



# Education Act 2011

## 2011 CHAPTER 21

### PART 6

#### ACADEMIES

##### *Academy orders*

#### **57 Academy conversions: federated schools**

- (1) AA 2010 is amended as follows.
- (2) In section 3 (application for Academy order) after subsection (5) insert—
  - “(6) In the case of a federated school, references in this section to the governing body include references to members of the governing body who—
    - (a) together make up a proportion of the total number of members that is specified in, or determined in accordance with, regulations, and
    - (b) consist of or include members of any prescribed description.”
- (3) In section 4 (Academy orders), in subsection (1)(a), for “the governing body of the school make an application” substitute “an application in respect of the school is made”.
- (4) In section 7 (transfer of school surpluses)—
  - (a) in subsection (6)(a), after “made available” insert “in respect of the school”;
  - (b) in subsection (6), at the end, insert “This subsection is subject to subsection (9).”;
  - (c) in subsection (7), for “to a school's” substitute “in respect of a school to the school's”;
  - (d) after subsection (8) insert—
    - “(9) If the school is a federated school, the questions of—
      - (a) whether the school has a surplus, and
      - (b) if so, the amount of the surplus,

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*Changes to legislation: There are currently no known outstanding effects  
for the Education Act 2011, Section 57. (See end of Document for details)*

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are to be determined in accordance with regulations.”

(5) In section 17 (interpretation of Act), in subsection (2), after the definition of “the conversion date” insert—

““federated school” has the meaning given by section 24(2) of EA 2002;”.

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**Commencement Information**

**II** [S. 57](#) in force at 1.4.2012 by [S.I. 2012/924](#), [art. 2](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Education Act 2011, Section 57.