

*This Statutory Instrument has been made in consequence of a defect in SI 2011/371 and is being issued free of charge to all known recipients of that Statutory Instrument.*

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STATUTORY INSTRUMENTS

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**2011 No. 778**

**EDUCATION, ENGLAND**

**The School Finance (England) (Amendment) Regulations 2011**

<i>Made</i>	- - - -	<i>14th March 2011</i>
<i>Laid before Parliament</i>		<i>18th March 2011</i>
<i>Coming into force</i>	- -	<i>10th April 2011</i>

The Secretary of State for Education makes the following Regulations in exercise of the powers conferred by sections 45A and 138(7) of the School Standards and Framework Act 1998(a):

**Citation and commencement**

1. These Regulations may be cited as the School Finance (England) (Amendment) Regulations 2011 and come into force on 10th April 2011.

**Amendment of the School Finance (England) Regulations 2011**

2.—(1) The School Finance (England) Regulations 2011(b) are amended as follows.

(2) For paragraph 30 of Schedule 2, substitute—

“30.—(1) Subject to paragraph (2), expenditure on library services for primary and special schools, provided that the local authority—

- (a) notify the governing body of each school which does not receive funding for library services in its budget share of the amount attributable to library services for that school; and
- (b) allow the governing bodies of those schools to determine whether the expenditure on library services in respect of their school is to be spent by—
  - (i) the authority in themselves providing library services to the school; or
  - (ii) the authority procuring library services from another local authority.

(2) Expenditure of the description referred to in paragraph (1) may not be deducted where—

- (a) funding for library services in respect of a particular school was delegated before April 1999 and remains delegated; or

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(a) 1998 c. 31. Section 45A was inserted by section 41(1) of the Education Act 2002 (c.32) and amended by paragraph 3 of Schedule 16 to the Education Act 2005 (c.18), section 202 of the Apprenticeships, Skills, Children and Learning Act 2009 (c.22) and S.I. 2010/1158. For the meaning of “prescribed” and “regulations”, see section 142(1) of the 1998 Act.

(b) S.I. 2011/371.

- (b) the governing body of any primary or special school have elected to receive funding for library services as part of their school's budget share.”.

14th March 2011

*Jonathan Hill*  
Parliamentary Under Secretary of State  
Department for Education

### **EXPLANATORY NOTE**

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

These Regulations amend the School Finance (England) Regulations 2011 by substituting paragraph 30 of Schedule 2.

Regulation 5(1) of the 2011 Regulations provides that certain types of expenditure, including those specified in Schedule 2, may be included in the school budget and regulation 7(1) provides that local authorities must deduct from their schools budget those types of expenditure set out in Schedule 2 as they propose to deduct, in order to determine their individual schools budget for the funding period. Paragraph 30 of Schedule 2 specifies expenditure on library services for primary and special schools.

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