

**SCHEDULE**

Regulation 8

**MODIFICATIONS OF THE SCHEDULE TO THE EDUCATION (PUPIL EXCLUSIONS AND APPEALS) (MAINTAINED SCHOOLS) (WALES) REGULATIONS 2003**

**F1**1. ....

**Textual Amendments**

**F1** Sch. para. 1 omitted (8.4.2024) by virtue of The Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) (Amendment) Regulations 2024 (S.I. 2024/316), regs. 1(2), **10(2)** (with reg. 2)

[**F2**1A. In paragraph 1(1)—

- (a) for “7(1)” there is substituted “8(1)”;
- (b) for “6(6)(b)” there is substituted “7(6)(b)”.]

**Textual Amendments**

**F2** Sch. para. 1A inserted (8.4.2024) by The Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) (Amendment) Regulations 2024 (S.I. 2024/316), regs. 1(2), **10(3)** (with reg. 2)

**F3**2. ....

**Textual Amendments**

**F3** Sch. para. 2 omitted (8.4.2024) by virtue of The Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) (Amendment) Regulations 2024 (S.I. 2024/316), regs. 1(2), **10(4)** (with reg. 2)

3. For “regulation 7(1)” in each place where it occurs, there is substituted “regulation 8(1)”.

**Commencement Information**

**II** Sch. para. 3 in force at 9.1.2004, see **reg. 1(1)**

4. For paragraph 2(7) there is substituted —

“(7) The following persons are disqualified for membership of an appeal panel —

- (a) any member of the [<sup>F4</sup>local authority] or of the management committee <sup>F5</sup>... of the pupil referral unit in question;
- (b) the teacher in charge of, or any teacher at, the pupil referral unit in question or any person who has held any such position within the previous five years;
- (c) any person employed by the [<sup>F4</sup>local authority], other than a person employed as a head teacher or a teacher;
- (d) any person who has, or at any time has had, any connection with —
  - (i) the [<sup>F4</sup>local authority] or the pupil referral unit, or with any person within paragraph (b) or (c), or
  - (ii) the pupil in question or the incident leading to [<sup>F6</sup>the pupil’s] exclusion,

**Changes to legislation:** There are currently no known outstanding effects for the The Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) Regulations 2003. (See end of Document for details)

of a kind which might reasonably be taken to raise doubts about [<sup>F7</sup>the person's] ability to act impartially.”.

#### Textual Amendments

- F4** Words in Regulations substituted (5.5.2010) by [The Local Education Authorities and Childrens Services Authorities \(Integration of Functions\) \(Subordinate Legislation\) \(Wales\) Order 2010 \(S.I. 2010/1142\)](#), art. 1(1), **2(3)**
- F5** Words in Sch. para. 4 omitted (8.4.2024) by virtue of [The Education \(Pupil Exclusions and Appeals\) \(Pupil Referral Units\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/316\)](#), regs. 1(2), **10(5)(a)** (with reg. 2)
- F6** Words in Sch. para. 4 substituted (8.4.2024) by [The Education \(Pupil Exclusions and Appeals\) \(Pupil Referral Units\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/316\)](#), regs. 1(2), **10(5)(b)** (with reg. 2)
- F7** Words in Sch. para. 4 substituted (8.4.2024) by [The Education \(Pupil Exclusions and Appeals\) \(Pupil Referral Units\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/316\)](#), regs. 1(2), **10(5)(c)** (with reg. 2)

#### Commencement Information

- I2** Sch. para. 4 in force at 9.1.2004, see [reg. 1\(1\)](#)

5. For paragraph 10(2) there is substituted —

“(2) The panel must also allow —

(a) the teacher in charge to make written representations, to be represented and to appear and make oral representations, <sup>F8</sup>...

[<sup>F9</sup>(aa) the management committee to make written representations, to be represented and to appear and make oral representations, and]

(b) the [<sup>F10</sup>local authority] to make written representations <sup>F11</sup>..., to be represented and to appear and make oral representations.”.

#### Textual Amendments

- F8** Word in Sch. para. 5 omitted (8.4.2024) by virtue of [The Education \(Pupil Exclusions and Appeals\) \(Pupil Referral Units\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/316\)](#), regs. 1(2), **10(6)(a)** (with reg. 2)
- F9** Words in Sch. para. 5 inserted (8.4.2024) by [The Education \(Pupil Exclusions and Appeals\) \(Pupil Referral Units\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/316\)](#), regs. 1(2), **10(6)(b)** (with reg. 2)
- F10** Words in Regulations substituted (5.5.2010) by [The Local Education Authorities and Childrens Services Authorities \(Integration of Functions\) \(Subordinate Legislation\) \(Wales\) Order 2010 \(S.I. 2010/1142\)](#), art. 1(1), **2(3)**
- F11** Words in Sch. para. 5 omitted (8.4.2024) by virtue of [The Education \(Pupil Exclusions and Appeals\) \(Pupil Referral Units\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/316\)](#), regs. 1(2), **10(6)(c)** (with reg. 2)

#### Commencement Information

- I3** Sch. para. 5 in force at 9.1.2004, see [reg. 1\(1\)](#)

[<sup>F12</sup>6. In paragraph 14(a), for “the governing body and the head teacher” there is substituted “the management committee and the teacher in charge”.]

**Changes to legislation:** There are currently no known outstanding effects for the The Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) Regulations 2003. (See end of Document for details)

---

**Textual Amendments**

**F12** Sch. para. 6 substituted (8.4.2024) by The Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) (Amendment) Regulations 2024 (S.I. 2024/316), regs. 1(2), **10(7)** (with reg. 2)

---

**Commencement Information**

**I4** Sch. para. 6 in force at 9.1.2004, see **reg. 1(1)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Education (Pupil Exclusions and Appeals) (Pupil Referral Units) (Wales) Regulations 2003.