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STATUTORY INSTRUMENTS

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**2013 No. 3104**

**The School and Early Years Finance  
(England) Regulations 2013**

**PART 1**

**Introduction**

**Amendments**

- 3.**—(1) The Schools Forums (England) Regulations 2012<sup>(1)</sup> are amended as follows.
- (2) In regulation 1(3), after “In these Regulations—”, insert—
- ““16 to 19 provider” means—
- (a) an institution within the further education sector, or
- (b) an educational institution other than one referred to in subparagraph (a) that is principally concerned with providing further education suitable for persons over compulsory school age who have special educational needs or learning difficulties or are subject to learning difficulty assessment,
- where 20% or more of the students at the institution reside in the authority’s area;”.
- (3) In regulation 1(3), in the definition of “representative”, after “save for in”, insert—
- “regulation 7(1)(a) and”.
- (4) In regulation 4(2)(c), after “non-schools members appointed” insert—
- “or elected”.
- (5) For regulation 4(3), substitute—
- “(3) If, for any reason, an election for a schools member under regulation 5(1), an Academies member under regulation 6(1), or person to represent 16 to 19 providers under regulation 7(1)(a) either does not take place by the date (if any) set by an authority or results in a tie between two or more candidates, the authority must appoint the schools member, Academies member or person to represent 16 to 19 providers to their schools forum instead.”
- (6) In regulation 7, for paragraph (1), substitute—
- “(1) The schools forum must include—
- (a) where there is at least one 16 to 19 provider, at least one person to represent 16 to 19 providers, that person to be elected by representatives of the 16 to 19 providers, or if there is only one 16 to 19 provider, by the representatives of that provider; and
- (b) one or more persons appointed by the authority to represent early years providers.”
- (7) In regulation 8, for paragraphs (9A) and (9B), substitute—

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**Status:** This is the original version (as it was originally made).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

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“(9A) Only the schools members of the schools forum who are representatives of primary schools may vote to decide whether or not to authorise the matters referred to in regulation 12(1)(d) of the School and Early Years Finance (England) Regulations 2013 where they relate to primary schools.

(9B) Only the schools members of the schools forum who are representatives of secondary schools may vote to decide whether or not to authorise the matters referred to in regulation 12(1)(d) of the School and Early Years Finance (England) Regulations 2013 where they relate to secondary schools.”.