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STATUTORY INSTRUMENTS

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**2006 No. 2139**

**The Education (New Secondary School  
Proposals) (England) Regulations 2006**

**Amendment of The Education (School Organisation Proposals) (England) Regulations 1999**

**26.**—(1) The Education (School Organisation Proposals) (England) Regulations 1999(1) are amended as follows.

- (2) In regulation 2(1), after “and any reference to section 28,” insert “section 28A,”.
- (3) In regulation 4(1) after “section 28(3)(a),” insert “section 28A(4)(a),”.
- (4) In regulation 4(2), after “section 28”, insert “,28A”.
- (5) In regulation 5(1), after “sections 28(3)(b)” insert “section 28A(4)(b)”.
- (6) In regulation 5(5), after “section 28” insert “,28A”.
- (7) In regulation 6(1)(a)—
  - (a) after “section 28(6)(b),” insert “section 28A(6)(b)”; and
  - (b) after “section 28” insert “, section 28A”.
- (8) In regulation 6(2), after “section 28” insert “,28A”.
- (9) In regulation 7(2)—
  - (a) after “Objections to or comments on proposals published under section 28”, insert “,28A”; and
  - (b) in sub-paragraph (b)(ii), after “section 28”, insert “or section 28A”.
- (10) In regulation 7(3), after “section 28” insert “, 28A”.
- (11) In regulation 12(1)(a) after “has effect by virtue of Schedule 4 to these Regulations”, insert “, section 28A(6)”.
- (12) In regulation 12(10), after “section 28(6)”, insert “, 28A(6)”.
- (13) In the heading of regulation 13, after “section 28”, insert “, section 28A”.
- (14) In regulation 15(1), after “section 28” insert “, section 28A”.
- (15) In regulation 15(2)—
  - (a) after “section 28(6),” insert “section 28A(6)”; and
  - (b) after “section 28”, insert “28A”.
- (16) In Schedule 3, in the heading of Part 2, after “section 28” insert “,28A”.
- (17) In Schedule 4—
  - (a) in the heading, after “Section 28” insert “, Section 28A”; and
  - (b) in the provision column after “Section 28(3)”, insert “or Section 28A(4) (as the case may be)”;

- (c) in the provision column after “Section 28(5)”, insert “or Section 28A(5) (as the case may be)”;
  - (d) in the provision column after “Section 28(6)”, insert “or Section 28A(6) (as the case may be)” and in the corresponding modification, for “That subsection” substitute “section 28(6)” and after the word “and” in the first place it occurs insert “in the case of each of 28(6) and 28A(6),”;
  - (e) in the provision column after “Section 28(10)” insert “or Section 28A(9) (as the case may be)”;
  - (f) in the modification corresponding to Schedule 6, paragraph 1, after “section 28” insert “, 28A”; and
  - (g) in the modification corresponding to Schedule 6, paragraph 2, after “section 28,” insert “28A,”.
- (18) In Schedule 5—
- (a) in the heading following “Schedule 5”, after “section 28” insert “ and 28A”;
  - (b) in the heading under “Part 1”, after “section 28” insert “, 28A”;
  - (c) in paragraph 2, after “section 28”, insert “,28A”;
  - (d) after paragraph 2(a), insert—
    - “(aa) section 28A(6) must have effect as if at the end there were added  
“and to the school organisation committee for the area of the  
local education authority in which the school is proposed to be  
situated”,” and
  - (e) in paragraph (3), after “section 28(6)” insert “, or section 28A(6)”.