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## SCHEDULES

### SCHEDULE 7 **E+W**

Section 34.

#### [<sup>F1</sup>RATIONALISATION OF SCHOOL PLACES IN WALES]

##### Textual Amendments

- F1** Sch. 7 heading substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(2)**; S.I. 2006/2129, art. 4

##### Modifications etc. (not altering text)

- C1** Sch. 7 modified (1.9.1999) by S.I. 1999/704, regs. 21, 22, **Sch.**
- C2** Schs. 6, 7: power to modify conferred (1.4.2003 for E.) by Education Act 2002 (c. 32), **ss. 74(2)(a), 216(4)** (with **ss. 210(8), 214(4)**); S.I. 2003/124, art. 4

### PART I **E+W**

#### INTRODUCTORY

- 1 In this Schedule—
- (a) “powers to make proposals for the establishment, alteration or discontinuance of schools” means all or any of the powers of the [<sup>F2</sup>local authority] to publish proposals under section 28, 29 or 31; and
- (b) “powers to make proposals for the alteration of their school”, in relation to the governing body of a foundation, voluntary or foundation special school, means their powers to publish proposals under section 28(2)(b) or 31(2)(a).

##### Textual Amendments

- F2** 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), art. 1, **Sch. 2 para. 10(2)** (with Sch. 2 para. 10(4))

- [<sup>F3</sup>1A In this Schedule “the Assembly” means the National Assembly for Wales.]

##### Textual Amendments

- F3** Sch. 7 para. 1A inserted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(3)**; S.I. 2006/2129, art. 4

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**PART II E+W**

DIRECTIONS TO BRING FORWARD PROPOSALS

*Directions to bring forward proposals to remedy excessive provision*

- 2 (1) This paragraph applies where the [F4 Assembly] is of the opinion that the provision for primary or secondary education in maintained schools—
  - (a) in the area of any [F2 local authority][F5: in Wales], or
  - (b) in any part of such an area,
 is excessive.
- (2) For the purpose of remedying the excess, the [F4 Assembly] may—
  - (a) by an order under this paragraph direct the [F2 local authority] to exercise their powers to make proposals for the establishment, alteration or discontinuance of schools, and
  - (b) in the case of any foundation, voluntary or foundation special school maintained by the authority, by an order under this paragraph direct the governing body to exercise their powers to make proposals for the alteration of their school.
- (3) An order under sub-paragraph (2) shall—
  - (a) require the proposals to be published not later than such date as may be specified in the order, and
  - (b) require the proposals to apply such principles in giving effect to the direction as may be specified in the order.
- (4) An order under sub-paragraph (2)(a) may not require the proposals to relate to any named school.

F6(5) .....

Textual Amendments	
<b>F2</b>	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), art. 1, <b>Sch. 2 para. 10(2)</b> (with Sch. 2 para. 10(4))
<b>F4</b>	Word in Sch. 7 para. 2 substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), <b>Sch. 12 para. 14(4)(a)</b> ; S.I. 2006/2129, art. 4
<b>F5</b>	Words in Sch. 7 para. 2(1)(a) inserted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), <b>Sch. 12 para. 14(4)(b)</b> ; S.I. 2006/2129, art. 4
<b>F6</b>	Sch. 7 para. 2(5) repealed (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(4)(c), <b>Sch. 19 Pt. 2</b> ; S.I. 2006/2129, art. 4

*Directions to bring forward proposals to remedy insufficient provision*

- 3 (1) This paragraph applies where the [F7 Assembly] is of the opinion that the provision for primary or secondary education in maintained schools—
  - (a) in the area of any [F2 local authority][F8: in Wales], or
  - (b) in any part of such an area,

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is, or is likely to become, insufficient.

(2) The [<sup>F7</sup>Assembly] may—

(a) by an order under this paragraph direct the [<sup>F2</sup>local authority] to exercise their powers to make proposals for the establishment, alteration or discontinuance of schools, and

(b) in the case of any foundation, voluntary or foundation special school maintained by the authority, by an order under this paragraph direct the governing body to exercise their powers to make proposals for the alteration of their school,

with a view (in each case) to securing that provision is made for such additional number of pupils in the area, or in any such part of the area, as may be specified in the order.

