
STATUTORY INSTRUMENTS

1994 No. 653

**The Education (Grant-maintained
Special Schools) Regulations 1994**

PART 5

**GOVERNMENT, CONDUCT ETC OF
GRANT-MAINTAINED SPECIAL SCHOOLS**

Power to make and deal with proposals in the case of a maintained special school eligible to become a grant-maintained special school

20. Section 273 of the 1993 Act shall apply in relation to proposals for the alteration and discontinuance of a maintained special school made under section 183(2) of that Act subject to the modifications made by regulation 2(2) and the following modifications—

(1) In subsection (1), for the reference to section 12(1)(c) or (d) of the Education Act 1980 there shall be substituted a reference to section 183(2)(b) or (c) of the 1993 Act.

(2) In subsection (2), for the reference to the publication of proposals under section 12 or 13 of the Act of 1980 there shall be substituted a reference to the service of notice of proposals under section 183(6) of the 1993 Act; and the words following “have been approved” shall be omitted.

(3) In subsection (3), for the references in paragraphs (a) and (b) to the first publication of proposals under section 12 or 13 of the Act of 1980 there shall be substituted references to the service of notices of proposals under section 183(6) of the 1993 Act; and the reference to the publication of proposals under section 272 of the 1993 Act shall be omitted.

(4) In subsection (4), paragraph (a) shall be omitted and, in paragraph (b), for the references to proposals under section 12 or 13 of the Act of 1980 or section 272 of the 1993 Act there shall be substituted references to proposals under section 183(2) of the 1993 Act.

(5) In subsection (5), for paragraphs (a) to (c) there shall be substituted—

“where there are proposals under section 183(2)(b) of this Act and the governing body incorporated under section 34 of this Act give their consent, he may approve them but shall otherwise reject them”.

(6) For subsection (6) there shall be substituted—

“(6) If in any case where subsection (5) above applies proposals under section 183(2)(b) are approved, the proposals shall be treated for the purposes of Part III of this Act as if they had been approved under section 184(4) of this Act; and section 185 of this Act shall apply accordingly.”

(7) Subsection (7) shall be omitted.