
STATUTORY INSTRUMENTS

1999 No. 2212

The Education (Maintained Special Schools) (England) Regulations 1999

PART II

ESTABLISHMENT, ALTERATION AND DISCONTINUANCE OF MAINTAINED SPECIAL SCHOOLS

Modification of approved proposals

12.—(1) This regulation prescribes, for the purposes of paragraph 5(2) of Schedule 6 to the Act or, as the case may be, that sub-paragraph as applied by paragraph 5(7) of that Schedule the persons or body—

- (a) at whose request the school organisation committee or, as the case may be, the adjudicator may—
 - (i) modify approved proposals relating to a maintained special school, or
 - (ii) where approval of proposals in respect of a maintained special school was given in accordance with paragraph 3(3) of that Schedule (approval expressed to take effect only if an event specified in the approval occurs by a date so specified), specify a later date by which the event in question must occur; and
- (b) whom a school organisation committee or, as the case may be, an adjudicator must consult before modifying approved proposals relating to a maintained special school.

(2) A school organisation committee or an adjudicator may modify approved proposals or specify a later date at the request of the persons or body who published the proposals.

(3) Before modifying approved proposals a school organisation committee or an adjudicator shall consult the body who published the proposals; and

- (a) where the proposals were published by the governing body of a foundation special school, the local education authority who maintain the school; or
- (b) where the proposals were published by the local education authority to make a prescribed alteration to, or discontinue a foundation special school, the governing body of the school.

(4) In this regulation references to approved proposals include references to proposals which the local education authority have determined to implement under paragraph 4 of Schedule 6.