(3) An order under sub-paragraph (2) shall—

(a) require the proposals to be published not later than such date as may be specified in the order, and

(b) require the proposals to apply such principles in giving effect to the direction as may be specified in the order.

(4) An order under sub-paragraph (2)(a) may not require the proposals to relate to any named school.

<sup>F9</sup>(5) . . . . .

**Textual Amendments**

- F2** 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), art. 1, **Sch. 2 para. 10(2)** (with Sch. 2 para. 10(4))
- F7** Word in Sch. 7 para. 3 substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(5)(a)**; S.I. 2006/2129, art. 4
- F8** Words in Sch. 7 para. 3(1)(a) inserted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(5)(b)**; S.I. 2006/2129, art. 4
- F9** Sch. 7 para. 3(5) repealed (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(5)(c), **Sch. 19 Pt. 2**; S.I. 2006/2129, art. 4

*Supplementary provisions*

- 4 **F10**(1) . . . . .
- F10**(2) . . . . .
- F10**(3) . . . . .
- F10**(4) . . . . .
- F10**(5) . . . . .
- F10**(6) . . . . .

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- (7) Proposals made in pursuance of an order under paragraph 2(2) or 3(2) <sup>F11</sup>... may not be withdrawn without the consent of the [<sup>F12</sup>Assembly] and such consent may be given on such conditions (if any) as the [<sup>F12</sup>Assembly] considers appropriate.
- (8) Where the governing body of a foundation, voluntary or foundation special school make any proposals in pursuance of any such order under paragraph 2(2) or 3(2), the [<sup>F2</sup>local authority] shall reimburse any expenditure reasonably incurred by the governing body in making the proposals.
- (9) Where—
- (a) proposals made by the governing body of a foundation, voluntary or foundation special school in pursuance of any such order under paragraph 2(2) or 3(2) are approved or, as the case may be, determined to be implemented, or
- [<sup>F13</sup>(b) proposals adopted under paragraph 14 have effect as mentioned in paragraph 15(b),]
- then, despite anything in Part III of Schedule 6, the [<sup>F2</sup>local authority] shall defray the cost of implementing the proposals.

#### Textual Amendments

- F2** 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), art. 1, **Sch. 2 para. 10(2)** (with Sch. 2 para. 10(4))
- F10** Sch. 7 para. 4(1)-(6) repealed (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(6) (a), **Sch. 19 Pt. 2**; S.I. 2006/2129, art. 4
- F11** Words in Sch. 7 para. 4(7) repealed (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(6)(b)(i), **Sch. 19 Pt. 2**; S.I. 2006/2129, art. 4
- F12** Word in Sch. 7 para. 4(7) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(6)(b)(ii)**; S.I. 2006/2129, art. 4
- F13** Sch. 7 para. 4(9)(b) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(6)(c)**; S.I. 2006/2129, art. 4

#### Modifications etc. (not altering text)

- C3** Sch. 7 para. 4 applied (1.6.2003) by Education Act 2002 (c. 32), **ss. 71(6), 216(2)** (with ss. 210(8), 214(4)); S.I. 2003/1115, art. 2

### PART III E+W

#### [<sup>F14</sup>PROPOSALS BY NATIONAL ASSEMBLY FOR WALES]

#### Textual Amendments

- F14** Sch. 7 Pt. 3 heading substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(7)**; S.I. 2006/2129, art. 4

#### *Publication of proposals*

- 5 (1) Where—

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- (a) the <sup>F15</sup>Assembly] has, in relation to the area of any <sup>F2</sup>local authority] or any part of such an area, made an order under paragraph 2(2) or 3(2) directing the <sup>F2</sup>local authority] or the governing body of a foundation, voluntary or foundation special school to make proposals for the establishment, alteration or discontinuance of schools or (as the case may be) for the alteration of their school, and
- (b) either—
  - (i) any proposals have been published in pursuance of the order, or
  - (ii) the time allowed under the order for the publication of the proposals has expired,

<sup>F16</sup>the Assembly may] make any such proposals as might have been made in accordance with the order relating to that area or that part of that area by the body to whom the directions were given.

