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# **EXPLANATORY NOTES**

# STANDARDS IN SCOTLAND'S SCHOOLS ETC. ACT 2000

#### INTRODUCTION

## THE ACT

# Provision of school education: right of child and duty of education authority

- Section 1 Right of child to school education
- Section 2 Duty of education authority in providing school education

## **Raising Standards**

- Section 3 Raising standards
- Section 4 National priorities in education
- Section 5 Education authority's annual statement of improvement objectives
- Section 6 School development plans
- Section 7 Review of school performance
- Section 8 Delegation schemes

## **Inspections**

- Section 9 Inspection of education authority
- Section 10 Code of practice as regards inspection of education authority
- Section 11 Inspection of educational establishment
- Section 12 Code of practice as regards inspection of educational establishment

#### Guidance

- Section 13 Guidance to education authorities : raising standards and delegation schemes
- Section 14 Guidance to education authorities as to home education
- Section 15 Requirement that education be provided in mainstream schools
- Section 16 No justification for corporal punishment

## **Ending of self-governing status of schools**

- Section 17 Ending of self-governing status of schools
- Section 18 Order supplementary to ending of self-governing status
- Section 19 Transfer of staff of self-governing school
- Sections 20 and 21 Provision of information and educational endowments in relation to self-governing school
- Section 22 Interruption of process of transition to self-governing status
- Section 23 Purported disposal of property of self-governing school

# **Independent schools**

- Section 24 Registration of independent school
- Section 25 Welfare of pupil attending independent school

#### **School Boards**

- Section 26 Role of School Board in raising standards and improving quality of education
- Section 27 Election to School Board after school ceases to be self-governing
- Section 28 Vacancies for parent members of School Board
- Section 29 Restriction on councillor's membership of School Boards
- Section 30 Involvement of School Board in preparing short leet for appointment of headteacher etc.
- Section 31 Delegation of education authority's functions to School Board

## Pre-school children

- Section 32 Provision of education for pre-school children etc.
- Section 33 Fees
- Section 34 Guidance to education authorities as respects discharge of certain functions
- Section 35 Provision of school education by persons other than education authorities
- Section 36 Inspection of establishments other than schools
- Section 37 –Provision of transport etc. by education authority
- Section 38 Admission of children under school age to primary school
- Section 39 Repeal of Part II of Education (Scotland) Act 1996
- Section 40 Education outwith school

Section 41 – Rights of appeal against exclusion from school

Section 42 – Grants in respect of activities relating to school education

# **Placing requests**

Section 43 – Placing requests: extent of education authority's duty

Section 44 – Further provisions as respects placing requests

## **The General Teaching Council**

#### **General**

Section 45 – Functions of the Council

Section 46 – Constitution of the Council

## **Elected members**

# **Appointed members**

#### **Nominated members**

Section 47 – Further provision as to keeping of register of teachers

Section 48 – Provision of information by the Council

Section 49 – Provision of information to Council

Section 50 – Professional Conduct Committee and Investigating and Disciplinary Sub-committees

Section 51 – Appeals

Section 52 – Amendment of section 17 of the 1965 Act

Section 53 – Power of Council to borrow money

Section 54 – Power of Scottish Ministers to require Council to establish committees

Section 55 – Abolition of Scottish Joint Negotiating Committee for School Education

# Sex education and medical matters

Section 56 - Guidance to education authorities as to manner of conducting sex education

Section 57 – Consent of child to medical procedures

#### General

Section 59 – Regulations

Section 61 – Short title and commencement

These notes relate to the Standards in Scotland's Schools etc. Act 2000 (asp 6)

Schedule 1 – Amendments of 1988 Act consequential on ending of by-elections for parent members of School Boards

Schedule 2 – Minor and consequential amendments and repeals

Schedule 3 – Further repeals