

Status: Point in time view as at 27/06/2002.

Changes to legislation: There are currently no known outstanding effects for the Nursery Education and Grant-Maintained Schools Act 1996. (See end of Document for details)

SCHEDULES

^{F1}SCHEDULE 1

Textual Amendments

F1 Sch. 1 repealed and superseded (1.10.1998) by 1998 c. 31, ss. 122(1)(2), 140(3), Schs. 26,31 (with ss. 138(9), 144(6)); S.I. 1998/2212, art. 2(1), Sch.1 Pt. I.

SCHEDULE 2

Section 6.

NURSERY EDUCATION GRANTS: DISCLOSURE OF INFORMATION

- 1 (1) This Schedule applies to—
- (a) civil servants in [^{F10}the Department for Education and Skills], civil servants in the Welsh Office and any other persons who carry out the administrative work of [^{F10}the Department for Education and Skills] or the Welsh Office, and
 - (b) any person exercising any function by virtue of section 2 and any persons who are employed by (or are directors or other officers of) any such person or who carry out the administrative work of any such person.
- (2) In this Schedule “social security information” means information of a prescribed description which was obtained by reason of the exercise by the Secretary of State of any of his functions under the ^{M3}Social Security Contributions and Benefits Act 1992 or the ^{M4}Social Security Administration Act 1992.

Textual Amendments

F10 Words in Sch. 2 para. 1(1)(a) substituted (27.6.2002) by The Secretaries of State for Education and Skills and for Work and Pensions Order 2002 (S.I. 2002/1397), art. 12, Sch. para 13

Marginal Citations

M3 1992 c. 4.

M4 1992 c. 5.

- 2 The Secretary of State may supply to any person to whom this Schedule applies any such social security information as the person may require for or in connection with the exercise of any function relating to grants in respect of nursery education.
- 3 (1) A person who is or has been a person to whom this Schedule applies is guilty of an offence if he discloses without lawful authority any social security information

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relating to a particular person which he acquired while acting as a person to whom this Schedule applies.

- (2) It is not an offence under this paragraph—
 - (a) to disclose information in the form of a summary or collection of information so framed as not to enable social security information relating to any particular person to be ascertained from it, or
 - (b) to disclose social security information which has previously been disclosed to the public with lawful authority.
- (3) It is a defence for a person charged with an offence under this paragraph to prove that at the time of the alleged offence—
 - (a) he believed that he was making the disclosure in question with lawful authority and had no reasonable cause to believe otherwise, or
 - (b) he believed that the information in question had previously been disclosed to the public with lawful authority and had no reasonable cause to believe otherwise.
- (4) For the purposes of this paragraph a disclosure is to be regarded as made with lawful authority if, and only if, it is made—
 - (a) by a person in accordance with his official duty as a civil servant,
 - (b) by any other person either—
 - (i) for the purposes of the function in the exercise of which he holds the information and without contravening any restriction duly imposed by the Secretary of State or by any person authorised by the Secretary of State, or
 - (ii) to the Secretary of State or in accordance with an authorisation duly given by the Secretary of State or by any person authorised by the Secretary of State,
 - (c) in accordance with any enactment or order of a court,
 - (d) for the purposes of instituting, or otherwise for the purposes of, any proceedings before a court, or
 - (e) with the consent of the person to whom the information relates or of any person authorised to act on his behalf.
- (5) A person guilty of an offence under this paragraph is liable—
 - (a) on conviction on indictment, to imprisonment for a term not exceeding two years or a fine or both, or
 - (b) on summary conviction, to imprisonment for a term not exceeding six months or a fine not exceeding the statutory maximum or both.

SCHEDULE 3

Section 10.

CONSEQUENTIAL AMENDMENTS

The Education Act 1944 (c.31)

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Textual Amendments

F11 Sch. 3 para. 1 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The Education (Miscellaneous Provisions) Act 1948 (c.40)

F122

Textual Amendments

F12 Sch. 3 para. 2 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The Education (Work Experience) Act 1973 (c.23)

F133

Textual Amendments

F13 Sch. 3 para. 3 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The Sex Discrimination Act 1975 (c.65)

F144

Textual Amendments

F14 Sch. 3 para. 4 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The Race Relations Act 1976 (c.74)

F155

Textual Amendments

F15 Sch. 3 para. 5 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The National Health Service Act 1977 (c.49)

F166

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Textual Amendments

F16 Sch. 3 para. 6 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The Education Reform Act 1988 (c.40)

F177

Textual Amendments

F17 Sch. 3 para. 7 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The Further and Higher Education Act 1992 (c.13)

F188

Textual Amendments

F18 Sch. 3 para. 8 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The Local Government Finance Act 1992 (c.14)

F199

Textual Amendments

F19 Sch. 3 para. 9 repealed (27.7.1999 with application as mentioned in s. 30(2) of the repealing Act) by 1999 c. 27, ss. 30, 34, **Sch. 2** Table2

The Education Act 1993 (c.35)

F2010

Textual Amendments

F20 Sch. 3 para. 10 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

F2111

Textual Amendments

F21 Sch. 3 para. 11 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

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F22 12

Textual Amendments

F22 Sch. 3 para. 12 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 582(3), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

F23 13

Textual Amendments

F23 Sch. 3 para. 13 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

F24 14

Textual Amendments

F24 Sch. 3 para. 14 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

The Value Added Tax Act 1994 (c.23)

F25 15

Textual Amendments

F25 Sch. 3 para. 15 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), **Sch. 38 Pt.I** (with ss. 1(4), 561, 562, Sch. 39).

SCHEDULE 4

Section 10.

REPEALS

Chapter	Short title	Extent of repeal
1993 c. 35.	The Education Act 1993.	In section 308(2), the words “(referred to in this Act as “the Education Acts”)”. In Schedule 19, paragraphs 54(a), 56, 64, 69, 84, 131 and 170.
1994 c. 30.	The Education Act 1994.	In Schedule 2, paragraph 10(3).

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