
WELSH STATUTORY INSTRUMENTS

2004 No. 908

**The Education (School Organisation Proposals)
(Wales) (Amendment) Regulations 2004**

Amendment of the Principal Regulations

10.—(1) Schedule 4 is amended in accordance with the provisions of this regulation.

(2) In paragraph 1(2)(a) the words “(including a nursery school)” are inserted after “primary school”.

(3) In paragraph 4 the words “voluntary, foundation and maintained nursery schools” are substituted for “voluntary and foundation schools”.

(4) In paragraph 6 —

(a) at the beginning the following words are inserted —

“Except where the proposed school is to be a maintained nursery school”;

(b) the word “and” is inserted after sub-paragraph (b) and omitted after sub-paragraph (c); and

(c) sub-paragraph (d) is revoked.

(5) Paragraph 7(e) is revoked.

(6) In paragraph 13 at the beginning there is inserted —

“Except where the proposed school is to be a maintained nursery school”.

(7) After paragraph 18 the following paragraph is inserted —

“**18A** Where the proposed school will be a maintained nursery school or a primary school providing nursery education —

(a) the number of full-time and part-time pupils for which it is intended that nursery education is to be provided,

(b) the capacity of the accommodation to be provided for nursery education

(c) details of how the nursery education resulting from the proposals (if implemented) will be organised, including the number of sessions in each week,

(d) the extent to which the proposals, if approved, will integrate the education provided with child care services or are consistent with the integration of nursery education and child care,

(e) evidence of demand for additional provision of nursery education including the numbers of pupils receiving such education at schools maintained by the local education authority within a radius of 3.218688 kilometres (two miles),

(f) a statement of the reasons as to why any school which has unused capacity to accommodate children under compulsory school age cannot make provision for any forecast increase in the numbers of such children,

(g) an estimate of the proportion of children under compulsory school age in the area of the local education authority who are educated at schools maintained by the local education authority,

- (h) an estimate of the proportion of such children in the area of the local education authority who are educated at schools not maintained by the local education authority,
 - (i) an estimate of the proportion of children referred to in sub-paragraph (e) of this paragraph who are educated at schools maintained by the local education authority other than in reception classes (within the meaning of section 142 of the School Standards and Framework Act 1998),
 - (j) an estimate of the extent of deprivation in the area served by the school,
 - (k) whether child care will be provided outside school hours if the proposals are approved,
 - (l) a description of the areas of learning to be provided and how they will be delivered, and
 - (m) the number of staff to be employed within the nursery.”
- (8) After paragraph 29(e)(ix) the following paragraphs are inserted —
- “(x) a description of the areas of learning to be provided and how they will be delivered;
 - (xi) the number of staff to be employed within the nursery;
 - (xii) details of accommodation and capacity.”.