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## STATUTORY INSTRUMENTS

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# 1997 No. 866

## The Education (Northern Ireland) Order 1997

### PART III

#### ADMISSION OF CHILDREN TO GRANT-AIDED SCHOOLS

##### Duties of Board of Governors in relation to admissions

**10.**—(1) It shall be the duty of the Board of Governors of a grant-aided school to make arrangements for the admission of children to the school in accordance with the following provisions of this Part.

(2) The Board of Governors of a grant-aided school shall not—

- (a) admit to the school in any school year a number of children in the relevant age group which exceeds the school's admissions number for that school year; or
- (b) cause or permit the number of registered pupils at the school at any time to exceed the school's enrolment number.

(3) In calculating for the purposes of paragraph (2) the number of children in the relevant age group admitted to a school in any school year, no account shall be taken of any child in that age group admitted to the school in compliance with—

- (a) a direction of an appeal tribunal;
- [<sup>F1</sup>(aa) a direction of the body constituted by regulations under Article 16A(6);]
- (b) a direction under Article 42 of the Education (Northern Ireland) Order 1996; or
- (c) a school attendance order.

(4) In calculating for the purposes of paragraph (2) the number of registered pupils at a school at any time in a school year, no account shall be taken of any pupil first registered at the school in that school year in compliance with—

- (a) a direction of an appeal tribunal;
- [<sup>F2</sup>(aa) a direction of the body constituted by regulations under Article 16A(6);]
- (b) a direction under Article 42 of the Education (Northern Ireland) Order 1996; or
- (c) a school attendance order.

**F1** Art. 10(3)(aa) inserted (1.10.2006) by [Education \(Northern Ireland\) Order 2006 \(S.I. 2006/1915 \(N.I. 11\)\)](#), arts. 1(5), [29\(2\)](#) (and with transitional reference in art. 1(5))

**F2** Art. 10(4)(aa) inserted (1.10.2006) by [Education \(Northern Ireland\) Order 2006 \(S.I. 2006/1915 \(N.I. 11\)\)](#), arts. 1(5), [29\(3\)](#) (and with transitional reference in art. 1(5))

**Changes to legislation:**

There are currently no known outstanding effects for the The Education (Northern Ireland) Order 1997, Section 10.