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STATUTORY INSTRUMENTS

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**1992 No. 587**

**The Education (London Residuary  
Body) (Property Transfer) Order 1992**

**Conditions on Transfer**

4.—(1) Land transferred to Kensington and Chelsea pursuant to article 3(1)(a), except the former Mayfield School, West Hill, SW15, or to Bromley pursuant to article 3(1)(b) is subject to the condition that it be disposed of as soon as reasonably practicable.

(2) Subject to paragraph (4), land transferred pursuant to article 3(1)(c) is subject to the condition that it or any interest in it shall not be disposed of within 20 years of the transfer date without the consent in writing of the Secretary of State.

(3) In giving his consent under paragraph (2) the Secretary of State may impose conditions regarding the payment of all or part of the consideration for any such disposal, in such proportions as he may direct, to any or all of the inner London councils and the Common Council.

(4) Paragraph (2) does not apply to a disposal required by paragraph (9) or (10).

(5) Land marked with an asterisk in Schedule 3 is transferred subject to the condition that by 1st April 1995 it is brought into use wholly or mainly for the purposes of the transferee council's functions as the local education authority for their area.

(6) The former Shoreditch School and Site, Falkirk Street, N1, the former Shoreditch School Site Extension, 77, Kingsland Street/1a, Redvers Street, E2 and the former Henry Thornton Secondary School, 45, Clapham Common South Side, SW4 are each transferred subject to the condition that by 1st April 1995 they be brought into use wholly or mainly for the purposes of an institution for the full-time education of persons over compulsory school age who have not attained the age of nineteen years.

(7) The former Wandsworth Boys' Secondary School, Sutherland Grove, SW18 is transferred subject to the condition that it is to be brought into use by 1st April 1995 as the site for a new school established under section 12 or 13 of the Education Act 1980<sup>(1)</sup> or as the site for a school transferring to that site under section 16 of the Education Act 1944<sup>(2)</sup>.

(8) The former Eltringham School Site, SW18 is transferred subject to the condition that it is to be brought into use by 1st April 1995 as a transport depot for the purposes of the transferee council's duties under section 55(1) of the Education Act 1944<sup>(3)</sup> (provision of transport and other facilities).

(9) Land which is not brought into use in accordance with paragraphs (5), (6), (7) and (8) is to be disposed of as soon as reasonably practicable and the proceeds of sale after deduction therefrom of a sum equal to the aggregate amount of any capital expenditure incurred since 1st April 1992 in relation to the land by the transferee and of any expenditure so incurred in connection with the disposal of the land are to be divided between the inner London councils and the Common Council in proportion to their populations of children of compulsory school age, based on the most recent returns to the Department of Education and Science available at the time of completion of the sale.

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(1) 1980 c. 20.

(2) 1944 c. 31.

(3) Section 55(1) was amended by the Education Reform Act 1988 (c. 40), Schedule 12, Part III, paragraph 55(2).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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(10) The Hackney Sixth Form Centre, Cassland Road, E9 is transferred subject to the condition that if the former Shoreditch School and Site is brought into use as specified in paragraph (6) the said Centre shall be disposed of and the proceeds of sale dealt with as required by paragraph (9).