



Education Act 1996

1996 CHAPTER 56

PART V

THE CURRICULUM

CHAPTER III

RELIGIOUS EDUCATION AND WORSHIP

Determinations by standing advisory councils

396 Power of Secretary of State to direct advisory council to revoke determination or discharge duty.

- (1) Where the Secretary of State is satisfied, either on complaint by any person or otherwise, that any standing advisory council on religious education constituted by a [^{F1}local authority] under section 390—
- (a) have acted, or are proposing to act, unreasonably in determining for the purposes of section 394 or 395 whether it is appropriate for the requirement imposed by [^{F2}paragraph 3(2) of Schedule 20 to the School Standards and Framework Act 1998] to apply in the case of any school or any class or description of pupils at a school, or
 - (b) have failed to discharge any duty imposed under section 394 or 395,
- he may give the council such directions as to the revocation of the determination, or the withdrawal of the proposed determination or (as the case may be) the discharge of the duty as appear to him to be expedient; and the council shall comply with the directions.
- (2) Directions under subsection (1) may provide for the making by the council of a new determination to take effect in place of the determination or proposed determination to be revoked or withdrawn by them.

Status: Point in time view as at 05/08/2015. This version of this provision has been superseded.

Changes to legislation: Education Act 1996, Section 396 is up to date with all changes known to be in force on or before 24 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)

Textual Amendments

- F1** 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. 7(2)** (with Sch. 2 para. 7(4)(5))
- F2** Words in s. 396(1)(a) substituted (1.9.1999) by 1998 c. 31, s. 140(1), **Sch. 30 para.99** (with ss. 138(9), 144(6)); S.I. 1999/2323, art. 2(1), **Sch. 1**

Status:

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