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STATUTORY INSTRUMENTS

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**1999 No. 610**

**The Education (Transfer of Functions  
Concerning School Lunches) (Wales) Order 1999**

**Modification of section 512(2)(b) of the 1996 Act where a school does not have a delegated budget**

5.—(1) Where Conwy County Borough Council maintain any school to which article 2 applies which does not have a delegated budget by reason of it having been suspended under section 17 of, or Schedule 15 to, the School Standards and Framework Act 1998, section 512(2)(b) of the 1996 Act shall have effect in relation to that Council during the period of a year from the date on which the suspension of the delegated budget in question took effect with the modifications specified in paragraph (2).

(2) The modifications referred to in paragraph (1) are that the duty imposed on the local education authority under section 512(2)(b) of the 1996 Act shall be a duty—

- (a) to charge every pupil registered at any school maintained by the authority other than the school which does not have a delegated budget the same price for the same quantity of the same item; and
- (b) to charge every pupil registered at the school which does not have a delegated budget the same price for the same quantity of the same item.