- (2) Proposals under this paragraph shall—
  - (a) contain such information, and
  - (b) be published in such manner,as may be prescribed.

<sup>F17</sup>(3) .....

- (4) <sup>F18</sup>The Assembly shall] send a copy of the proposals—
  - (a) to the <sup>F2</sup>local authority] for the area, and
  - (b) to the governing body of each school to which the proposals relate.

#### Textual Amendments

- F2** 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), art. 1, **Sch. 2 para. 10(2)** (with Sch. 2 para. 10(4))
- F15** Word in Sch. 7 para. 5(1) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(8)(a)(i)**; S.I. 2006/2129, art. 4
- F16** Words in Sch. 7 para. 5(1) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(8)(a)(ii)**; S.I. 2006/2129, art. 4
- F17** Sch. 7 para. 5(3) repealed (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(8)(b), **Sch. 19 Pt. 2**; S.I. 2006/2129, art. 4
- F18** Words in Sch. 7 para. 5(4) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(8)(c)**; S.I. 2006/2129, art. 4

#### Modifications etc. (not altering text)

- C4** Sch. 7 para. 5 modified (1.6.2003 for E.) by Education Act 2002 (c. 32), **ss. 74(1)(b)**, 216(4) (with ss. 210(8), 214(4)); S.I. 2003/1115, art. 3

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**<sup>F19</sup>PART IV E+W**

PROCEDURE FOR DEALING WITH PROPOSALS UNDER PARAGRAPH 5: ENGLAND

**Textual Amendments**

**F19** Sch. 7 Pt. 4 repealed (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(9), **Sch. 19 Pt. 2**; S.I. 2006/2129, art. 4

*Application of Part IV*

6 .....

*Objections*

7 .....

*Approval of proposals*

8 .....

*Local inquiry into proposals*

9 .....

*Implementation of proposals*

10 .....

**PART V E+W**

PROCEDURE FOR DEALING WITH PROPOSALS UNDER PARAGRAPH 5: WALES

*Application of Part V*

11 This Part of this Schedule applies to proposals published under paragraph 5 which relate to an area in Wales.

*Objections*

- 12 (1) Any person may make objections to any proposals published under paragraph 5.
- (2) Objections under this paragraph—
  - (a) shall be sent to the [<sup>F20</sup>Assembly]; and
  - (b) shall be so sent within such period as may be prescribed.

**Textual Amendments**

**F20** Word in Sch. 7 para. 12(2)(a) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(10)**; S.I. 2006/2129, art. 4

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### *Local inquiry into proposals*

- 13 (1) This paragraph applies where in relation to the area of any [F<sup>21</sup>local authority][F<sup>21</sup>the Assembly] has made proposals under paragraph 5 (otherwise than in pursuance of paragraph 14(1)) which [F<sup>21</sup>the Assembly] has not withdrawn.
- (2) If objections have been made under paragraph 12(1) within the period prescribed in accordance with paragraph 12(2)(b), then, unless all objections so made have been withdrawn in writing within that period, [F<sup>22</sup>the Assembly] shall cause a local inquiry to be held to consider [F<sup>22</sup>the Assembly's] proposals, any proposals [F<sup>22</sup>the Assembly] refers to the inquiry and any such objections.
- (3) Any proposals referred to a local inquiry under this paragraph require the approval of the [F<sup>23</sup>Assembly] (if they would not require such approval apart from this sub-paragraph).
- (4) Where the [F<sup>24</sup>Assembly] has a duty to cause a local inquiry to be held under this paragraph, [F<sup>25</sup>the Assembly shall refer] to the inquiry—
- (a) any other proposals published under paragraph 5 in relation to the area of the [F<sup>21</sup>local authority] (and not withdrawn),
  - (b) any proposals made by that authority in the exercise of their powers to make proposals for the establishment, alteration or discontinuance of schools (and not withdrawn),<sup>F26</sup> ...
  - (c) any proposals made by the governing body of any foundation, voluntary or foundation special school in the area in the exercise of their powers to make proposals for the alteration of their school (and not withdrawn), [F<sup>27</sup>and
  - (d) any proposals published under Schedule 7 to the Learning and Skills Act 2000 (and not withdrawn).]

