



Education Reform Act 1988

1988 CHAPTER 40

PART I

SCHOOLS

CHAPTER I

THE CURRICULUM

Special cases

16 Development work and experiments.

- (1) For the purpose of enabling development work or experiments to be carried out, the Secretary of State may direct as respects a particular maintained school that, for such period as may be specified in the direction, the provisions of the National Curriculum—
 - (a) shall not apply; or
 - (b) shall apply with such modifications as may be so specified.
- (2) A direction under subsection (1) above may apply either generally or in such cases as may be specified in the direction.
- (3) A direction shall not be given under subsection (1) above except—
 - (a) in the case of a county, controlled or maintained special school, on an application—
 - (i) by the governing body with the agreement of the local education authority;
 - (ii) by the local education authority with the agreement of the governing body; or
 - (iii) by the [^{F1}appropriate curriculum authority] with the agreement of both the local education authority and the governing body;

Status: Point in time view as at 01/04/1994. This version of this provision has been superseded.

Changes to legislation: Education Reform Act 1988, Section 16 is up to date with all changes known to be in force on or before 20 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (b) in the case of a grant-maintained, aided or special agreement school, on an application by the governing body or by the [^{F1}appropriate curriculum authority] with the agreement of the governing body.
- (4) The Secretary of State may make it a condition of a direction under subsection (1) above that any person by whom or with whose agreement the request for the direction was made should, when so directed or at specified intervals, report to the Secretary of State on any matters specified by him.
- (5) The Secretary of State may by a direction under this subsection vary or revoke a direction under subsection (1) above.
- [^{F2}(6) In subsection (3) above, “appropriate curriculum authority ” means, in relation to England, the School Curriculum and Assessment Authority and, in relation to Wales, the [^{F3}the Curriculum and Assessment Authority for Wales].]

Textual Amendments

- F1** Words in s. 16(3)(a)(b) substituted (1.10.1993) by 1993 c. 35, s. 307(1), **Sch. 19**, para. 119(a); S.I. 1993/1975, art. 9, **Sch. 1**
- F2** S. 16(6) added (1.10.1993) by 1993 c. 35, s. 307(1), **Sch. 19**, para. 119(b); S.I. 1993/1975, art. 9, **Sch. 1**
- F3** Words in s. 16(6) substituted (1.4.1994) by 1993 c. 35, s. 253, **Sch. 15 para. 4(4)**; S.I. 1994/507, art. 4(1), **Sch.2**.

Modifications etc. (not altering text)

- C1** S. 16 applied (with modifications) (1.4.1994) by S.I. 1994/653, reg. 42(1), **Sch. Pt.I**.
Ss. 1-25 (Pt. I) except ss. 2(1)(a), 6, 9(3)-(10), 10(1) applied (9.5.1994) by S.I. 1994/1084, **reg.9**.

Status:

Point in time view as at 01/04/1994. This version of this provision has been superseded.

Changes to legislation:

Education Reform Act 1988, Section 16 is up to date with all changes known to be in force on or before 20 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.