



# School Standards and Framework Act 1998

## 1998 CHAPTER 31

### PART I

#### MEASURES TO RAISE STANDARDS OF SCHOOL EDUCATION

#### CHAPTER IV

#### INTERVENTION IN SCHOOLS [<sup>F1</sup>IN WALES] CAUSING CONCERN

#### *Intervention by [<sup>F1</sup>local authorities]*

#### **14 Powers of intervention exercisable by [<sup>F1</sup>local authorities].**

(1) If at any time section 15 applies to a maintained school by virtue of any of the following provisions of that section, namely—

- (a) subsection (1) (school subject to formal warning),
- (b) subsection (4) (school [<sup>F2</sup>requiring significant improvement]), or
- (c) subsection (6) (school requiring special measures),

the provisions mentioned in subsection (2) below (which confer powers of intervention on [<sup>F1</sup>local authorities]) shall also apply to the school at that time unless excluded by subsection (3) below (intervention by [<sup>F3</sup>Assembly]).

<sup>F4</sup>(1A) .....

(2) Those provisions are—

- (a) section 16 (power to appoint additional governors);
- [<sup>F5</sup>(aa) section 16A (power to provide for governing body to consist of interim executive members);] and
- (b) section 17 (power to suspend right to delegated budget).

*Status: Point in time view as at 05/05/2010.*

*Changes to legislation: School Standards and Framework Act 1998, Section 14 is up to date with all changes known to be in force on or before 25 May 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)*

[<sup>F6</sup>(3) Those provisions shall not apply to a school to which section 15 applies by virtue of subsection (4) or (6) of that section (school [<sup>F7</sup>requiring significant improvement] or requiring special measures) if, in connection with the same inspection falling within subsection (4)(a) or (6)(a) of that section—

- (a) the [<sup>F8</sup>Assembly] has exercised in relation to the school [<sup>F8</sup>its] power under section 18 (power to appoint additional governors) and any additional governors appointed in the exercise of that power remain in office; or
- (b) [<sup>F9</sup>the Assembly] has exercised in relation to the school [<sup>F9</sup>its] power under section 19 (power to direct closure of school).]

[<sup>F10</sup>(3A) In this Chapter “maintained school” means any school in Wales that is—

- (a) a community, foundation or voluntary school,
- (b) a community or foundation special school, or
- (c) a maintained nursery school.]

[<sup>F11</sup>(4) In this Chapter—

[<sup>F12</sup>(a) “Chief Inspector” means Her Majesty's Chief Inspector of Education and Training in Wales,]

[<sup>F13</sup>(b) .....

- (c) references to special measures being, or not being, required to be taken in relation to a school are to be read in accordance with section 44(1) of [<sup>F14</sup>the Education Act 2005], and
- (d) references to a school requiring, or not requiring, significant improvement are to be read in accordance with section 44(2) of that Act.]

#### 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), art. 1, **Sch. 2 para. 10(3)** (with Sch. 2 para. 10(4))
- F2** Words in s. 14(1)(b) substituted (1.9.2005 for E., 1.9.2006 for W.) by Education Act 2005 (c. 18), s. 125(4), **Sch. 9 para. 14(2)**; S.I. 2005/2034, art. 4; S.I. 2006/1338, art. 3, Sch. 1
- F3** Word in s. 14(1) substituted (1.4.2007) by Education and Inspections Act 2006 (c. 40), s. 188(3), **Sch. 7 para. 4(2)**; S.I. 2007/935, art. 5(cc)
- F4** S. 14(1A) repealed (1.4.2007) by Education and Inspections Act 2006 (c. 40), s. 188(3), Sch. 7 para. 4(3), **Sch. 18 Pt. 4**; S.I. 2007/935, art. 5(cc)(ii)
- F5** S. 14(2)(aa) inserted (2.9.2002 for E., 2.1.2008 for W.) by Education Act 2002 (c. 32), **ss. 57(1)**, 216(4) (with ss. 210(8), 214(4)); S.I. 2002/2002, art. 4; S.I. 2007/3611, art. 4(1), Sch. Pt. 1
- F6** S. 14(3) substituted (2.9.2002 for E., 19.12.2002 for W.) by Education Act 2002 (c. 32), ss. 56(3), 216, **Sch. 5 para. 1** (with ss. 210(8), 214(4)); S.I. 2002/2002, **art. 4**; S.I. 2002/3185, **art. 4**, Sch. Pt. 1
- F7** Words in s. 14(3) substituted (1.9.2005 for E., 1.9.2006 for W.) by Education Act 2005 (c. 18), s. 125(4), **Sch. 9 para. 14(2)**; S.I. 2005/2034, art. 4; S.I. 2006/1338, art. 3, Sch. 1
- F8** Words in s. 14(3)(a) substituted (1.4.2007) by Education and Inspections Act 2006 (c. 40), s. 188(3), **Sch. 7 para. 4(4)(a)**; S.I. 2007/935, art. 5(cc)
- F9** Words in s. 14(3)(b) substituted (1.4.2007) by Education and Inspections Act 2006 (c. 40), s. 188(3), **Sch. 7 para. 4(4)(b)**; S.I. 2007/935, art. 5(cc)
- F10** S. 14(3A) inserted (1.4.2007) by Education and Inspections Act 2006 (c. 40), s. 188(3), **Sch. 7 para. 4(5)**; S.I. 2007/935, art. 5(cc)
- F11** S. 14(4) substituted (1.9.2005 for E., 1.9.2006 for W.) by Education Act 2005 (c. 18), s. 125(4), **Sch. 9 para. 14(3)**; S.I. 2005/2034, art. 4; S.I. 2006/1338, art. 3, Sch. 1

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- F12** S. 14(4)(a) substituted (1.4.2007) by Education and Inspections Act 2006 (c. 40), s. 188(3), **Sch. 7 para. 4(6)(a)**; S.I. 2007/935, art. 5(cc)
- F13** S. 14(4)(b) repealed (1.4.2007) by Education and Inspections Act 2006 (c. 40), s. 188(3), Sch. 7 para. 4(6)(b), **Sch. 18 Pt. 4**; S.I. 2007/935, art. 5(cc)(ii)
- F14** Words in s. 14(4)(c) substituted (12.1.2010 for W.) by Apprenticeships, Skills, Children and Learning Act 2009 (c. 22), s. 269(4), **Sch. 14 para. 2**; S.I. 2009/3341, art. 2

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

- C1** S. 14(2) modified (E.) (2.9.2002) by The Education Act 2002 (Transitional Provisions etc.) (England) Regulations 2002 (S.I. 2002/2113), **reg. 4(c)**
- C2** S. 14(2)(a) modified (W.) (19.12.2002) by The Education Act 2002 (Transitional Provisions) (Wales) Regulations 2002 (S.I. 2002/3184), **reg. 3(c)**
- C3** S. 14(2)(b) modified (W.) (19.12.2002) by The Education Act 2002 (Transitional Provisions) (Wales) Regulations 2002 (S.I. 2002/3184), **reg. 3(c)**

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