where those proposals are not determined before [F<sup>28</sup>the Assembly causes] the inquiry to be held and appear [F<sup>29</sup>to the Assembly] to be related to the proposals made under paragraph 5 in respect of which [F<sup>30</sup>it is required] under this paragraph to cause the inquiry to be held.

- (5) If, before the [F<sup>31</sup>Assembly] causes the inquiry to be held, [F<sup>32</sup>the Assembly forms] the opinion that any proposals ought to be implemented, sub-paragraph (4) does not require [F<sup>33</sup>the Assembly] to refer those proposals to the inquiry unless—
- (a) before the proceedings on the inquiry are concluded, or
  - (b) (if earlier) the proposals are determined,
- [F<sup>34</sup>the Assembly subsequently forms] a different opinion.
- (6) It shall not be open to the inquiry to question the principles specified in the order under paragraph 2(2) or 3(2).
- (7) References in this paragraph to the determination of any proposals are to—
- (a) any determination whether or not to approve or adopt the proposals under paragraph 8 of Schedule 6 or paragraph 14 below,<sup>F35</sup> . . .
  - (b) any determination whether or not to implement the proposals under paragraph 9 of Schedule 6 [F<sup>36</sup>and
  - (c) any determination whether or not to approve the proposals under Schedule 7 to the Learning and Skills Act 2000.]

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### Textual Amendments

- F2** 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), art. 1, **Sch. 2 para. 10(2)** (with Sch. 2 para. 10(4))
- F21** Words in Sch. 7 para. 13(1) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(a)**; S.I. 2006/2129, art. 4
- F22** Words in Sch. 7 para. 13(2) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(b)**; S.I. 2006/2129, art. 4
- F23** Word in Sch. 7 para. 13(3) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(c)**; S.I. 2006/2129, art. 4
- F24** Word in Sch. 7 para. 13(4) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(d)(i)**; S.I. 2006/2129, art. 4
- F25** Words in Sch. 7 para. 13(4) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(d)(ii)**; S.I. 2006/2129, art. 4
- F26** Word after Sch. 7 Pt. V para. 13(4)(b) repealed (28.7.2000 for specified purposes, 1.4.2001 for E. and 1.4.2002 for W.) by 2000 c. 21, s. 153, **Sch. 11**; S.I. 2001/654, art. 2, **Sch. Pt. II** (with art. 3); S.I. 2001/2705, art. 2, **Sch. Pt. I**
- F27** Sch. 7 Pt. V para. 13(4)(d) and the word preceding it inserted (28.7.2000 for specified purposes, 1.4.2001 for E. and 1.4.2002 for W.) by 2000 c. 21, s. 149, **Sch. 9 para. 90(5)** (with s. 150); S.I. 2001/654, art. 2, **Sch. Pt. II** (with art. 3); S.I. 2001/2705, art. 2, **Sch. Pt. I**
- F28** Words in Sch. 7 para. 13(4) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(d)(iii)**; S.I. 2006/2129, art. 4
- F29** Words in Sch. 7 para. 13(4) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(d)(iv)**; S.I. 2006/2129, art. 4
- F30** Words in Sch. 7 para. 13(4) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(d)(v)**; S.I. 2006/2129, art. 4
- F31** Word in Sch. 7 para. 13(5) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(e)(i)**; S.I. 2006/2129, art. 4
- F32** Words in Sch. 7 para. 13(5) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(e)(ii)**; S.I. 2006/2129, art. 4
- F33** Words in Sch. 7 para. 13(5) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(e)(iii)**; S.I. 2006/2129, art. 4
- F34** Words in Sch. 7 para. 13(5) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(11)(e)(iv)**; S.I. 2006/2129, art. 4
- F35** Word after Sch. 7 Pt. V para. 13(7)(a) repealed (28.7.2000 for specified purposes, 1.4.2001 for E. and 1.4.2002 for W.) by 2000 c. 21, s. 153, **Sch. 11**; S.I. 2001/654, art. 2, **Sch. Pt. II** (with art. 3); S.I. 2001/2705, art. 2, **Sch. Pt. I**
- F36** Sch. 7 Pt. V para. 13(7)(c) inserted (28.7.2000 for specified purposes, 1.4.2001 for E. and 1.4.2002 for W.) by 2000 c. 21, s. 149, **Sch. 9 para. 90(6)** (with s. 150); S.I. 2001/654, art. 2, **Sch. Pt. II** (with art. 3); S.I. 2001/2705, art. 2, **Sch. Pt. I**

