

SCHEDULES

SCHEDULE 16

POWERS TO FACILITATE INNOVATION

PART 1

AMENDMENTS OF CHAPTER 1 OF PART 1 OF EA 2002

- 3 (1) Section 4 of EA 2002 (applications for orders under section 2) is amended as follows.
- (2) In subsection (1) after “section 2” insert “(“an application for an order”)”.
- (3) After subsection (1) insert—
- “(1A) No application for an order may be made by the head teacher of a maintained school without the consent of the governing body of the school.”
- (4) In subsection (2)—
- (a) for “such an application” substitute “an application for an order”,
- (b) after paragraph (a) insert—
- “(aa) in the case of a qualifying foundation, consult the governing body of each foundation or foundation special school to which the application relates and the local education authority who maintain the school,”, and
- (c) for paragraph (b) substitute—
- “(b) in the case of the governing body of a maintained school, consult—
- (i) the local education authority who maintain the school, and
- (ii) where the school is a foundation school with a qualifying foundation, that foundation, and”.