



Education Reform Act 1988

1988 CHAPTER 40

PART III

EDUCATION IN INNER LONDON

Disposal of functions and property of ILEA

169 Approval of management structure and senior appointments in initial period

- (1) References in this section to the management structure of an inner London council for the purpose of the exercise of its LEA functions are references to any aspect of the council's organisation and its arrangements for managing its affairs in relation to the exercise of those functions which the Secretary of State determines ought to be subject to approval under this section with a view to securing the proper performance by the council of those functions during the initial period.

In this section "the initial period" means the period of five years beginning with the abolition date.

- (2) The reference in subsection (1) above to a council's organisation and its arrangements for managing its affairs in relation to the exercise of its LEA functions includes in particular its staffing arrangements and the determination of the duties to be performed by its employees concerned in the exercise of those functions.
- (3) It shall be the duty of each inner London council to adopt and to maintain during the initial period a management structure for the purpose of the exercise of its LEA functions which is for the time being approved by the Secretary of State under this section.
- (4) Such a council shall not before the end of the initial period make an appointment to which this subsection applies except after consultation with the Secretary of State.
- (5) Subsection (4) above applies to the appointment of a person—
- (a) to be the chief education officer of the council; or

Status: This is the original version (as it was originally enacted).

- (b) to any designated post forming part of the management structure of the council for the time being approved under this section.
- (6) In subsection (5)(b) above “designated” means designated for the purposes of subsection (4) above by a direction given by the Secretary of State.
- (7) For the purposes of the consultation required by subsection (4) above a council proposing to make an appointment to which that subsection applies shall send to the Secretary of State particulars showing the name, previous experience and qualifications of the persons from whom the council proposes to make a selection.
- (8) If the Secretary of State is of opinion that any person whose name is submitted to him under subsection (7) above is not a fit person to hold the appointment in question, he may give a direction prohibiting that person’s appointment.