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## STATUTORY INSTRUMENTS

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# 2006 No. 1751

## The Education (Pupil Registration) (England) Regulations 2006

### Leave of absence **E+W**

7.—(1) Leave of absence may only be granted by a person authorised in that behalf by the proprietor of the school.

(2) Leave of absence shall not be granted to enable a pupil to undertake employment (whether paid or unpaid) during school hours except—

- (a) employment for the purpose of taking part in a performance within the meaning of section 37 of the Children and Young Persons Act 1963 <sup>M1</sup> under the authority of a licence granted by the local authority under that section; or
- (b) employment abroad for the purpose mentioned in section 25 of the Children and Young Persons Act 1933 <sup>M2</sup> where a licence has been granted under that section by a justice of the peace.

(3) Subject to paragraph (4), a pupil may be granted leave of absence from the school to enable him to go away on holiday where —

- (a) an application has been made in advance to the proprietor by a parent with whom the pupil normally resides; and
- (b) the proprietor, or a person authorised by the proprietor in accordance with paragraph (1), considers that leave of absence should be granted due to the special circumstances relating to that application.

(4) Save in exceptional circumstances, a pupil shall not in pursuance of paragraph (3) be granted more than ten school days leave of absence in any school year.

(5) This regulation applies only in relation to a maintained school and a special school not maintained by a local education authority.

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#### Marginal Citations

- M1** 1963 c. 37; section 37 was last amended by paragraph 10 of Schedule 37 to the [Education Act 1996](#) (c. 56).
- M2** 1933 c. 12; section 25 was last amended by section 109(1) of, and paragraph 73(1) and (3) of Schedule 8 to, the [Courts Act 2003](#) (c. 39).

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (Pupil Registration) (England) Regulations 2006. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

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

- Regulations revoked by [S.I. 2024/208 Sch. 2](#)
- reg. 7(3)(4) omitted by [S.I. 2013/756 reg. 2\(2\)\(b\)](#)

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

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

- reg. 5(1)(g) and word inserted by [S.I. 2016/792 reg. 3\(c\)](#)
- reg. 5(1)(ca) inserted by [S.I. 2016/792 reg. 3\(a\)](#)
- reg. 6(1)(v) inserted by [S.I. 2020/816 reg. 2\(2\)\(a\)\(iii\)](#)
- reg. 6(1)(iii) word omitted by [S.I. 2020/816 reg. 2\(2\)\(a\)\(i\)](#)
- reg. 6(1)(iv) word inserted by [S.I. 2020/816 reg. 2\(2\)\(a\)\(ii\)](#)
- reg. 6(5A) inserted by [S.I. 2020/816 reg. 2\(2\)\(b\)](#)
- reg. 6(5A)(a) words inserted by [S.I. 2021/852 reg. 2\(2\)\(a\)](#)
- reg. 6(5A)(b)(i) words inserted by [S.I. 2021/852 reg. 2\(2\)\(b\)](#)
- reg. 6A inserted by [S.I. 2020/544 reg. 2\(3\)](#)
- reg. 7(1A) inserted by [S.I. 2013/756 reg. 2\(2\)\(a\)](#)
- reg. 8(1)(o) and word inserted by [S.I. 2011/1625 reg. 2\(2\)](#)
- reg. 12(3)-(8) substituted for reg. 12(3) by [S.I. 2016/792 reg. 5](#)
- reg. 16 inserted by [S.I. 2016/792 reg. 6](#)