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STATUTORY INSTRUMENTS

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**1998 No. 3054**

**EDUCATION, ENGLAND AND WALES**

**The East Brighton Education Action Zone Order 1998**

*Made* - - - - *3rd December 1998*  
*Laid before Parliament* *11th December 1998*  
*Coming into force* - - *1st January 1999*

Whereas an application for the purpose of establishing an education action zone has been made to the Secretary of State with the consent of the governing body of every school listed in Schedule 2 to this Order.

Now, therefore, in exercise of the powers conferred on the Secretary of State by sections 10(1), 11 and 138(7) of, and paragraph 2 of Schedule 1 to, the School Standards and Framework Act 1998<sup>(1)</sup>, the Secretary of State for Education and Employment hereby makes the following Order:

**Citation and commencement**

1. This Order may be cited as the East Brighton Education Action Zone Order 1998 and shall come into force on 1st January 1999.

**Interpretation**

2. In this Order—

“partners” means those persons listed in Schedule 1 to this Order; and

“zone school” means a school listed in Schedule 2 to this Order.

**Constitution of education action zone**

3. The schools listed in Schedule 2 to this Order shall constitute collectively an education action zone under the name of the East Brighton Education Action Zone (“the zone”) for the purposes of Chapter III of Part I of the School Standards and Framework Act 1998.

4. There shall be an Education Action Forum for the zone to be known as the East Brighton Education Action Forum, the membership of which shall include—

(a) one person appointed by the governing body of each zone school, unless any such governing body chooses not to make such an appointment;

- (b) either one or two persons appointed by the Secretary of State; and
- (c) one person appointed by each partner, unless any partner chooses not to make such an appointment.

**5.—(1) The Forum may at any time appoint—**

- (a) up to 4 additional members from persons appearing to them to represent local businesses in Brighton and Hove;
- (b) either one or two additional members from persons appearing to them to represent the further or higher education sectors (within the meaning of, respectively, section 91(3) and (5) of the Further and Higher Education Act 1992(2)) in the area served by the zone schools;
- (c) up to 4 additional members from persons appearing to them to represent the voluntary, community and charitable sectors and other non-business sectors in the area served by the zone schools;
- (d) either one or two additional members from persons appearing to them to represent the health sector in the area served by the zone schools;
- (e) one additional member who is an officer in Brighton and Hove Social Services Department;
- (f) one additional member who is an officer in the Sussex police;
- (g) up to 3 additional members from persons who are elected members of the education committee of the Council of Brighton and Hove;
- (h) one additional member being the Director of Educational Services of the Council of Brighton and Hove;
- (i) up to 5 additional members from persons appearing to them to represent parents in the area served by the zone schools;
- (j) up to 3 additional members from persons appearing to them to represent the teachers' and support staffs' professional associations;
- (k) one member from persons appearing to them to represent arts organisations working in partnership in the zone; and
- (l) up to 3 additional members appointed at any time when it appears to the Forum that their membership will further the objects of the zone,

provided that the total number of the additional members appointed under this article shall not exceed 25.

(2) Any additional member appointed under sub-paragraph (e), (f) or (h) of paragraph (1) shall cease to hold office as a member of the Forum if he ceases to be an officer or hold the office as mentioned in the appropriate sub-paragraph.

(3) Any additional member appointed under sub-paragraph (g) of paragraph (1) shall cease to hold office as a member of the Forum if he ceases to be a member of the education committee of the Council of Brighton and Hove.

**Disqualification from membership of the Forum**

**6.** Articles 7 and 9 shall have effect for the purpose of prescribing the circumstances and cases in which a person is to be disqualified for holding, or continuing to hold, office as a member of the Forum.

### **Disqualification from membership of Forum—bankruptcy etc**

7.—(1) Subject to the provisions of this regulation, a person shall be disqualified for holding, or for continuing to hold, office as a member of the Forum if he has been adjudged bankrupt or has made a composition or arrangement with his creditors; and a member, on becoming so disqualified, shall give written notice of the fact to the secretary to the Forum.

(2) Where a person is disqualified by reason of his having been adjudged bankrupt, that disqualification shall cease—

- (a) unless the bankruptcy order made against that person is previously annulled, on his discharge from bankruptcy; and
- (b) if the bankruptcy order is so annulled, on the date of the annulment.

(3) Where a person is disqualified by reason of his having made a composition or arrangement with his creditors and he pays his debts in full, the disqualification shall cease on the date on which the payment is completed and in any other case it shall cease on the expiration of three years from the date on which the terms of the deed of composition or arrangement are fulfilled.

### **Disqualification from membership of Forum—criminal convictions**

8.—(1) Subject to paragraph (2) a person shall be disqualified for holding, or for continuing to hold, office as a member of the Forum if—

- (a) within five years before his appointment would otherwise have taken effect or since his appointment, he has been convicted, whether in the United Kingdom or elsewhere, of any offence and has had passed on him a sentence of imprisonment (whether suspended or not) for a period of not less than three months without the option of a fine;
- (b) within twenty years before his appointment would otherwise have taken effect, he has been convicted as aforesaid and has had passed on him a sentence of imprisonment for a period of more than two and a half years; or
- (c) he has at any time been convicted as aforesaid and has had passed on him a sentence of imprisonment of not less than five years.

(2) For the purposes of this regulation there shall be disregarded any conviction by or before a court outside the United Kingdom of an offence in respect of conduct which, if it had taken place in any part of the United Kingdom, would not have constituted an offence under the law in force in that part of the United Kingdom.

### **Disqualification—absence from meetings**

9. Any member of the Forum who, without the consent of the Forum has failed to attend the meetings thereof for a continuous period of six months beginning with the date of a meeting shall, on the expiry of that period, be disqualified for continuing to be a member of the Forum without prejudice however, to his re-appointment.

### **Chairman's tenure of office**

10. The chairman of the Forum elected in accordance with paragraph 2 of Schedule 1 to the Act, shall hold office for one year from the date of his election (unless he resigns his office earlier), without prejudice to his eligibility to be re-elected for a further period of one year.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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3rd December 1998

*Estelle Morris*  
Minister of State,  
Department for Education and Employment

## SCHEDULE 1

Article 2

### MEANING OF “PARTNERS”

The following persons are “partners” for the purposes of appointing additional members of the Forum:

Council of Brighton & Hove  
Klynveld Peat Marwick Goerleder  
University of Brighton  
British Airports Authority  
American Express Services Europe Limited  
Scottish Power Learning  
Business in the Community

## SCHEDULE 2

Article 3

### SCHOOLS COMPRISING THE ZONE

Bevendean Primary School  
Coldean Infant School  
Coldean Junior School  
Moulescoomb Infant and Nursery School  
Moulescoomb Junior School  
St John the Baptist RC School  
St Mark’s CE School  
Whitehawk Infant & Nursery School  
Whitehawk Junior School  
Falmer School  
Marina High School  
Queensdown School

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order establishes the East Brighton Education Action Zone, which comprises the schools listed in the Schedule. The Order also provides (in articles 4 and 5) for the membership of the Education Action Forum for the Zone.

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