



Department
for Education

Capital grant determination (non-ringfenced)

BASIC NEED GRANT DETERMINATION (2025): No. 31/7865

The Parliamentary Under-Secretary of State for Early Education (“the Minister”), 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 Basic Need Grant Determination (2025) No. 31/7865.

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 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 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 obtained the consent of the Treasury.

Signed by authority of the Parliamentary Under Secretary of State for Early Education

Philip Dixon,

Deputy Director, Central Capital Unit

ANNEX A

Basic Need allocations for 2025-26 can be found published at:

<https://www.gov.uk/government/publications/basic-need-allocations>

ANNEX B

General conditions of grant

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 Section 151 officer / Chief Finance Officer of each of the recipient authorities are required to sign and return to the Capital Grant Assurance Team within the Operations and Infrastructure Group of the Department for Education a declaration, as part of the outturn statements in the Capital Grant Assurance return to be received no later than the date communicated by the team, in the following terms:

“As the local authority's designated section 151 officer / Chief Finance Officer I certify that any capital grant provided through the Basic Need programme, that has been spent to date, has been used for a capital purpose.”
3. If an authority fails to comply with any of the conditions and requirements of paragraphs 1 and 2, the Minister 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 under paragraph 3(b) shall immediately become repayable to the Minister.

Additional conditions of grant

5. A local authority may be required to provide such information as reasonably requested by the Secretary of State, to supplement existing data relating to expenditure on new school places as funded by this grant.

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