
WELSH STATUTORY INSTRUMENTS

2001 No. 2678

**The Change of Category of Maintained
Schools (Wales) Regulations 2001**

Restrictions on changing category of school

5.—(1) A school may not change category to become a voluntary aided school unless the governing body of the school satisfy the National Assembly that the governing body (as the governing body of a voluntary aided school) will be able to carry out their obligations under Schedule 3 to the Act for a period of at least five years following the implementation date.

(2) A foundation, voluntary aided or voluntary controlled school may not become a community school and a foundation special school may not become a community special school unless any transfer agreement and transfer of rights and liabilities agreement required by Schedule 4 has been entered into.

(3) A school's change of category under these Regulations shall not be taken as authorising a school to establish, join or leave a foundation body.