
STATUTORY INSTRUMENTS

2021 No. 59

The School and Early Years Finance
(England) Regulations 2021

PART 3

Determination of Budget Shares etc.

CHAPTER 1

Requirements, and Factors and Criteria Taken into Account

Places

- 14.**—(1) In determining budget shares for special schools, a local authority—
- (a) must include £10,000 for each place other than—
 - (i) hospital education places; and
 - (ii) places for those who are over 18, unless they are aged 19 and are continuing to attend a particular course of secondary education which they began before they reached the age of 18; and
 - (b) must not include funding for places described in sub-paragraph (a)(ii).
- (2) In determining budget shares for primary or secondary schools maintained by the local authority, with places which the authority has reserved for children with special educational needs, a local authority must—
- (a) in the case of a place that was taken by a pupil on 1st October 2020, include £6,000 per place, and
 - (b) in all other cases except hospital education places, include £10,000 per place.
- (3) In determining budget shares for pupil referral units, a local authority must include £10,000 for each place other than hospital education places.
- (4) Paragraph (3) applies to places to be commissioned by schools or directly by a local authority.
- (5) For each hospital education place referred to in paragraphs (1) to (3) the local authority must include at least the equivalent amount per hospital education place which the authority included in the budget share of the school or pupil referral unit, as the case may be, in the previous funding period.
- (6) In determining budget shares under this regulation, a local authority must ensure that it funds places which may be taken by children who are not ordinarily resident in their area.