



Education Act 1979

1979 CHAPTER 49

E+W

An Act to repeal sections 1, 2 and 3 of the Education Act 1976 and to make provision as to certain proposals submitted or transmitted to the Secretary of State under the said section 2. [26th July 1979]

Modifications etc. (not altering text)

- C1 Act amended by [Local Government Act 1985](#) (c. 51, SIF 81:1), s. 18(2)
- C2 Act amended by [Education Reform Act 1988](#) (c. 40, SIF 41:1), ss. 163(1), 231(7), 235(6)
- C3 Act modified by [Education Reform Act 1988](#) (c. 40, SIF 41:1), ss. 231(7), 235(6), 236(2)(a)
- C4 Act applied (provinces of Canterbury and York except Channel Islands and Isle of Man) (1.8.1991) by [Diocesan Boards of Education Measure 1991](#) (No. 2), s. 7(3); Archbishops' Instrument made 26.7.1991

Commencement Information

- II Act wholly in force at Royal Assent

1 Abolition of duty to give effect to comprehensive principle. **E+W**

- (1) In the ^{M1} Education Act 1976—
 - section 1 (the comprehensive principle);
 - section 2 (submission of proposals for giving effect to comprehensive principle);
 - and
 - section 3 (approval and implementation of proposals submitted under section 2),are hereby repealed.
- (2) The following provisions of this section apply to proposals submitted or transmitted to the Secretary of State under section 2 which have been treated, by virtue of a direction under subsection (1) of section 3, as if they had been submitted to him by a local education authority under subsection (1) or by the . . . ^{F1} governors of a voluntary school under subsection (2) of section 13 of the ^{M2} Education Act 1944 (establishing,

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Education Act 1979 (repealed 1.11.1996). (See end of Document for details)

maintaining, changing character of, enlarging or ceasing to maintain county school or voluntary school).

- (3) Where any proposals to which this subsection applies have been approved under subsection (4) of section 13, the Secretary of State may, on the application of the local education authority . . . ^{F2} or governors concerned, revoke the approval.
- (4) Where any proposals to which this subsection applies have not been so approved but public notice of them has been given under subsection (3) of section 13, the local education authority, . . . ^{F2} or governors concerned may elect that, notwithstanding the repeals effected by subsection (1) above, the proposals shall continue to be treated as if they had been submitted to the Secretary of State under subsection (1) or (2) of that section; but no such election shall have effect unless it is made in writing to the Secretary of State before 31st December 1979.

Textual Amendments

- F1** Words repealed by [Education Act 1980 \(c. 20, SIF 41:1\)](#), s. 1(3), [Sch. 1 para. 31](#)
F2 Word repealed by [Education Act 1980 \(c. 20, SIF 41:1\)](#), s. 1(3), [Sch. 1 para. 31](#)

Modifications etc. (not altering text)

- C5** The text of s.1(1) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M1** [1976 c. 81.](#)
M2 [1944 c. 31.](#)

2 Citation, construction and extent. **E+W**

- (1) This Act may be cited as the Education Act 1979.
- (2) The Education Acts 1944 to 1976 and this Act may be cited together as the Education Acts 1944 to 1979.
- (3) This Act shall be construed as one with the ^{M3}Education Act 1944.
- (4) This Act does not extend to Scotland or Northern Ireland.

Marginal Citations

- M3** [1944 c. 31.](#)

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