
STATUTORY INSTRUMENTS

2003 No. 453

**The Financing of Maintained
Schools (England) Regulations 2003**

PART 2

SCHOOLS' BUDGET SHARES : MAIN PROVISIONS

Infant Class Funding

12.—(1) In determining budget shares for schools, a local education authority may take into account in their formula the limitation on infant class sizes under regulations made pursuant to section 1 of the 1998 Act⁽¹⁾ in accordance with paragraphs (2) to (4).

(2) In determining budget shares for schools, a local education authority may, in respect of the period from 1 April 2003 to 31 August 2003, allocate additional funding for infant classes by the same method as used in the financial year beginning 1 April 2002 to distribute grant paid to the authority under section 3 of the 1998 Act in respect of expenditure incurred to secure compliance with regulations referred to under paragraph (1).

(3) Where, as a result of the regulations referred to in paragraph (1) there are fewer than thirty children in any infant class at any school, a local education authority, in making provision under paragraph (1), may include in that school's budget share an amount of money in respect of each place in any infant class which is not funded as a result of other provisions in these Regulations, provided that this amount of money shall be the same in respect of each such place at any one school.

(4) In determining the budget share of any school, a local education authority may include an amount of money in respect of any infant class at that school.

(5) For the purposes of this regulation, the number of classes required at any school to fulfil the requirements imposed by the statutory provisions referred to in paragraph (1) shall be determined by the local education authority.

(1) The Education (Infant Class Sizes) (England) Regulations 1998 (S.I.1998/1973).