



# Education Act 2005

## 2005 CHAPTER 18

### PART 3

#### TRAINING THE SCHOOL WORKFORCE

##### *Supplementary*

#### **96 Interpretation of references to training**

- (1) References in this Part to training, in relation to teachers or other members of the school workforce (including references to the provision of training “for” teachers or other members of the school workforce), include—
- (a) any training or education with the object of fitting persons to be teachers or other members of the school workforce, or to be better teachers or other members of the school workforce, and
  - (b) any assessment related to the award of any qualification or status as a teacher or other member of the school workforce.
- (2) References elsewhere in the Education Acts to training, in relation to teachers, include any training or education with a view to fitting persons to be teachers, or better teachers.

#### **97 Institutions of a denominational character**

For the purposes of this Part an institution is of a denominational character if—

- (a) at least one quarter of the members of the governing body of the institution, or in the case of a school at least one-fifth, are persons appointed to represent the interests of a religion or religious denomination, or
- (b) any of the property held for the purposes of the institution is held upon trusts which provide that, in the event of the discontinuance of the institution, the property concerned is to be held for, or sold and the proceeds of sale applied for, the benefit of a religion or religious denomination, or

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- (c) any of the property held for the purposes of the institution is held on trust for or in connection with—
- (i) the provision of education, or
  - (ii) the conduct of an educational institution,
- in accordance with the tenets of a religion or religious denomination.

## 98 Further amendments relating to Part 3

Schedule 14 contains amendments related to the preceding provisions of this Part.

## <sup>F1</sup>99 Transitional and transitory provisions relating to Part 3

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### Textual Amendments

**F1** S. 99 repealed (1.4.2012) by [Education Act 2011 \(c. 21\)](#), s. 82(3), [Sch. 5 para. 31](#); [S.I. 2012/924](#), art. 2

### Commencement Information

**II** S. 99 partly in force; s. 99 in force for certain purposes at Royal Assent, see s. 125(1)(b)

## 100 Interpretation of Part 3

(1) In this Part—

<sup>F2</sup>  
 ...

“the Chief Inspector for England” means [<sup>F3</sup>Her Majesty's Chief Inspector of Education, Children's Services and Skills];

“the Chief Inspector for Wales” means Her Majesty's Chief Inspector of Education and Training in Wales;

“denominational character”, in relation to an institution, is to be read in accordance with section 97;

<sup>F2</sup>  
 ...

“governing body”, in relation to an institution conducted by a company, is to be read in accordance with an order under subsection (2);

“HEFCW” means the Higher Education Funding Council for Wales;

“maintained school” means—

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

“the school workforce” and “member of the school workforce” are to be read in accordance with [<sup>F4</sup>subsection (1A)];

“training”, in relation to members of the school workforce, is to be read in accordance with section 96(1);

“training provider” [<sup>F5</sup>means a person who provides training for members of the school workforce].

[<sup>F6</sup>(1A) For the purposes of this Part, the school workforce consists of the following members—

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- (a) persons who work in schools, and
  - (b) other persons who are teachers or who carry out work that consists of or includes teaching.]
- (2) The Assembly may by order provide for references in sections 85 to 91 to the governing body of an institution, in relation to an institution which is conducted by a company, to be read as references to the governing body provided for in the instrument of government, or to the company, or to both.
- (3) Other expressions, if used in this Part and the Education Act 1996 (c. 56), have the same meaning in this Part as in that Act.

#### **Textual Amendments**

- F2** Words in s. 100 omitted (1.4.2012) by virtue of [Education Act 2011 \(c. 21\)](#), **ss. 15(9)(a)**, 82(3); S.I. 2012/924, art. 2
- F3** Words in s. 100(1) substituted (1.4.2007) by [Education and Inspections Act 2006 \(c. 40\)](#), ss. 157, 188, **Sch. 14 para. 106**; S.I. 2007/935, **art. 5(w)(gg)**
- F4** Words in s. 100 substituted (1.4.2012) by [Education Act 2011 \(c. 21\)](#), **ss. 15(9)(b)**, 82(3); S.I. 2012/924, art. 2
- F5** Words in s. 100 substituted (1.4.2012) by [Education Act 2011 \(c. 21\)](#), **ss. 15(9)(c)**, 82(3); S.I. 2012/924, art. 2
- F6** S. 100(1A) inserted (1.4.2012) by [Education Act 2011 \(c. 21\)](#), **ss. 15(9)(d)**, 82(3); S.I. 2012/924, art. 2

**Changes to legislation:**

There are currently no known outstanding effects for the Education Act 2005, Cross Heading: Supplementary.