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## SCHEDULES

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

#### AMENDMENTS RELATING TO SCHOOLS CAUSING CONCERN

#### PART 2 **E+W**

##### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *School Standards and Framework Act 1998 (c. 31)*

**F13** .....

##### Textual Amendments

**F1** Sch. 7 paras. 3-14 omitted (20.2.2014) by virtue of [School Standards and Organisation \(Wales\) Act 2013](#) (anaw 1), s. 100(4), [Sch. 5 para. 9\(2\)](#); S.I. 2014/178, art. 2(f) (with art. 3)

**F14** .....

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**F15** .....

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**F16** .....

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**F17** .....

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<sup>F1</sup>8 .....

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<sup>F1</sup>9 .....

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<sup>F1</sup>11 .....

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<sup>F1</sup>12 .....

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**Textual Amendments**

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- 15 In section 142 of SSFA 1998 (interpretation), in subsection (4)—
- (a) after “this Act” insert “ (or Part 4 of the Education and Inspections Act 2006) ”, and
  - (b) in paragraph (b), after “section 16(6) or (8)” insert “ or of section 64(4) or (6) of the Education and Inspections Act 2006 ”.

**Commencement Information**

**I1** Sch. 7 para. 15 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(cc\)](#)

<sup>F2</sup>16 .....

**Textual Amendments**

**F2** Sch. 7 para. 16 omitted (20.2.2014) by virtue of [School Standards and Organisation \(Wales\) Act 2013 \(anaw 1\)](#), s. 100(4), [Sch. 5 para. 9\(2\)](#); S.I. 2014/178, art. 2(f) (with art. 3)

<sup>F3</sup>17 .....

**Textual Amendments**

**F3** Sch. 7 para. 17 omitted (20.2.2014) by virtue of [School Standards and Organisation \(Wales\) Act 2013 \(anaw 1\)](#), s. 100(4), [Sch. 5 para. 9\(2\)](#); S.I. 2014/178, art. 2(f) (with art. 3)

*Learning and Skills Act 2000 (c. 21)*

<sup>F4</sup>18 .....

**Textual Amendments**

**F4** Sch. 7 para. 18 omitted (20.2.2014) by virtue of [School Standards and Organisation \(Wales\) Act 2013 \(anaw 1\)](#), s. 100(4), [Sch. 5 para. 9\(2\)](#); S.I. 2014/178, art. 2(f) (with art. 3)

*Education Act 2002 (c. 32)*

- 19 In section 25 of EA 2002 (federations: supplementary provisions), in subsection (1)—
- (a) before paragraph (a) insert—
    - “(za) Part 4 of the Education and Inspections Act 2006 (schools causing concern: England)”, and
  - <sup>F5</sup>(b) .....

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#### Textual Amendments

- F5** Sch. 7 para. 19(b) omitted (20.2.2014) by virtue of [School Standards and Organisation \(Wales\) Act 2013 \(anaw 1\)](#), s. 100(4), [Sch. 5 para. 9\(2\)](#); S.I. 2014/178, art. 2(f) (with art. 3)

20 After section 62 of EA 2002 insert—

#### “62A Power to require [<sup>F6</sup>local authority] in England to obtain advisory services

- (1) This section applies where—
- (a) one or more schools maintained by a local education authority in England are for the purposes of Part 4 of the Education and Inspections Act 2006 (schools causing concern: England) eligible for intervention by virtue of either of the following provisions of that Act—
    - (i) section 61 (school requiring significant improvement), or
    - (ii) section 62 (school requiring special measures), and
  - (b) it appears to the Secretary of State that the local education authority—
    - (i) have not been effective or are unlikely to be effective in eliminating deficiencies in the conduct of that school or those schools,
    - (ii) are unlikely to be effective in eliminating deficiencies in the conduct of other schools which may in the future fall within paragraph (a), or
    - (iii) maintain a disproportionate number of schools falling within that paragraph.
- (2) The Secretary of State may direct the local education authority to enter into a contract or other arrangement with a person specified in the direction, or a person falling within a class so specified, for the provision to the authority or the governing body of any school maintained by them (or both) of specified services of an advisory nature.
- (3) The direction may require the contract or other arrangement to contain specified terms and conditions.
- (4) In this section “school” means a community, foundation or voluntary school, a community or foundation special school or a maintained nursery school.
- (5) Any direction given under this section shall be enforceable, on an application made on behalf of the Secretary of State, by a mandatory order.”

#### Textual Amendments

- F6** Words in Act substituted (5.5.2010) by [The Local Education Authorities and Children’s Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), [Sch. 2 para. 14\(3\)](#)

#### Commencement Information

- I2** Sch. 7 para. 20 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(cc\)](#)

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F721 .....

**Textual Amendments**

**F7** Sch. 7 para. 21 omitted (20.2.2014) by virtue of [School Standards and Organisation \(Wales\) Act 2013](#) (anaw 1), s. 100(4), [Sch. 5 para. 9\(2\)](#); S.I. 2014/178, art. 2(f) (with art. 3)

- 22 (1) Section 64 (provisions supplementary to section 63) is amended as follows.
- (2) In subsections (1) and (2), for “section 63” substitute “ section 62A or 63 ”.
- (3) In subsection (7)—
- (a) in the definition of “the advisory services” for “section 63” substitute “ section 62A or 63 ”, and
  - (b) in the definition of “the relevant person”, in paragraph (a) for “section 63(2)” substitute “ section 62A(2) or 63(2) ”.
- (4) In the heading, for “section 63” substitute “ sections 62A and 63 ”.

**Commencement Information**

**I3** Sch. 7 para. 22 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(cc\)](#)

*Education Act 2005 (c. 18)*

- 23 In section 5 of EA 2005 (duty to inspect schools at prescribed intervals), in subsection (4)(c), for “section 19 or 32 of that Act” substitute “ section 17 or 68 of the Education and Inspections Act 2006 ”.

**Commencement Information**

**I4** Sch. 7 para. 23 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(cc\)](#)

- 24 In section 18 of EA 2005 (interpretation of Chapter 2 of Part 1), in paragraph (a) of the definition of “appropriate appointing authority”, omit “, a Church in Wales school”.

**Commencement Information**

**I5** Sch. 7 para. 24 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(cc\)](#)

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