

*Status: Point in time view as at 25/05/2007.*

*Changes to legislation: Education and Inspections Act 2006, Part 1 is up to date with all changes known to be in force on or before 19 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)*

## SCHEDULES

### SCHEDULE 2

#### PROPOSALS FOR ESTABLISHMENT OR DISCONTINUANCE OF SCHOOLS IN ENGLAND

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

- C1** Sch. 2 modified (E.) (25.5.2007) by [The School Organisation \(Establishment and Discontinuance of Schools\) \(England\) Regulations 2007 \(S.I. 2007/1288\)](#), reg. 1(1), **Sch. 7**

#### PART 1

##### INTRODUCTORY

###### *Application of Schedule*

- 1 (1) This Schedule applies to proposals published under section 7, 10, 11 or 15.
- (2) Accordingly, in this Schedule, unless a contrary intention appears, “proposals” means proposals published under any of those sections.

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

- C2** Sch. 2 para. 1 applied (with modifications) (E.) (25.5.2007) by [The School Organisation \(Establishment and Discontinuance of Schools\) \(England\) Regulations 2007 \(S.I. 2007/1288\)](#), reg. 1(1), **Sch. 6**

##### Commencement Information

- I1** Sch. 2 para. 1 in force at 25.5.2007 by [S.I. 2007/935](#), **art. 7(n)**

###### *“The relevant authority”*

- 2 In this Schedule “the relevant authority” means—
- (a) in the case of proposals under section 7, the local education authority who published the notice under that section, and
- (b) in the case of proposals under section 10, 11 or 15, the local education authority who maintain the school or (in the case of a new school) who it is proposed should maintain the school.

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

- C3** Sch. 2 para. 2 applied (with modifications) (E.) (25.5.2007) by [The School Organisation \(Establishment and Discontinuance of Schools\) \(England\) Regulations 2007 \(S.I. 2007/1288\)](#), reg. 1(1), **Sch. 6**

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**Commencement Information**

**I2** Sch. 2 para. 2 in force at 25.5.2007 by S.I. 2007/935, art. 7(n)

*“Proposers”*

- 3 In this Schedule “proposers”, in relation to any proposals, means the persons who made the proposals, but does not include a local education authority.

**Commencement Information**

**I3** Sch. 2 para. 3 in force at 25.5.2007 by S.I. 2007/935, art. 7(n)

*References to persons by whom proposals are made*

- 4 For the purposes of this Schedule—
- (a) proposals under section 7 are to be taken to be made by the person who submitted them to the relevant authority under subsection (4)(b) of that section, or in the case of proposals published by the relevant authority under subsection (5)(b) of that section, by the relevant authority, and
  - (b) proposals under section 10, 11 or 15 are to be taken to be made by the persons who published them.

**Commencement Information**

**I4** Sch. 2 para. 4 in force at 25.5.2007 by S.I. 2007/935, art. 7(n)

*Objections and comments*

- 5 Regulations may make provision—
- (a) for the making of objections or comments in relation to the proposals within a prescribed period to the relevant authority, and
  - (b) requiring the relevant authority, in any case where proposals are referred to the adjudicator, to forward to the adjudicator objections or comments made in relation to the proposals in accordance with the regulations.

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

**C4** Sch. 2 para. 5 applied (with modifications) (E.) (25.5.2007) by [The School Organisation \(Establishment and Discontinuance of Schools\) \(England\) Regulations 2007 \(S.I. 2007/1288\)](#), reg. 1(1), **Sch. 6**

**Commencement Information**

**I5** Sch. 2 para. 5 in force at 1.4.2007 by S.I. 2007/935, art. 5(aa)

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