



Education Act 1996

1996 CHAPTER 56

PART VIII

GRANTS AND OTHER FINANCIAL MATTERS

Recoupment

493 Recoupment: cross-border provisions.

- (1) Regulations may make provision requiring or authorising payments of amounts determined by or under the regulations to be made by one authority to another where—
 - (a) the authority receiving the payment makes, in such cases or circumstances as may be specified in the regulations, provision for education in respect of a person having such connection with the area of the paying authority as may be so specified, and
 - (b) one of the authorities is a local education authority and the other an education authority in Scotland.
- [^{F1}(2) Subsection (3) of section 207 of the Education Act 2002 (recoupment: adjustment between local education authorities) shall apply for the purposes of this section as it applies for the purposes of that section, but with the omission of the reference to the National Assembly for Wales.
- (2A) The regulations may provide for the amounts payable by one authority to another, in such cases as may be specified by or under the regulations, to be such amounts as may be determined by the Secretary of State.]
- (3) Any question concerning the connection of any person with the area of a particular local education authority or education authority shall be decided in accordance with the regulations.
- (4) In subsection (1) “provision for education” includes provision of any benefits or services for which provision is made by or under this Act or any other enactment relating to education.

Status: Point in time view as at 09/01/2004.

Changes to legislation: Education Act 1996, Section 493 is up to date with all changes known to be in force on or before 16 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)

Textual Amendments

- F1** S. 493(2)(2A) substituted for s. 493(2) (1.4.2003 for E., 9.1.2004 for W.) by [Education Act 2002](#) (c. 32), [ss. 208\(1\)](#), [216\(4\)](#) (with [ss. 210\(8\)](#), [214\(4\)](#)); [S.I. 2003/124](#), art. 4; [S.I. 2003/2961](#), art. 7, Sch. Pt. IV

Modifications etc. (not altering text)

- C1** Ss. 492-495: power to exercise functions modified (1.7.1999) by [S.I. 1999/120](#), art. 5, [Sch. 2](#)

Status:

Point in time view as at 09/01/2004.

Changes to legislation:

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