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STATUTORY INSTRUMENTS

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**2004 No. 3130**

**EDUCATION, ENGLAND**

The Financing of Maintained  
Schools (England) Regulations 2004

*Made - - - - 9th December 2004*  
*Laid before Parliament 23rd December 2004*  
*Coming into force 13th January 2005*

THE FINANCING OF MAINTAINED  
SCHOOLS (ENGLAND) REGULATIONS 2004

PART 1

INTRODUCTION

1. Citation, commencement, application and interpretation
2. Revocation of the 2003 Regulations, and operation of the 2003 (No. 2) Regulations

PART 2

SCHOOLS' BUDGET SHARES: MAIN PROVISIONS

3. Determination of budget shares
4. Allocation of individual schools budget
5. Timing of determination of budget shares
6. Consultation
7. Formula for determination of budget shares
8. Pupil numbers
9. Dates for ascertaining pupil numbers
10. Pupil numbers: Dual registration
11. Places
12. Infant Class Funding
13. Differential funding
14. Additional factors or criteria
15. Minimum funding guarantee
16. Sixth form funding
17. A secondary school's budget share for the financial year beginning...

*Status: This is the original version (as it was originally made).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

18. Budget share adjustments in relation to the financial year beginning on 1st April 2004: Pupil numbers
19. Budget share adjustments in relation to the financial year beginning on 1st April 2004: Non-pupil number factors
20. New, reorganised and closing schools
21. Redetermination of budget shares
22. Pupils permanently excluded or admitted following a permanent exclusion
23. Additional provisions for redeterminations in relation to financial years beginning on or before 1st April 2003: (1) Former grant-maintained or grant-maintained special schools in the period before they became such schools and (2) Schools which were never such schools
24. Additional provisions for redeterminations in relation to the financial years beginning on 1st April 1999, 1st April 2000, 1st April 2001, 1st April 2002 or 1st April 2003: Former grant-maintained or grant-maintained special schools
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26. Percentage of “pupil-led” funding

#### PART 3

#### CORRECTION OF ERRORS AND ADDITIONAL ARRANGEMENTS APPROVED BY THE SECRETARY OF STATE

27. Correction of errors
28. Additional arrangements approved by the Secretary of State

#### PART 4

#### SCHEMES

29. Required content of schemes
30. Manner of publication
31. Additional occasions when schemes require publication  
Signature

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#### SCHEDULE 1 — ADDITIONAL FACTORS OR CRITERIA WHICH MAY BE TAKEN INTO ACCOUNT IN A LOCAL EDUCATION AUTHORITY'S FORMULA UNDER REGULATION 14

#### SCHEDULE 2 — THE MINIMUM FUNDING GUARANTEE

1. Primary and Secondary Schools
2. Subject to paragraphs 3 and 4, the guaranteed funding level...
3. Save where paragraph 4 applies, where the relevant number of...
4. Where a new school opens on or after 1st April...
5. Special Schools

#### SCHEDULE 3 — CONTENTS OF SCHEMES

Explanatory Note