

## **Consultation on Replacement of the Education (Inter-authority Recoupment) Regulations 1994 with the Inter-authority Recoupment (England) Regulations 2013**

### **Consultation Question**

**Question: Do you have any comments on the drafting of the regulations?**

**Yes [ X]**

### **Comments**

CIPFA is concerned that these regulations (including the 1994 regulations) may not adequately reflect the academy programme in that they only discuss agreements with and payments to local authorities.

Most recoupment for education provided in England after 1 April 2013 will actually be administered by schools – and where the school is an academy then any agreement with and payment to the academy is not in law an agreement with or a payment to the local authority. The new regulations should reflect this difference.

If regulation 2 of the draft 2013 regulations (amending the 1994 regulations) referred only to education provided after 31 March 2013 then the transitional provisions in regulations 6 and 9 would not be required, which would simplify the 2013 regulations.

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What category are you?

- |                                |   |
|--------------------------------|---|
| Local Authority                | <input type="checkbox"/>                        |
| National Representative Groups | <input type="checkbox"/>                        |
| Faith Organisations            | <input type="checkbox"/>                        |
| Other                          | <input checked="" type="checkbox"/> See above * |

**How to Respond**

Please place an X in the 'Yes' and 'What category are you' boxes above and provide any additional details in the Comments box.

Then email the response to [Adrian.THOMPSON@education.gsi.gov.uk](mailto:Adrian.THOMPSON@education.gsi.gov.uk), or send a hard copy to:

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