SCOTTISH STATUTORY INSTRUMENTS

2003 No. 280

EDUCATION

The St Mary's Music School (Aided Places) (Scotland) Amendment Regulations 2003

Made - - - -	*4th June 2003*
Laid before the Scottish Parliament - - - -	*5th June 2003*
Coming into force - -	*1st August 2003*

The Scottish Ministers, in exercise of the powers conferred by sections 73(f) and 74(1) of the Education (Scotland) Act 1980(**1**) and of all other powers enabling them in that behalf, hereby make the following Regulations:

Citation and commencement

1. These Regulations may be cited as the St Mary's Music School (Aided Places) (Scotland) Amendment Regulations 2003 and shall come into force on 1st August 2003.

Amendment of St Mary's Music School (Aided Places) (Scotland) Regulations 2001

2. Schedule 1 to the St Mary's Music School (Aided Places) (Scotland) Regulations 2001(**2**) is amended as follows:–

(a) in paragraph 10(3) and (5) (references to income) for the sum of "£1,463" in the three places where it occurs substitute "£1,500";

(b) in paragraph 13 (remission of fees-boarding pupils)–

(i) in sub-paragraph (2) for the sum of "£9,772" substitute "£9,997"; and

(ii) in sub-paragraph (3) for the Table substitute–

(**1**) 1980 c. 44; section 73(f) was amended by the Teaching and Higher Education Act 1998 (c. 30), section 29; section 74(1) was amended by the Self-Governing Schools etc. (Scotland) Act 1989 (c. 39), section 82 and Schedule 10, paragraph 8 (17). Section 135(1) contains a definition of "prescribed" relevant to the exercise of the statutory powers under which these Regulations are made. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c. 46).

(**2**) S.S.I. 2001/223, as amended by S.S.I. 2002/248.

"(1) *Part of relevant income to which specified percentage applies*	*(2)* *Only aided pupil*	*(3)* *Each of two aided pupils*
That part which exceeds £9,844 but does not exceed £12,441	10%	7.5%
That part (if any) which exceeds £12,441 but does not exceed £17,439	20%	15%
That part (if any) in excess of £17,439	12.5%	7.5%";

(c) in paragraph 14 (remission of fees-day pupils)–

(i) in sub-paragraph (2) for the sum of "£12,310" substitute "£12,593"; and

(ii) in sub-paragraph (3) for the sum of "£12,161" substitute "£12,441";

(d) for paragraph 17 (remission of charges for meals-day pupils) substitute–

"**17.**—(1) Where the parents of an aided pupil who is a day pupil satisfy the school at any time during a school year, or the month preceding the beginning of a school year, that they are a person specified in paragraph (2) the school shall remit the whole of any charges for meals–

(a) for the whole of that school year, where it is satisfied as aforesaid at or before the beginning of that year; or

(b) for the remainder of the school year, where it is so satisfied in the course thereof,

notwithstanding that the parents may cease to be a person specified in paragraph (2) between the school being so satisfied and the end of the school year in question.

(2) The person referred to in paragraph (1) is a person who is in receipt of–

(i) income support;

(ii) an income-based jobseeker's allowance (payable under the Jobseekers Act 1995(**3**)); or

(iii) Child Tax Credit (payable under Tax Credits Act 2002(**4**)) in the circumstances set out in paragraph (3).

(3) The circumstances referred to in paragraph (2)(iii) are–

(i) the person is entitled to Child Tax Credit but not to Working Tax Credit (payable under the Tax Credits Act 2002); and

(ii) the person is receiving Child Tax Credit by virtue of an award which is based on an annual income not exceeding the amount determined for the purposes of section 7(1)(a) of the Tax Credits Act 2002 as the income threshold for Child Tax Credit.";

(e) in paragraph 18 (clothing grants)–

(i) in sub-paragraph (3)–

(**3**) c.18.
(**4**) c.21.