



# Further and Higher Education Act 1992

## 1992 CHAPTER 13

### PART I

#### FURTHER EDUCATION

### CHAPTER II

#### INSTITUTIONS WITHIN THE FURTHER EDUCATION SECTOR

#### *Miscellaneous*

#### **[<sup>F1</sup>52A Duty to safeguard pupils receiving secondary education.**

- (1) This section applies where secondary education is provided to [<sup>F2</sup>persons of compulsory school age]—
- (a) by a further education corporation [<sup>F3</sup>by virtue of section 18(1)(aa) or (ab) of this Act],
  - [ by a sixth form college corporation by virtue of section 33E(1)(b) or (c) of <sup>F4</sup>(aa) this Act,] or
  - (b) by a designated institution in pursuance of arrangements made—
    - (i) by a [<sup>F5</sup>local authority], or
    - (ii) by the governing body of a school on behalf of such an authority.
- (2) The governing body of the corporation or institution shall secure that, except in such circumstances as may be prescribed by regulations, no education is provided to a person who has attained the age of nineteen years in a room in which any [<sup>F6</sup>persons of compulsory school age] are for the time being receiving secondary education.]

#### **Textual Amendments**

- F1** S. 52A inserted (1.10.1998) by 1998 c. 31, s. 113(2) (with ss. 138(9), 144(6)); S.I. 1998/2212, art. 2(1), Sch. 1 Pt. 1.

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**Status:** Point in time view as at 05/05/2010.

**Changes to legislation:** Further and Higher Education Act 1992, Section 52A is up to date with all changes known to be in force on or before 08 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

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- F2** Words in s. 52A(1) substituted (1.10.2002 for E. and 19.12.2002 for W.) by Education Act 2002 (c. 32), s. 215(1), **Sch. 21 para. 19(2)(a)**; S.I. 2002/2439, **art. 3**; S.I. 2002/3185, **art. 4**, Sch. Pt. I
- F3** Words in s. 52A(1)(a) substituted (1.10.2002 for E. and 19.12.2002 for W.) by Education Act 2002 (c. 32), s. 215(1), **Sch. 21 para. 19(2)(b)**; S.I. 2002/2439, **art. 3**; S.I. 2002/3185, **art. 4**, Sch. Pt. I
- F4** S. 52A(1)(aa) inserted (1.4.2010) by Apprenticeships, Skills, Children and Learning Act 2009 (c. 22), s. 269(4), **Sch. 8 para. 5**; S.I. 2010/303, art. 3, Sch. 2
- F5** Words in Act substituted (5.5.2010) by The Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), **Sch. 2 para. 5(2)**
- F6** Words in s. 52A(2) substituted (1.10.2002 for E. and 19.12.2002 for W.) by Education Act 2002 (c. 32), s. 215(1), **Sch. 21 para. 19(3)**; S.I. 2002/2439, **art. 3**; S.I. 2002/3185, **art. 4**, Sch. Pt. I

**Status:**

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