

**2010 No. 190**

**EDUCATION, ENGLAND**

**The School Budget Shares (Prescribed Purposes) (England)  
(Amendment) Regulations 2010**

<i>Made</i>	- - - -	<i>2nd February 2010</i>
<i>Laid before Parliament</i>		<i>8th February 2010</i>
<i>Coming into force</i>		
<i>Regulations 1 and 2(1) and (2)</i>		<i>1st March 2010</i>
<i>Regulation 2(3)</i>		<i>1st April 2010</i>

The Secretary of State for Children, Schools and Families makes the following Regulations in exercise of the powers conferred by section 50(3)(b) of the School Standards and Framework Act 1998(a):

**Citation, commencement and application**

**1.**—(1) These Regulations may be cited as the School Budget Shares (Prescribed Purposes) (England) (Amendment) Regulations 2010.

(2) Subject to paragraph (3), these Regulations come into force on 1st March 2010.

(3) Regulation 2(3) comes into force on 1st April 2010.

(4) These Regulations apply only in relation to England.

**Amendment of the School Budget Shares (Prescribed Purposes) (England) Regulations 2002**

**2.**—(1) The School Budget Shares (Prescribed Purposes) (England) Regulations 2002(b) are amended as follows.

(2) In regulation 3, after sub-paragraph (c) insert—

“(d) (i) the provision of staff, goods, services, accommodation or other resources to a relevant person or body; or

(ii) the making of contributions to a fund out of which relevant payments may be made,

for the purposes of arrangements made under section 10 of the Children Act 2004 (co-operation to improve well-being)(c) (“CA 2004”), and in this sub-paragraph “relevant person or body” and “relevant payment” have the meanings given by section 10(11) of CA 2004;”.

(3) In regulation 3, after sub-paragraph (d) insert—

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(a) 1998 c.31. For the meaning of “prescribed” and “regulations” see section 142(1) of that Act.

(b) S.I. 2002/378, as amended by S.I. 2004/444.

(c) 2004 c. 31. Section 10 was amended by section 193 of the Apprenticeships, Skills, Children and Learning Act 2009 (c.22).

- “(e) (i) the provision of staff, goods, services, accommodation or other resources ; or  
(ii) the making of payments towards expenditure incurred,  
by, or for purposes connected with the functions of, the Children’s Trust Board(a)  
for the area in which the school is situated.”.

*Vernon Coaker*  
Minister of State

2nd February 2010

Department for Children, Schools and Families

### **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations amend the School Budget Shares (Prescribed Purposes) (England) Regulations 2002.

They enable the governing bodies of maintained schools to use their school budget shares to provide staff, goods, services, accommodation and other resources and make financial contributions to a fund established either by the Children’s Services Authority(b) in whose area the school is situated or by any of the authority’s relevant partners, with a view to improving the well-being of children and relevant young persons in that area, in accordance with section 10 of the Children Act 2004.

They also enable these governing bodies to make the same types of provision for purposes connected with the functions of the Children’s Trust Board in whose area the school is situated, in accordance with section 12C of the Children Act 2004.

A full regulatory impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.

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- (a) Sections 12A to 12D of the Children Act 2004 make provision for the establishment, functions, funding and supply of information to Children’s Trust Boards. These sections are inserted by section 194 of the Apprenticeships, Skills, Children and Learning Act 2009.  
(b) As defined in section 65 of the Children Act 2004.

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