

Changes to legislation: School Standards and Framework Act 1998, Cross Heading: Final determination of new category is up to date with all changes known to be in force on or before 05 September 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) View outstanding changes

SCHEDULES

SCHEDULE 2 **E+W**

ALLOCATION OF EXISTING SCHOOLS TO NEW CATEGORIES

Modifications etc. (not altering text)

C1 Sch. 2 excluded (7.9.1998) (*temp.*) by [S.I. 1998/1969](#), [reg.18](#)

Final determination of new category

- 7 (1) If—
- (a) the final decision of the governing body of a school within paragraph 2 accorded with the school's indicative allocation, and
 - (b) either—
 - (i) a ballot was held by virtue of paragraph 4 whose result (if any) was not to disagree with that allocation, or
 - (ii) no such ballot was required to be held,
- the school shall be allocated to the category provided for by its indicative allocation.
- (2) If in the case of a school within paragraph 2—
- (a) the final decision of the governing body, or
 - (b) the result of a ballot held by virtue of paragraph 4,
- did not accord with the school's indicative allocation, the school shall be allocated to such category (whether or not that provided for by its indicative allocation) as the Secretary of State may determine in conformity with regulations under paragraph 8.
- (3) The Secretary of State shall notify the governing body of each school within paragraph 2 of the category to which it is allocated in accordance with this paragraph.

Modifications etc. (not altering text)

C1 Sch. 2 paras. 4-7 excluded (7.9.1998) by [S.I. 1998/1969](#), [reg. 19\(2\)](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 14(3)(aa) inserted by [2011 nawm 7 s. 16\(2\)](#) (Amendment not applied to [legislation.gov.uk](#) - s.16(02) of 2011 nawm007 omitted by 2013 nawm001 s. 100(4), Sch. 5 para. 13(2); S.I. 2014/178, art. 2(f) (with art. 3) prior to commencement)
- s. 18B inserted by [2011 nawm 7 s. 16\(3\)](#) (Amendment not applied to [legislation.gov.uk](#) - s.16(02) of 2011 nawm007 omitted by 2013 nawm001 s. 100(4), Sch. 5 para. 13(2); S.I. 2014/178, art. 2(f) (with art. 3) prior to commencement)
- Sch. 22 para. 5(1B) inserted by [2023 c. 55 s. 235\(4\)](#)