

2007 No. 59

EDUCATION, ENGLAND

**The Education (New Secondary School Proposals) (England)
(Amendment) Regulations 2007**

<i>Made</i> - - - -	<i>16th January 2007</i>
<i>Laid before Parliament</i>	<i>19th January 2007</i>
<i>Coming into force</i> - -	<i>9th February 2007</i>

The Secretary of State for Education and Skills, in exercise of the powers conferred by sections 66 and 120 of, and paragraphs 5 and 10 of Schedule 10 to, the Education Act 2005(a) makes the following Regulations:

Citation

1.—(1) These Regulations may be cited as the Education (New Secondary School Proposals) (England) (Amendment) Regulations 2007 and come into force on 9th February 2007.

(2) These Regulations apply only in relation to England.

Amendment of Education (New Secondary School Proposals) (England) Regulations 2006

2.—(1) The Education (New Secondary School Proposals) (England) Regulations 2006 (b) are amended as follows.

(2) At the beginning of regulation 5, for “Notices” substitute “For the purposes of section 66 (3)(d), notices”.

(3) In regulation 5(h) for “schools” substitute “school”.

(4) In regulation 6(1)(f) for the comma after “authority” where that word first occurs, substitute “and”.

(5) In regulation 10(a), after “them”, insert “under section 66(7)(b)”.

(6) In regulation 10(b) (ii) for “paragraphs (2)” substitute “paragraph”.

(7) At the end of regulation 17(1)(b) insert the word “or”.

(8) After regulation 17(1)(b) insert—

“(c) where the proposals published under section 66 in response to a notice under that section, consist of or include any proposals which are made by the local education authority for the area in which the school organisation committee has been established; or

(d) where the proposals published under section 66 in response to a notice under that section consist of or include any proposals for the establishment of a foundation or

(a) 2005 c.18.
(b) S.I. 2006/2139.

voluntary school which is proposed to be designated under section 69(4) of the 1998 Act as:

- (i) a Church of England school, or
- (ii) a Roman Catholic school, or
- (iii) both a Church of England and a Roman Catholic school.”

(9) After regulation 17(3) insert the following—

“(4) The school organisation committee, in cases where sub-paragraphs (1)(c) and 1(d) apply, must make any referral within four weeks of the end of the period prescribed by regulation 12 or paragraph 3(1) of Schedule 10 (as substituted by regulation 22(3)) as the case may be.”

(10) In regulation 22 (1)(a) omit “(2)”.

Andrew Adonis
Parliamentary Under Secretary of State
Department for Education and Skills

16th January 2007

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Education (New Secondary School Proposals) (England) Regulations 2006.

They amend regulation 17(1), by inserting new sub-paragraphs (c) and (d), to provide that school organisation committees must refer to the adjudicator any proposals that the local education authority (for the area in which the school organisation committee has been established) has made, or that relate to the establishment of a Church of England or Roman Catholic school (or a school of both those denominations).

They also make a number of minor corrections mostly of typographical errors.

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