 1998 (c. 31), section 129.