



Education Act 1996

1996 CHAPTER 56

PART I

GENERAL

CHAPTER I

THE STATUTORY SYSTEM OF EDUCATION

Educational institutions

4 Schools: general.

[^{F1}(1) In this Act “school” means an educational institution which is outside the further education sector and the higher education sector and is an institution for providing—

- (a) primary education,
- (b) secondary education, or
- (c) both primary and secondary education,

whether or not the institution also provides part-time education suitable to the requirements of junior pupils or further education.]

(2) [^{F2}Nothing in subsection (1) shall be taken to preclude the making of arrangements under section 19(1) (exceptional educational provision) under which part-time education is to be provided at a school; and for] the purposes of this Act an educational institution that would fall within subsection (1) but for the fact that it provides part-time rather than full-time education shall nevertheless be treated as a school if that part-time education is provided under arrangements made under section 19(1) ^{F3} . . .

(3) For the purposes of this Act an institution is outside the further education sector if it is not—

- (a) an institution conducted by a further education corporation established under section 15 or 16 of the ^{M1}Further and Higher Education Act 1992, or

Status: Point in time view as at 01/09/1998. This version of this provision has been superseded.

Changes to legislation: Education Act 1996, Section 4 is up to date with all changes known to be in force on or before 11 July 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)

- (b) a designated institution for the purposes of Part I of that Act (defined in section 28(4) of that Act);
 and references to institutions within that sector shall be construed accordingly.
- (4) For the purposes of this Act an institution is outside the higher education sector if it is not—
- (a) a university receiving financial support under section 65 of that Act,
 - (b) an institution conducted by a higher education corporation within the meaning of that Act, or
 - (c) a designated institution for the purposes of Part II of that Act (defined in section 72(3) of that Act);
- and references to institutions within that sector shall be construed accordingly.

Textual Amendments

- F1** S. 4(1) substituted (1.9.1997) by 1997 c. 44, s. 51; S.I. 1997/1468, art. 2, **Sch. 1 Pt. II**
- F2** Words in s. 4(2) substituted (1.9.1998) by 1997 c. 44, s. 57(1), **Sch. 7 para. 10(a)**; S.I. 1998/386, art.2, **Sch. 1 Pt. IV**
- F3** Words in s. 4(2) repealed (1.9.1998) by 1997 c. 44, s. 57(1)(4), Sch. 7 para. 10(b), **Sch. 8**; S.I. 1998/386, art. 2, **Sch. 1 Pt. IV**

Modifications etc. (not altering text)

- C1** S. 4(1) restricted (1.9.2000 (E.) and 1.4.2001 (W.)) by 2000 c. 21, s. 110(3) (with s. 150); S.I. 2000/2114, art. 2(3), **Sch. Pt. III**; S.I. 2001/1274, art. 2(1), **Sch. Pt. I**

Marginal Citations

- M1** 1992 c. 13.

Status:

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Changes to legislation:

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