



School Standards and Framework Act 1998

1998 CHAPTER 31

PART IV

OTHER PROVISIONS ABOUT SCHOOL EDUCATION

School meals

115 Extension of LEA functions concerning school lunches, etc.

[^{F1}(1) Section 512 of the ^{M1}Education Act 1996 (provision by LEAs of meals etc. at maintained schools) shall be amended as follows.

(2) After subsection (1) there shall be inserted—

“(1A) A local education authority shall, if requested to do so by or on behalf of any registered pupils at a school maintained by the authority, provide school lunches for those pupils; but the authority shall not be required to provide a school lunch—

- (a) where in the circumstances it would be unreasonable for them to do so, or
- (b) where the pupil in question has not attained compulsory school age and is being provided with part-time education.

(1B) Any school lunches provided by a local education authority under subsection (1A) may—

- (a) be provided either on the school premises or at any place other than the school premises where education is being provided for the pupils in question; and
- (b) take such form as the authority think fit.”

Status: Point in time view as at 31/03/2003. This version of this provision has been superseded.

Changes to legislation: School Standards and Framework Act 1998, Section 115 is up to date with all changes known to be in force on or before 13 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)

- (3) In subsection (2) (obligation to charge for meals etc.), after “subsection (1)” there shall be inserted “ or (1A) ”.
- (4) In subsection (3), for paragraphs (a) and (b) there shall be substituted—
- “(a) shall so exercise their power under subsection (1) as to ensure that a school lunch is provided for him, which shall be provided free of charge, and
- (b) if in the exercise of that power they provide him with milk, shall provide it free of charge.”
- (5) After subsection (5) there shall be added—
- “(6) In this section “school lunch”, in relation to a pupil, means food made available for consumption by the pupil as his midday meal on a school day, whether involving a set meal or the selection of items by him or otherwise.”]

Textual Amendments

- F1** S. 115 repealed (31.3.2003 for W. otherwise prosp.) by [Education Act 2002 \(c. 32\)](#), ss. 215(2), 216, [Sch. 22 Pt. 3](#) (with ss. 210(8), 214(4)); S.I. 2002/3185, [art. 5](#), Sch. Pt. II

Commencement Information

- II** S. 115 wholly in force at 20.7.2001; s. 115 not in force at Royal Assent see s. 145(3); s. 115(1)(4)(5) in force at 1.4.1999 by S.I. 1999/1016, [art. 2\(1\)](#), [Sch. 1](#) (with arts. 3-6, Sch. 4); s. 115(2)(3) in force for E. at 1.4.2001 by S.I. 2001/1195, [art. 2](#); s. 115(2)(3) in force for W. at 20.7.2001 by S.I. 2001/2663, [art. 2](#)

Marginal Citations

- M1** 1996 c. 56.

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