

SCHEDULE 8

SUMS TO BE DISREGARDED IN THE CALCULATION OF INCOME OTHER THAN EARNINGS

13.—(1) Any payment—

- (a) by way of an education maintenance allowance made pursuant to—
 - (i) regulations made under section 518 of the Education Act 1996⁽¹⁾;
 - (ii) regulations made under section 49 or 73(f) of the Education (Scotland) Act 1980⁽²⁾;
or
 - (iii) directions made under section 73ZA of the Education (Scotland) Act 1980⁽³⁾ and paid under section 12(2)(c) of the Further and Higher Education (Scotland) Act 1992⁽⁴⁾; or
- (b) corresponding to such an education maintenance allowance, made pursuant to—
 - (i) section 14 or section 181 of the Education Act 2002⁽⁵⁾; or
 - (ii) regulations made under section 181 of that Act.

(2) Any payment, other than a payment to which sub-paragraph (1) applies, made pursuant to—

- (a) regulations made under section 518 of the Education Act 1996;
- (b) regulations made under section 49 of the Education (Scotland) Act 1980; or
- (c) directions made under section 73ZA of the Education (Scotland) Act 1980 and paid under section 12(2)(c) of the Further and Higher Education (Scotland) Act 1992;

in respect of a course of study attended by a child or a young person or a person who is in receipt of an education maintenance allowance made pursuant to any provision specified in sub-paragraph (1).

(1) 1996 c. 56. Section 518 was substituted by the School Standards and Framework Act 1998 (c. 31), section 129.

(2) 1980 c. 44.

(3) Section 73ZA was inserted by the Further and Higher Education (Scotland) Act 2005 asp. 6, section 19.

(4) 1992 c. 37.

(5) 2002 c. 32. Section 14 was amended by the Children Act 2004 (c. 31), section 59 and the Education Act 2005 (c. 18), Schedule 14, paragraph 23(1) to (3).