



# Education and Inspections Act 2006

## 2006 CHAPTER 40

### PART 3 **E+W**

#### FURTHER PROVISIONS ABOUT MAINTAINED SCHOOLS

##### *School admissions*

#### **49 Procedure for giving directions under section 96 of SSFA 1998 **E+W****

In section 97 of SSFA 1998 (procedure for giving directions under section 96)—

- (a) in subsection (2)(b)—
  - (i) for “the Secretary of State” (in both places where it occurs) substitute “ the appropriate authority ”, and
  - (ii) for “his determination” substitute “ its determination ”,
- (b) in subsection (3), for “the Secretary of State” substitute “ the appropriate authority ”,
- (c) in subsection (4)—
  - (i) for “the Secretary of State” substitute “ the appropriate authority ”,
  - (ii) for “if he does so” substitute “ if it does so ”, and
  - (iii) in paragraph (a)(ii) for “the Secretary of State's” substitute “ the appropriate authority's ”,
- (d) in subsection (5) for “The Secretary of State” substitute “ The appropriate authority ”, and
- (e) after subsection (6) insert—

“(6A) In this section, “the appropriate authority” means—

  - (a) in relation to a [<sup>F1</sup>local authority] in England, the adjudicator, and
  - (b) in relation to a [<sup>F1</sup>local authority] in Wales, the Assembly.”

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*Changes to legislation: Education and Inspections Act 2006, Section 49 is up to date with all changes known to be in force on or before 12 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) View outstanding changes*

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#### **Textual Amendments**

- F1** Words in Pts. 1-7 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. 14\(2\)](#)
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#### **Commencement Information**

- I1** S. 49 in force at 8.1.2007 by [S.I. 2006/3400](#), [art. 3\(b\)](#)

**Changes to legislation:**

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**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing SI 2006/2990 art. 4 by [S.I. 2008/54 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2007/935 art. 7(n) by [S.I. 2007/1271 art. 4](#)
- specified provision(s) transitional provisions for earlier commencing SI 2007/935 by [S.I. 2007/1271 art. 5](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 11A inserted by [2010 c. 26 s. 7](#)
- s. 88(A1) inserted by [2015 c. 20 Sch. 16 para. 1\(2\)](#)
- s. 93A inserted by [2009 c. 22 s. 246](#)
- s. 93A(7) words inserted by [S.I. 2016/413 reg. 235](#) (This amendment comes into force on the day that section 93A of the Education and Inspections Act 2006 (c. 40) comes into force. That provision is still prospective)
- s. 162(5A)(aa) inserted by [2010 nawm 1 Sch. 1 para. 20\(a\)](#)