

## SCHEDULES

### SCHEDULE 15

#### REINSTATEMENT OF PUPILS EXCLUDED FROM COUNTY, VOLUNTARY OR MAINTAINED SPECIAL SCHOOLS

##### PART II

##### AIDED AND SPECIAL AGREEMENT SCHOOLS

###### *Preliminary*

- 8 The articles of government for an aided or a special agreement school shall make provision for the matters set out in paragraphs 9 to 13.

###### *Reinstatement of permanently excluded pupils*

- 9 (1) Where the governing body have been informed of the permanent exclusion of a pupil from the school, they shall consider whether he should be reinstated immediately, reinstated by a particular date or not reinstated.
- (2) If the governing body decide that the pupil should be reinstated, they shall—
- (a) give the appropriate direction to the head teacher, and
  - (b) inform the relevant person and the local education authority of the direction.
- (3) If the governing body decide that the pupil should not be reinstated, they shall (without delay) inform the relevant person and the local education authority of their decision.
- 10 The head teacher shall comply with any direction for the reinstatement of the pupil given by the governing body by virtue of paragraph 9.

###### *Reinstatement of pupils excluded for a fixed period*

- 11 (1) Where a pupil is excluded from the school for a fixed period in circumstances in which he would, as a result of the exclusion—
- (a) be excluded from the school for a total of more than five school days in any one term, or
  - (b) lose an opportunity to take a public examination,
- the head teacher shall comply with any direction given by the governing body or the local education authority for the pupil's reinstatement.
- (2) If conflicting directions are given by the authority and the governing body, the head teacher shall comply with the direction which will lead to the earlier reinstatement of the pupil.

- 12 (1) Before giving any such direction as is mentioned in paragraph 11(1) the local education authority shall—
- (a) give the governing body an opportunity to express their views; and
  - (b) consider any views expressed within the prescribed period by the governing body.
- (2) Where the authority give any such direction, they shall inform the relevant person and the governing body of the direction.
- 13 Where the governing body give any such direction as is mentioned in paragraph 11(1), they shall inform the relevant person and the local education authority of the direction.