### *Adoption of proposals*

- 14 (1) Where the [<sup>F37</sup>Assembly] has published proposals under paragraph 5 in respect of which [<sup>F38</sup>:it] is required to cause a local inquiry to be held, [<sup>F38</sup>:it] may when [<sup>F38</sup>:it] has considered the report of the person appointed to hold the inquiry do one or more of the following—
- (a) adopt, with or without modifications, or determine not to adopt the proposals or any other proposals made by [<sup>F39</sup>the Assembly] under that paragraph which [<sup>F38</sup>:it] referred to the inquiry;

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- (b) approve, with or without modifications, or reject any other proposals which [<sup>F38</sup>it] referred to the inquiry; and
  - (c) make any such further proposals under paragraph 5 as might have been made in accordance with the order or orders relating to the area of the [<sup>F2</sup>local authority] concerned by the body to whom the directions were given.
- (2) Where the [<sup>F40</sup>Assembly] has published proposals under paragraph 5 in respect of which [<sup>F41</sup>it] is not required to cause a local inquiry to be held and which [<sup>F41</sup>it] is not required to refer to such an inquiry, [<sup>F41</sup>it] may, after considering any objections made under paragraph 12(1) (and not withdrawn) within the period prescribed in accordance with paragraph 12(2)(b)—
- (a) adopt the proposals with or without modifications; or
  - (b) determine not to adopt the proposals.
- (3) Any adoption of proposals under this paragraph may be expressed to take effect only if an event specified in the adoption occurs by a date so specified.

#### Textual Amendments

- F2** 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), art. 1, **Sch. 2 para. 10(2)** (with Sch. 2 para. 10(4))
- F37** Word in Sch. 7 para. 14(1) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(12)(a)(i)**; S.I. 2006/2129, art. 4
- F38** Word in Sch. 7 para. 14(1) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(12)(a)(ii)**; S.I. 2006/2129, art. 4
- F39** Words in Sch. 7 para. 14(1)(a) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(12)(a)(iii)**; S.I. 2006/2129, art. 4
- F40** Word in Sch. 7 para. 14(2) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(12)(b)(i)**; S.I. 2006/2129, art. 4
- F41** Word in Sch. 7 para. 14(2) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), **Sch. 12 para. 14(12)(b)(ii)**; S.I. 2006/2129, art. 4

#### Implementation of proposals

- 15 Proposals adopted by the [<sup>F42</sup>Assembly] under paragraph 14 shall have effect as if they—
- (a) had been made by the [<sup>F2</sup>local authority] under their powers to make proposals for the establishment, alteration or discontinuance of schools, or
  - (b) in any case where the proposals are for the alteration of a foundation, voluntary or foundation special school, had been made by the governing body under their powers to make proposals for the alteration of their school, and had been approved by the [<sup>F42</sup>Assembly] under paragraph 8 of Schedule 6.

#### Textual Amendments

- F2** 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), art. 1, **Sch. 2 para. 10(2)** (with Sch. 2 para. 10(4))

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**F42** Word in Sch. 7 para. 15 substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(13); S.I. 2006/2129, art. 4

## PART VI E+W

### TRANSITIONAL EXEMPTION ORDERS FOR PURPOSES OF SEX DISCRIMINATION ACT 1975

#### *Single-sex schools: England*

16 <sup>F43</sup>(1) .....

