
WELSH STATUTORY INSTRUMENTS

2009 No. 821

**The Education (Admission of Looked
After Children) (Wales) Regulations 2009**

**Admission of relevant looked after children to whom section 87 of the 1998 Act applies
(admission of twice excluded pupils)**

9.—(1) Section 95(2) of the 1998 Act does not apply in relation to a decision made by, or on behalf of, a Welsh local education authority to admit to a school a relevant looked after child.

(2) The Welsh local education authority must consult, in the manner prescribed in the code for school admissions, with the governing body of any community or voluntary controlled school in Wales before making an application for admission on behalf of a relevant looked after child to whom section 87 of the 1998 Act applies.

(3) The governing body may, within the period of 7 days beginning with the day on which the application form was received, refer the matter in the manner prescribed and supplying the information as may be prescribed in the code for school admissions to the Welsh Ministers.

(4) A reference under paragraph (3) may only be made on the grounds that the admission of the child to the school would seriously prejudice the provision of efficient education or the efficient use of resources.