

Status: Point in time view as at 01/11/1996.

Changes to legislation: There are currently no known outstanding effects for the Self-Governing Schools etc. (Scotland) Act 1989, Paragraph 5. (See end of Document for details)

SCHEDULES

SCHEDULE 8

TRANSFER AND APPORTIONMENT OF ASSETS

[^{F1} Reference of disputes to Secretary of State

Textual Amendments

F1 Sch. 8 repealed (*prosp.*) by 2000 asp 6, ss. 60(2), 61(2), Sch. 3

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- (1) Where it appears to a commissioner for school assets unlikely that agreement will be reached in respect of any matter on which agreement is required to be reached under paragraph 1 above, he shall refer the matter to the Secretary of State.
 - (2) Where a reference has been made under sub-paragraph (1) above, the Secretary of State may, whether before or after the incorporation date, determine that matter, and may include in the determination any provision which might have been included in an agreement under the said paragraph 1.
 - (3) The Secretary of State shall seek such assistance and advice as he may require from the commissioner for school assets, and shall consult the education authority, before making a determination under this paragraph.
 - (4) Where the Secretary of State has made a determination under sub-paragraph (2) above that any land, moveable property, liability or obligation is to be transferred from the education authority to the board of management the commissioner for school assets shall conform with that determination in issuing a certificate under section 39(1) of this Act.]

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