(2) .....

(3) .....

(4) .....

(5) .....

(6) In this paragraph and in paragraph 17—

<sup>F44</sup>“the 2010 Act” means the Equality Act 2010,]

“the responsible body” has the same meaning as in <sup>F45</sup>section 85 of the 2010 Act], and

“transitional exemption order” has the same meaning as in <sup>F46</sup>paragraph 3 of Schedule 11 to the 2010 Act],

and references to proposals for a school to cease to be an establishment which admits pupils of one sex only are references to proposals which are or include proposals for such an alteration in a school’s admissions arrangements as is mentioned in <sup>F47</sup>“paragraph 3 of Schedule 11 to the 2010 Act] (single-sex establishments becoming co-educational).]

#### **Textual Amendments**

**F43** Sch. 7 para. 16 repealed (1.9.2006 except for para. 16(6)) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(14), Sch. 19 Pt. 2; S.I. 2006/2129, art. 4

**F44** Words in Sch. 7 para. 16(6) substituted (1.10.2010) by 2010 c. 15, Sch. 26 Pt. 1 para. 47(2) (as inserted by The Equality Act 2010 (Consequential Amendments, Saving and Supplementary Provisions) Order 2010 (S.I. 2010/2279), art. 1(2), Sch. 1 para. 5 (see S.I. 2010/2317, art. 2))

**F45** Words in Sch. 7 para. 16(6) substituted (1.10.2010) by 2010 c. 15, Sch. 26 Pt. 1 para. 47(3) (as inserted by The Equality Act 2010 (Consequential Amendments, Saving and Supplementary Provisions) Order 2010 (S.I. 2010/2279), art. 1(2), Sch. 1 para. 5 (see S.I. 2010/2317, art. 2))

**F46** Words in Sch. 7 para. 16(6) substituted (1.10.2010) by 2010 c. 15, Sch. 26 Pt. 1 para. 47(4) (as inserted by The Equality Act 2010 (Consequential Amendments, Saving and Supplementary Provisions) Order 2010 (S.I. 2010/2279), art. 1(2), Sch. 1 para. 5 (see S.I. 2010/2317, art. 2))

**F47** Words in Sch. 7 para. 16(6) substituted (1.10.2010) by 2010 c. 15, Sch. 26 Pt. 1 para. 47(5) (as inserted by The Equality Act 2010 (Consequential Amendments, Saving and Supplementary Provisions) Order 2010 (S.I. 2010/2279), art. 1(2), Sch. 1 para. 5 (see S.I. 2010/2317, art. 2))

*Status: Point in time view as at 01/10/2010.*

*Changes to legislation: School Standards and Framework Act 1998, SCHEDULE 7 is up to date with all changes known to be in force on or before 11 June 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)*

*Single-sex schools: Wales*

- 17 (1) This paragraph applies to proposals for a school in Wales to cease to be an establishment which admits pupils of one sex only.
- (2) Where such proposals are made under paragraph 5 of this Schedule, the responsible body shall be treated as having made an application to the [<sup>F48</sup>Assembly] for the making of a transitional exemption order, and the [<sup>F48</sup>Assembly] may make such an order accordingly.

**Textual Amendments**

**F48** Word in Sch. 7 para. 17(2) substituted (1.9.2006) by Education Act 2005 (c. 18), s. 125(4), Sch. 12 para. 14(15); S.I. 2006/2129, art. 4

**Modifications etc. (not altering text)**

**C5** Sch. 7 para. 17: Power to apply (with modifications) conferred (19.12.2002) by Education Act 2002 (c. 32), ss. 193(5), 216 (with ss. 210(8), 214(4)); S.I. 2002/3185, art. 4, Sch. Pt. 1

**Status:**

Point in time view as at 01/10/2010.

**Changes to legislation:**

School Standards and Framework Act 1998, SCHEDULE 7 is up to date with all changes known to be in force on or before 11 June 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.