
STATUTORY INSTRUMENTS

2024 No. 209

The Education (Information About Individual Pupils) (England) (Amendment) Regulations 2024

Amendment of the Education (Information About Individual Pupils) (England) Regulations 2013

2.—(1) The Education (Information About Individual Pupils) (England) Regulations 2013(1) are amended as follows.

(2) In regulation 2 (interpretation) after the definition of “commissioning local authority” insert—
““date of admission to the school” means the date on which the pupil’s name is added to the school’s admission register;”.

(3) After regulation 5 insert—

“Provision of information by schools

5A.—(1) This regulation applies to the appropriate person at—

- (a) a school maintained by a local authority;
- (b) a special school which is not maintained by a local authority and is not an Academy school;
- (c) an Academy school;
- (d) an alternative provision Academy,

that is not a nursery school.

(2) The appropriate person must provide to the Secretary of State, on request, by the date specified in the request, the information specified in [Schedule 1A](#) in relation to all registered pupils and in relation to such times as are specified in the request.

(3) The duty in [paragraph \(2\)](#) applies to pupils who are no longer registered pupils when the information is provided to the Secretary of State, where the information relates to the time during which the pupil was a registered pupil.

(4) The duty in [paragraph \(2\)](#) to provide information on request can be met by the school having an electronic management information system containing the required information that can be accessed at all times by the Secretary of State or someone on the Secretary of State’s behalf.

(5) In this regulation “appropriate person” means—

- (a) in the case of a school maintained by a local authority, that is not a pupil referral unit, the governing body of the school;
- (b) in the case of a pupil referral unit, the local authority maintaining the unit;
- (c) in the case of a special school not maintained by a local authority, the proprietor;

(1) [S.I. 2013/2094](#), amended by [S.I. 2014/2103](#), [S.I. 2022/599](#) and [S.I. 2024/208](#). There are other amending instruments but none are relevant.

- (d) in the case of an Academy school, the proprietor;
- (e) in the case of an alternative provision Academy, the proprietor.

(6) For the purposes of section 537A(8), where the Secretary of State has specified in the request a person to whom the information must be provided, the provision of information to that person is to be treated as compliance with the requirement to provide the information to the Secretary of State.”

(4) After Schedule 1 insert—

“Schedule 1A

Regulation 5A

Provision of information about individual pupils to the Secretary of State

1. The pupil’s—

- (a) current unique pupil number, and, where the school has held a previous unique pupil number for that pupil, the previous number;
- (b) first name, or if more than one, each first name;
- (c) surname;
- (d) date of birth;
- (e) sex;
- (f) date of admission to the school;
- (g) ethnic group;
- (h) first language;
- (i) National Curriculum year group;
- (j) (where applicable) date of leaving the school,

as at each time specified in the request.

2. The postcode of the home where the pupil normally resides or resided at each time specified in the request.

3. Whether the pupil has or had special educational needs at each time specified in the request, and if so, the primary and secondary type of those special educational needs and which special educational needs provision type is or was being made for them.

4. Whether the pupil has or had an EHC plan⁽²⁾ at each time specified in the request.

5. Whether pursuant to section 512(3) and 512ZB of the 1996 Act⁽³⁾, the pupil has or had applied and been found eligible for free school meals at each time specified in the request.

6. Whether the pupil is or was, to the knowledge of the appropriate person, a looked-after child at each time specified in the request.

7. Whether the pupil has or had, to the knowledge of the appropriate person, previously been a looked-after child⁽⁴⁾ at each time specified in the request.

(2) See the definition of “EHC plan” in the Education Act 1996, section 579(1), which was amended by the Children and Families Act 2014 (c. 6), Schedule 3, paragraphs 1 and 59.

(3) Sections 512 and 512ZB of the Education Act 1996 were substituted by the Education Act 2002 (c. 32), section 201. Section 512 was amended by the Education and Inspections Act 2006 (c. 40), section 86 the Childcare Act 2006 (c. 21), Schedule 2, paragraph 24. Section 512ZB was amended by the Welfare Reform Act 2012 (c. 5), Schedule 3, paragraph 16, the Life Chances Act 2010 (c. 9), section 26, the Welfare Reform Act 2012, Schedule 2, paragraphs 37 and 39 and the Children and Families Act 2014, section 106. There are other amendments that are not relevant. See definition of “the 1996 Act” in S.I. 2013/2094, regulation 2.

(4) See the definition of “looked-after child” in S.I. 2013/2094, regulation 2, which was amended by S.I. 2016/211.

8. For each time specified in the request, which of the codes specified in regulation 10 of the 2024 Regulations(5) is recorded against the pupil’s name in the school’s attendance register in relation to the relevant session.”.

(5) See the definition of “the 2024 Regulations” in [S.I. 2013/2094](#), regulation 2, which was amended by [S.I. 2024/208](#).