

---

STATUTORY INSTRUMENTS

---

**2006 No. 1915**

**The Education (Northern Ireland) Order 2006**

**PART III**

**MISCELLANEOUS AND SUPPLEMENTARY**

*Suspension and expulsion of pupils from grant-aided schools*

**Suspension and expulsion of pupils**

**31.**—(1) The Department shall prepare and issue a scheme specifying the procedure to be followed in relation to the suspension and expulsion of registered pupils from grant-aided schools.

(2) A scheme under this Article—

(a) shall provide that—

- (i) a registered pupil at a controlled school may be expelled from that school only by the relevant board on the application of the Board of Governors of the school;
- (ii) a registered pupil at any other grant-aided school may be expelled from that school only by the Board of Governors of the school;

(b) shall provide that a registered pupil at a grant-aided school may be suspended from that school only by a person or body specified in the scheme;

(c) shall specify the maximum period—

- (i) for which a pupil may be suspended in any one school year;
- (ii) for which a pupil may be suspended on any one occasion;

(d) may provide for the extension of a period of suspension (subject to any provision made by virtue of sub-paragraph (c));

(e) may include provision for such other matters as the Department thinks appropriate.

(3) It is the duty of—

- (a) the relevant board and the Board of Governors (in relation to a controlled school); and
- (b) the Board of Governors (in relation to any other grant-aided school),

to comply with a scheme under this Article.

(4) The Department—

- (a) shall review a scheme issued under this Article not later than five years after the issue of the scheme (or, as the case may be, after the last review under this paragraph); and
- (b) may revise the scheme and issue the revised scheme.

(5) Before making or revising a scheme under this Article the Department shall consult—

- (a) the boards;

- (b) the Board of Governors of a number of grant-aided schools selected by the Department as being a representative sample of all such schools; and
  - (c) any other person with whom consultation appears to it to be desirable.
- (6) In this Article and Article 32 “relevant board”, in relation to a controlled school, means the board for the area in which the school is situated.