

1990 No. 1534 (S.157)

**EDUCATION, SCOTLAND**

**The Education (Access Funds) (Scotland) Regulations  
1990**

*Made* - - - - - *24th July 1990*

*Laid before Parliament* *26th July 1990*

*Coming into force* *1st September 1990*

The Secretary of State, in exercise of the powers conferred on him by sections 73(a) and (c) and 74(1) of the Education (Scotland) Act 1980(a) and of all other powers enabling him in that behalf, hereby makes the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the Education (Access Funds) (Scotland) Regulations 1990 and shall come into force on 1st September 1990.

(2) In these Regulations, “access funds” means any grants paid by the Secretary of State under regulation 2.

**Making of grants**

2. The Secretary of State may pay grants, for the purpose of providing financial assistance for students receiving education provided by—

- (a) a central institution, to the managers of the institution;
- (b) a college of education, to the managers of the college;
- (c) a college of further education under the management of an education authority, to that authority;
- (d) a college of further education under the management of a company formed in terms of section 65 of the Self-Governing Schools etc. (Scotland) Act 1989(b), to that company.

**Determination and payment**

3. Access funds shall be of such amount and in respect of such period as the Secretary of State may determine and may be paid as single payments or by instalments of such amounts and at such times as may be so determined.

**Conditions**

4. The payment of access funds shall be subject to such conditions as may be determined by the Secretary of State.

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(a) 1980 c.44; section 74(1) was amended by paragraph 8(17) of Schedule 10 to the Self-Governing Schools etc. (Scotland) Act 1989 (c.39).  
(b) 1989 c.39.

## Requirements

5. The persons to whom access funds are paid by the Secretary of State shall—
- (a) keep such records and accounts and furnish to the Secretary of State such information, returns and accounts relating to receipts and disbursements of access funds as he may require;
  - (b) make such repayments of access funds not expended for the purposes of these Regulations as the Secretary of State may require;
  - (c) provide financial assistance only to those classes or categories of students as the Secretary of State may determine;
  - (d) comply with such other requirements as may be determined by the Secretary of State.

St Andrew's House, Edinburgh  
24th July 1990

*Ian Lang*  
Minister of State,  
Scottish Office

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### EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations, which come into force on 1st September 1990, empower the Secretary of State to pay grants (to be known as "access funds") to the managers of certain educational institutions for the financial assistance of students at those institutions (regulations 1 and 2). Payments may be made at such times and in such instalments as the Secretary of State considers appropriate (regulation 3). Payment may be dependent on the fulfilment of conditions imposed by the Secretary of State (regulation 4). Institutions receiving access funds must keep records and accounts and furnish information, returns and accounts to the Secretary of State as he may require, repay unexpended funds as required, only assist those classes or categories of students which the Secretary of State determines and comply with such other requirements as he may determine (regulation 5).

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