
STATUTORY INSTRUMENTS

1998 No. 799

The Education (Grant-maintained and Grant-maintained Special Schools) (Finance) Regulations 1998

PART 1

GENERAL

Revocation and transitional provisions

- 3.**—(1) The 1997 Regulations are revoked.
- (2) Notwithstanding the provisions of these Regulations—
- (a) the Education (Grant-maintained Schools) (Finance) Regulations 1990⁽¹⁾ shall continue to apply for the purposes of—
 - (i) determining, apportioning and redetermining the amount of maintenance grant payable in respect of a school as therein defined situated in England for the financial year ending on 31st March 1991, and
 - (ii) determining (and revising) the total amount of maintenance grant which the Secretary of State may recover from the former maintaining authority (within the meaning of those Regulations) of such a school in respect of that year;
 - (b) the Education (Grant-maintained Schools) (Finance) Regulations 1991⁽²⁾ shall continue to apply for the purposes of—
 - (i) determining, apportioning and redetermining the amount of maintenance grant payable in respect of a school as therein defined situated in England for the financial year ending on 31st March 1992, and
 - (ii) determining (and revising) the total amount of maintenance grant which the Secretary of State may recover from the former maintaining authority (within the meaning of those Regulations) of such a school in respect of that year;
 - (c) the Education (Grant-maintained Schools) (Finance) Regulations 1992⁽³⁾ shall continue to apply for the purposes of—
 - (i) determining, apportioning and redetermining the amount of maintenance grant payable in respect of a school as therein defined situated in England for the financial year ending on 31st March 1993, and
 - (ii) determining (and revising) the total amount of maintenance grant which the Secretary of State may recover from the former maintaining authority (within the meaning of those Regulations) of such a school in respect of that year;

⁽¹⁾ S.I. 1990/549; amended by S.I. 1990/2279, 1991/353.

⁽²⁾ S.I. 1991/353.

⁽³⁾ S.I. 1992/555; amended by S.I. 1992/1095.

- (d) the Education (Grant-maintained Schools) (Finance) Regulations 1993⁽⁴⁾ shall continue to apply for the purposes of—
- (i) determining, apportioning and redetermining the amount of maintenance grant payable in respect of a school as therein defined situated in England for the financial year ending on 31st March 1994, and
 - (ii) determining (and revising) the total amount of maintenance grant which the Secretary of State may recover from the former maintaining authority (within the meaning of those Regulations) of such a school in respect of that year; and
- (e) the 1997 Regulations and those regulations made under section 244 of the 1996 Act⁽⁵⁾ applying in relation to the financial years beginning in 1994, 1995 and 1996 shall continue to apply for the purposes of—
- (i) determining, apportioning and redetermining the amount of maintenance grant payable in respect of a school as therein defined situated in England for the financial year to which they applied, and
 - (ii) determining (and revising) the total amount of maintenance grant which the Secretary of State may recover from the local education authority (within the meaning of those Regulations) of such a school in respect of that year.
- (3) Paragraph (1) is without prejudice to the continued operation after 31st March 1998 of any requirements imposed by the Secretary of State or the funding authority on a governing body of a school situated in England to whom payments in respect of maintenance grant, capital grant and special purpose grant have been made under one or more (as the case may be) of the regulations made under section 247 of the 1996 Act⁽⁶⁾.

⁽⁴⁾ S.I. 1993/568; amended by S.I. 1993/843.

⁽⁵⁾ The relevant Regulations are S.I. 1994/938, 1994/2111, 1995/936 (amended by 1995/1554) and 1996/889.

⁽⁶⁾ The relevant Regulations are S.I. 1989/1287, 1990/549 (amended by 1990/2279 and 1991/353), 1991/353, 1992/555 (amended by 1992/1095), 1993/568 (amended by 1993/843), 1994/938, 1994/2111, 1995/936 (amended by 1995/1554) 1996/889 and 1997/996. See the effect of paragraphs 1(3) and 2(1) of Schedule 39 to the 1996 Act.