
STATUTORY INSTRUMENTS

1993 No. 1659 (S.211)

EDUCATION, SCOTLAND

**The Education (Assisted Places)
(Scotland) Amendment Regulations 1993**

<i>Made</i>	- - - -	<i>28th June 1993</i>
<i>Laid before Parliament</i>		<i>12th July 1993</i>
<i>Coming into force</i>	- -	<i>2nd August 1993</i>

The Secretary of State, in exercise of the powers conferred on him by sections 75A(9) and (10) and 75B of the Education (Scotland) Act 1980(1), and of all other powers enabling him in that behalf, and after having consulted such bodies as appear to him to be appropriate and to be representative of participating schools in accordance with section 75A(11) of that Act, hereby makes the following Regulations:

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Education (Assisted Places) (Scotland) Amendment Regulations 1993 and shall come into force on 2nd August 1993.

(2) In these Regulations, “the principal Regulations” means the Education (Assisted Places) (Scotland) Regulations 1989(2).

(3) A regulation, schedule, paragraph or sub-paragraph referred to in these Regulations by number means the regulation, schedule, paragraph or sub-paragraph so numbered in the principal Regulations.

Amendment of the principal Regulations

2. In regulation 4 (conditions as to residence), in paragraph (3), sub-paragraph (b) shall be deleted.

3. In regulation 9 (references to income)—

(a) in paragraph (3), for the sum of “£1,100” there shall be substituted the sum of “£1,150”; and

(b) in paragraph (4), for the sum of “£1,100” (in both places where it appears) there shall be substituted the sum of “£1,150”.

(1) 1980 c. 44; sections 75A and 75B were inserted by section 5 of the Education (Scotland) Act 1981 (c. 58).

(2) S.I.1989/1133, amended by S.I. 1990/1346, 1991/1495 and 1992/1589.

4. In regulation 13(2) (scales of remission), for the sum of “£9,384” there shall be substituted the sum of “£9,522”.
5. In regulation 15(6) (school travel grants for day pupils and amounts thereof)–
- (a) in sub-paragraph (a), for the sum of “£9,397” there shall be substituted the sum of “£9,535”; and
 - (b) in sub-paragraph (b), for the sum of “£9,218” there shall be substituted the sum of “£9,356”.
6. In regulation 16(5) (school travel grants for boarding pupils and amounts thereof)–
- (a) in sub-paragraph (a), for the sum of “£9,397” there shall be substituted the sum of “£9,535”; and
 - (b) in sub-paragraph (b), for the sum of “£9,218” there shall be substituted the sum of “£9,356”.
7. In regulation 17 (clothing grants)–
- (a) for paragraph (2), there shall be substituted the following paragraph:–

“(2) In an assisted pupil’s first assisted year, clothing grant shall be made in the case of such a pupil as respects whom the relevant income does not exceed £10,658 and in such case the grant shall be of an amount equal to so much of the clothing expenditure as does not exceed–

 - (a) £163, where the relevant income does not exceed £9,356;
 - (b) £122, where that income exceeds £9,356 but does not exceed £9,791;
 - (c) £80, where that income exceeds £9,791 but does not exceed £10,212;
 - (d) £41, where that income exceeds £10,212 but does not exceed £10,658.”; and
 - (b) for paragraph (3) there shall be substituted the following paragraph:–

“(3) In any subsequent school year in which clothing grant is made, it shall be made in the case of an assisted pupil as respects whom the relevant income does not exceed £10,212 and in such case the grant shall be of an amount equal to so much of the clothing expenditure (disregarding expenditure in respect of which a previous grant has been paid) as does not exceed–

 - (a) £61, where the relevant income does not exceed £9,522;
 - (b) £30, where that income exceeds £9,522 but does not exceed £10,212.”.
8. In Schedule 1 (computation of income), in paragraph 3–
- (a) after sub-paragraph (n), the word “or” shall be deleted; and
 - (b) after sub-paragraph (o), there shall be inserted the word “or” and the following sub-paragraph:–

“(p) in pursuance of section 59 of and Schedule 10 to the Finance (No.2) Act 1992(3) (relief for Rent-a-Room income).”.
9. In Schedule 1 (computation of income), in paragraph 5(3)(a), after the word “agreement” there shall be inserted the words “or in accordance with a maintenance assessment under the Child Support Act 1991(4)”.
10. For Schedule 2 (scales of remission), there shall be substituted the following:–

(3) 1992 c. 48.

(4) 1991 c. 48.

“SCHEDULE 2

Regulation 13

SCALES OF REMISSION

(1) Part of relevant income to which the specified percentage applies	(2) Parental contribution percentage
That part (if any) which exceeds £9,356 but does not exceed £10,173	9%
That part (if any) which exceeds £10,173 but does not exceed £11,005	12%
That part (if any) which exceeds £11,005 but does not exceed £12,654	15%
That part (if any) which exceeds £12,654 but does not exceed £15,189	21%
That part (if any) which exceeds £15,189 but does not exceed £18,500	24%
That part (if any) which exceeds £18,500	33%”

St Andrew’s House,
Edinburgh
28th June 1993

James Douglas-Hamilton
Parliamentary Under Secretary of State, Scottish
Office

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

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Education (Assisted Places) (Scotland) Regulations 1989 (the principal Regulations) to uprate the qualifying income levels for the remission of fees and charges and the making of grants under the assisted places scheme, and in certain other minor respects.

The level of income at or below which fees are to be wholly remitted is increased from £9,384 to £9,522 with corresponding increases in the extent of remission where the relevant income exceeds that sum (regulations 4 and 10). The qualifying income levels for school travel grants and clothing grants are uprated (regulations 5 to 7).

The deduction for dependent children and relatives which is to be made from “relevant income” has been increased from £1,100 to £1,150 (regulation 3).

Redundant wording relating to the grant of asylum in circumstances where this is no longer done has been removed (regulation 2).

The list of tax reliefs in Schedule 1 to the principal Regulations is updated so as to include a further relief introduced by the Finance (No.2) Act 1992 (regulation 8). This list specifies reliefs which are not to be deducted in determining a person’s income for the purpose of the Regulations. Provision is also made for the maintenance payments taken into account in determining a person’s income to include those made in accordance with a maintenance assessment under the Child Support Act 1991 (regulation 9).