



Education Reform Act 1988

1988 CHAPTER 40

PART I

SCHOOLS

CHAPTER IV

GRANT-MAINTAINED SCHOOLS

Finance

80 Grants: further provisions

- (1) The times at which, and the manner in which, payments are made in respect of—
 - (a) maintenance grant for any grant-maintained school in respect of any financial year;
 - (b) special purpose grants; and
 - (c) capital grants;shall be such as may be determined from time to time by the Secretary of State.
- (2) Payments in respect of maintenance grant for any such school in respect of any financial year may be made, before any amount has been determined in accordance with grant regulations as the amount of such grant payable for that year in respect of that school, by reference to an estimate of the amount which will be so payable made by the Secretary of State.
- (3) Where in respect of any financial year any over-payment of maintenance grant is made to the governing body of such a school a sum equal to the amount of that over-payment shall be recoverable from the governing body by the Secretary of State.
- (4) Where any sum is payable by the governing body of such a school to the Secretary of State—

Status: This is the original version (as it was originally enacted).

- (a) in respect of any over-payment of maintenance grant in respect of any financial year; or
- (b) by way of repayment of special purpose grant or capital grant (whether by virtue of any such requirement as is mentioned in section 79(11) of this Act or otherwise);

the Secretary of State may (without prejudice to any other mode of recovery) recover the whole or any part of that sum by deducting it from any grant payable by him to the governing body.

- (5) References in this section, in relation to any such school, to an overpayment of maintenance grant in respect of any financial year are references to any amount by which the aggregate amount of any payments in respect of maintenance grant made to the governing body of the school in respect of that year exceeds the amount finally determined in accordance with grant regulations as the amount of maintenance grant payable for that year in respect of the school.