



Education Act 2011

2011 CHAPTER 21

PART 5

EDUCATIONAL INSTITUTIONS: OTHER PROVISIONS

Standards

45 Complaints: repeal of power to complain to Local Commissioner

- (1) Sections 206 to 224 of ASCLA 2009 (complaints against schools in England) are repealed.
- (2) In consequence of subsection (1)—
 - (a) in section 409 of EA 1996 (complaints and enforcement: maintained schools)—
 - (i) in subsection (1), after “authority” insert “ in Wales ” and after “schools” insert “ in Wales ”;
 - (ii) in subsection (4), for “Secretary of State” substitute “ Welsh Ministers ”;
 - (iii) in the heading, after “schools” insert “ in Wales ”;
 - (b) in section 496 of EA 1996 (power of Secretary of State to prevent unreasonable exercise of functions), omit subsections (3) and (4);
 - (c) in section 497 of EA 1996 (Secretary of State's general default powers), omit subsections (4) and (5);
 - (d) in paragraph 6 of Schedule 1 (pupil referral units: complaints)—
 - (i) in sub-paragraph (3), after “local authority” insert “ in Wales ” and after “unit” insert “ in Wales ”;
 - (ii) in sub-paragraph (4), for “Secretary of State” substitute “ Welsh Ministers ”, after “any local authority” and “a local authority” insert “ in Wales ”, and after “pupil referral unit” insert “ in Wales ”;

Changes to legislation: There are currently no known outstanding effects for the Education Act 2011, Section 45. (See end of Document for details)

- (e) in paragraph 1 of Schedule 4 to the Local Government Act 1974 (disqualifications from acting as Local Commissioner or investigating complaint), omit sub-paragraphs (2C) and (2D);
- (f) in section 262(6) of ASCLA 2009 (statutory instruments subject to affirmative procedure), omit paragraph (f);
- (g) in Schedule 16 to ASCLA 2009 (repeals and revocations), omit Part 7 (complaints);
- (h) section 22 of CSFA 2010 (amendments of sections 207 and 216 of ASCLA 2009) is repealed.

Commencement Information

II S. 45 in force at 1.8.2012 by S.I. 2012/1087, art. 2 (with art. 6)

Changes to legislation:

There are currently no known outstanding effects for the Education Act 2011, Section 45.