
STATUTORY INSTRUMENTS

2005 No. 3436

EDUCATION, ENGLAND AND WALES

**The Education (Grants etc.) (Dance and Drama)
(England) (Amendment) (No. 2) Regulations 2005**

Made - - - - *13th December 2005*
22nd December
Laid before Parliament *2005*
Coming into force - - *31st January 2006*

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 485, 489 and 569(4) and (5) of the Education Act 1996⁽¹⁾.

Citation, commencement and interpretation

1. These Regulations may be cited as the Education (Grants etc.) (Dance and Drama) (England) (Amendment) (No. 2) Regulations 2005 and shall come into force on 31st January 2006.
2. In these Regulations “the Principal Regulations” means the Education (Grants etc.) (Dance and Drama) (England) Regulations 2001⁽²⁾.

Amendment of the Principal Regulations

3. The Principal Regulations are amended in accordance with these Regulations.
4. In regulation 3(1) after “student”, (in the second place where that word occurs) insert “of a description mentioned in Part II of Schedule 1”.
5. In regulation 4(2), (3), (4) and (5), omit “Part 1” and “in Part 1”, wherever they appear.
6. For regulation 5(2), substitute the following paragraph—

“(2) Any selection of a substituted student under paragraph (1) shall be on the basis of high ability in, or aptitude for, dance or drama, as the case may be, as demonstrated—

 - (a) at the same group of auditions as that at which the original student’s ability or aptitude was demonstrated; or, where no such selection is possible,
 - (b) at any other group of auditions.”
7. In regulation 7(2), substitute “Schedule 2” for “Schedule 1”.

(1) 1996 c. 56.

(2) S.I.2001/2857, amended by S.I. 2002/2064 and 2005/677; and also by S.I. 2005/2114.

8.—(1) Schedule 1 is amended in accordance with this regulation.

(2) At the end of paragraph 9, add “and who does not fall within paragraph 11”.

(3) After paragraph 10, insert—

“11. A person who on the first day of the first academic year of the course is a national of a member state of the European Community—

- (a) who is ordinarily resident in England and Wales on the first day of the academic year of the course;
- (b) who has been ordinarily resident throughout the three year period preceding the first day of the first academic year of the course in the United Kingdom and Islands;
- (c) who, where he is a national of the United Kingdom, has a right to be treated no less favourably than a national of another member state by virtue of having exercised a Community right of free movement; and
- (d) who, in a case where his ordinary residence referred to in sub-paragraph (b) was wholly or mainly for the purpose of receiving full-time education, was ordinarily resident in the European Economic Area immediately prior to the period of ordinary residence referred to in sub-paragraph (b).”

9. For Schedule 2 substitute the following Schedule—

“SCHEDULE 2

Regulations 2, 4 and 7

<i>Name of institution</i>	<i>No. of new award students with a period of award of one year</i>	<i>No. of new award students with a period of award of two years</i>	<i>No. of new award students with a period of award of three years</i>	<i>Grant under regulation 7 per award student p.a</i>
Academy of Live and Recorded Arts	10	0	21	£6,986
Arts Educational School (London)	10	3	52	£7,020
Arts Educational School (Tring)	1	18	0	£7,796
Bird College	0	4	45	£5,986
Cambridge Performing Arts at Bodywork	4	6	16	£4,351
Elmhurst, The School of Dance and Performing Arts	0	0	24	£7,301
English National Ballet School	0	18	0	£9,636
Guildford School of Acting Conservatoire	0	20	30	£6,572

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<i>Name of institution</i>	<i>No. of new award students with a period of award of one year</i>	<i>No. of new award students with a period of award of two years</i>	<i>No. of new award students with a period of award of three years</i>	<i>Grant under regulation 7 per award student p.a</i>
Hammond School	2	2	21	£7,799
Italia Conti Academy of Theatre Arts	7	13	21	£7,049
Laine Theatre Arts	2	3	33	£6,921
Liverpool Theatre School and College	0	0	18	£7,194
Millennium Dance 2000 Ltd	2	10	18	£5,411
Mountview Academy	14	17	41	£8,761
Northern Ballet School	1	0	20	£6,901
Oxford School of Drama	13	0	14	£6,729
Performers College	0	3	22	£5,280
Stella Mann College	0	2	12	£5,908
Studios La Pointe College, Leeds	2	4	16	£6,210
Urdang Academy	1	3	30	£6,561”

13th December 2005

Bill Rammell
Minister of State
Department for Education and Skills

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make amendments to the Education (Grants etc.) (Dance and Drama) (England) Regulations 2001 (“the principal Regulations”).

Regulations 4, 5 and 7 correct drafting errors.

Regulation 6 amends regulation 5 of the principal Regulations to enable the selection of a substituted student to be made from another cohort, if it is not possible to make the selection from the original student’s cohort.

Regulation 8 amends the eligibility criteria for award students set out in Schedule 1 to the principal Regulations.

Regulation 9 substitutes a new Schedule 2 to the principal Regulations which specifies the institutions currently participating in the scheme and varies the numbers used in calculating the grants to be paid.