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STATUTORY INSTRUMENTS

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**1999 No. 1867**

**EDUCATION, ENGLAND**  
**EDUCATION, WALES**

**The Education (Further Education in Schools) Regulations 1999**

<i>Made</i>	- - - -	<i>26th June 1999</i>
<i>Laid before Parliament</i>		<i>30th June 1999</i>
<i>Coming into force</i>	- -	<i>1st September 1999</i>

In exercise of the powers conferred on the Secretary of State by section 80(2) of the School Standards and Framework Act 1998(1) and of all other powers enabling them in that behalf, the Secretary of State for Education and Employment as respects England and the Secretary of State for Wales, as respects Wales hereby make the following Regulations:

**Citation and Commencement**

1. These Regulations may be cited as the Education (Further Education in Schools) Regulations 1999 and shall come into force on 1st September 1999.

**Presence of a teacher necessary**

2.—(1) The circumstances referred to in section 80(2) of the School Standards and Framework Act 1999 shall be that a teacher is present in the room.

(2) For the purposes of paragraph (1) a teacher means a member of the teaching staff of—

- (a) a school maintained by a local education authority;
- (b) an institution maintained or assisted by a local education authority other than a school;
- (c) a city technology college; or
- (d) an institution within the further education sector.

(3) For the purposes of paragraph (1) a teacher shall be considered to be present in the room at a particular time even though no teacher is present if—

- (a) it would be impractical to secure the presence of a teacher in the room at that time; and
- (b) the absence of a teacher at that time has not lasted more than five minutes.

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## Revocation

3. The Education (Further Education in Schools) Regulations 1993(2) are hereby revoked.

23rd June 1999

*Estelle Morris*  
Minister of State,  
Department for Education and Employment

26th June 1999

*Peter Hain*  
Parliamentary Under Secretary of State, Welsh  
Office.

## **EXPLANATORY NOTE**

*(This note is not part of the Regulations)*

These Regulations prescribe the circumstances in which the governing bodies of maintained schools may provide further education in rooms where pupils are being taught. They prescribe that they may do so when a teacher is present.

These Regulations revoke the Education (Further Education in Schools) Regulations 1993 and re-enact the provisions of those Regulations with modifications consequent on the new school framework contained in Part II of the School Standards and Framework Act 1998.