

Capital grant determination (non-ringfenced)

Condition Funding Grant Determination (2023): No 31/6488

The Minister of State for Education (“the Minister of State”), in exercise of the powers conferred by section 31 of the Local Government Act 2003, makes the following determination:

Citation

1) This determination may be cited as the Condition Funding Determination 2023-24 No31/6488.

Purpose of the grant

2) The purpose of the grant is to provide support to local authorities in England towards expenditure lawfully incurred or to be incurred by them.

Determination

3) The Minister of State determines as the authorities to which grant is to be paid and the amount of grant to be paid, the authorities and the amounts set out in Annex A.

Grant conditions

4) Pursuant to section 31(3) and 31(4) of the Local Government Act 2003, the Minister of State determines that the grant will be paid subject to the conditions in Annex B.

Treasury consent

5) Before making this determination in relation to local authorities in England, the Minister of State obtained the consent of the Treasury.

Signed by authority of the Minister of State for Education



Paul Baker, Deputy Director, Central Capital Unit 20 March 2023

ANNEX A

Condition funding allocations for 2023-24 can be found published at:

<https://www.gov.uk/guidance/school-capital-funding>.

ANNEX B

GRANT CONDITIONS

1. Grant paid to a local authority under this determination may be used only for the purposes that a capital receipt may be used for in accordance with regulations made under section 11 of the Local Government Act 2003.
2. The Chief Executive and Chief Internal Auditor of each of the recipient authorities are required to sign and return to the Capital Funding Team within Capital Group of the Department for Education a declaration, to be received no later than the date communicated by the team, in the following terms:

“To the best of our knowledge and belief, and having carried out appropriate investigations and checks, in our opinion, in all significant respects, the conditions attached to Condition Funding grant determination No 31/6488 have been complied with”.

3. If an authority fails to comply with any of the conditions and requirements of paragraphs 1 and 2, the Minister of State may-
 - a. reduce, suspend or withhold grant; or
 - b. by notification in writing to the authority, require the repayment of the whole or any part of the grant.
4. Any sum notified by the Minister of State under paragraph 3(b) shall immediately become repayable to the Minister.

Conditions relating to efficiency of spend

5. A local authority should seek to ensure funding paid out under this grant is spent efficiently. To this end, it should thoroughly evaluate all procurement options for school projects – including the DfE Construction Frameworks and output specification – to demonstrate value for money. Where relevant, a local authority should encourage other responsible bodies and schools to do the same, should they procure a construction project directly.

6. A local authority may be required to provide such information as reasonably requested by the Secretary of State, relating to expenditure on improving the condition of schools and the procurement options appraisal conducted.