

*Status: Point in time view as at 01/08/2014.*

*Changes to legislation: Education (Scotland) Act 1980, SCHEDULE 4 is up to date with all changes known to be in force on or before 07 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### <sup>X1</sup>SCHEDULE 4

Section 136(2).

#### AMENDMENT OF ENACTMENTS

##### Editorial Information

- X1** The text of Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

1 ..... **F1**

##### Textual Amendments

- F1** Sch. 4 para. 1 repealed by [Foster Children \(Scotland\) Act 1984 \(c. 56, SIF 20\)](#), s. 22(3), [Sch. 3](#)

2 ..... **F2**

##### Textual Amendments

- F2** Sch. 4 para. 2 repealed by [Mental Health \(Scotland\) Act 1984 \(c. 36, SIF 85\)](#), s. 127(2), [Sch. 5](#)

##### *The Factories Act 1961 (c. 34)*

- 3 In section 176(1) (interpretation), in the definition of “child” for the word “1962” there shall be substituted the word “1980”.

##### *The Public Expenditure and Receipts Act 1968 (c. 14)*

- 4 In Schedule 3 (variation of fees), in paragraph 1(b) for the words “1962 (c. 47) section 99(1)” there shall be substituted the words “1980 (c. 44) section 84(1)”.

##### *The Social Work (Scotland) Act 1968 (c. 49)*

- 5 In section 94(1) (interpretation), in the definition of “school age” for the words “32 of the Education (Scotland) Act 1962” there shall be substituted the words “31 of the Education (Scotland) Act 1980”.

##### *The Sex Discrimination Act 1975 (c. 65)*

- 6 In section 22 (discrimination by bodies in charge of educational establishments), in paragraph 7 of the Table for the words “75(c) or (d) of the Education (Scotland) Act 1962” there shall be substituted the words “73(c) or (d) of the Education (Scotland) Act 1980”.

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- 7 In section 23(2) (other discrimination by education authorities), for the words “Acts 1939 to 1980” there shall be substituted the words “Act 1980”.
- 8 In section 25 (general duty in public sector of education)—
  - (a) in subsection (3) for the words “71 of the Education (Scotland) Act 1962” and “said section 71” there shall be substituted respectively the words “70 of the Education (Scotland) Act 1980” and “said section 70”;
  - (b) in subsection (5) for the words “68 of the Education (Scotland) Act 1962” there shall be substituted the words “67 of the Education (Scotland) Act 1980.”.
- 9 In section 79 (educational endowments to which Part VI of the Education (Scotland) Act 1962 applies)—
  - (a) for any reference to Part VI of the Act of 1962 there shall be substituted a reference to Part VI of this Act.
  - (b) in subsections (1)(b) and (4) for the references to sections 121(1) and 68 of the Act of 1962 there shall be substituted respectively references to sections 108(1) and 67 of this Act.
- 10 In section 81(3)(b) (orders), for the words “128 of the Education (Scotland) Act 1962” there shall be substituted the words “115 of the Education (Scotland) Act 1980”.
- 11 In section 82(1) (interpretation), in the definition of “education authority”, “educational establishment”, “further education”, “independent school”, “managers”, “proprietor”, “school” and “school education” for the respective references to subsections (16), (17), (21), (23), (26), (37), (42) and (43A) of section 145 of the Education (Scotland) Act 1962 there shall be substituted references to section 135(1) of the Education (Scotland) Act 1980.

*The Race Relations Act 1976 (c. 74)*

- 12 In section 17 (discrimination by bodies in charge of educational establishments), in paragraph 7 of the Table for the words “75(c) or (d) of the Education (Scotland) Act 1962” there shall be substituted the words “73(c) or (d) of the Education (Scotland) Act 1980.”.
- 13 In section 18(2) (discrimination by education authorities), for the words “Acts 1939 to 1980” there shall be substituted the words “Act 1980”.

<sup>F3</sup>14 .....

**Textual Amendments**  
**F3** Sch. 4 para. 14 repealed (2.4.2001) by 2000 c. 34, s. 9(2), Sch. 3 (with s. 10(5)); S.I. 2001/566, art. 2(1)

- 15 In section 78(1) (interpretation), in the definitions of “education authority”, “educational establishment”, “further education”, “independent school”, “managers”, “proprietor”, “school” and “school education” for the respective references to subsections (16), (17), (21), (23), (26), (37), (42) and (43A) of section 145 of the Education (Scotland) Act 1962 there shall be substituted references to section 135(1) of the Education (Scotland) Act 1980.

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*The National Health Service (Scotland) Act 1978 (c. 29)*

- 16 In section 15(1)(f) (supply of goods and services to local authorities etc.), for the words “5 of the Education (Scotland) Act 1962” there shall be substituted the words “1(5)(c) of the Education (Scotland) Act 1980”.
- 17 In section 39(5) (medical and dental health inspection, supervision and treatment of pupils and young persons), for “1962” there shall be substituted “1980”.
- 18 In section 108(1) in the definitions of “education authority” and “full-time education in a school” for “1962” there shall be substituted “1980”.
- 19 In paragraph 10(b) of Schedule 15 (saving of amendments), for “154” there shall be substituted “155”.

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