



School Standards and Framework Act 1998

1998 CHAPTER 31

PART I

MEASURES TO RAISE STANDARDS OF SCHOOL EDUCATION

CHAPTER I

LIMIT ON INFANT CLASS SIZES

1 Duty to set limit on infant class sizes.

- (1) The Secretary of State shall by regulations—
 - (a) impose a limit on class sizes for infant classes at maintained schools; and
 - (b) specify the school years in relation to which any such limit is to have effect.
- (2) Any limit imposed under this section shall specify the maximum number of pupils that a class to which the limit applies may contain while an ordinary teaching session is conducted by a single [F¹school teacher].
- (3) Subject to subsections (4) and (5), regulations under this section shall be so framed that—
 - (a) the maximum number specified in pursuance of subsection (2) is 30, and
 - (b) that limit has effect in relation to the 2001-02 school year and any subsequent year.
- (4) Regulations under this section may—
 - (a) provide for any limit imposed under this section to take effect—
 - (i) at the same time in the case of each of the age groups into which the pupils in infant classes fall, or

Status: Point in time view as at 01/02/2006. This version of this provision has been superseded.

Changes to legislation: School Standards and Framework Act 1998, Section 1 is up to date with all changes known to be in force on or before 21 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (ii) at different times (which may be earlier than the beginning of the school year mentioned in subsection (3)) in the case of different such age groups;
 - (b) provide that, in any circumstances specified in the regulations, any such limit either is not to apply or is to operate in such manner as is so specified.
- (5) The Secretary of State may by order amend subsection (3)—
- (a) by substituting for “30” such other number as is specified in the order; or
 - (b) by substituting for the reference to the 2001-02 school year a reference to such other school year as is so specified.
- (6) Where any limit imposed under this section applies to an infant class at a maintained school, the local education authority and the governing body shall exercise their functions with a view to securing that that limit is complied with in relation to that class.

Textual Amendments

- F1** Words in s. 1 substituted (19.12.2002 for W., 1.8.2003 for E.) by [Education Act 2002 \(c. 32\), s. 216\(4\), Sch. 21 para. 87](#) (with [ss. 210\(8\), 214\(4\)](#)); [S.I. 2002/3185, art. 4, Sch. Pt. 1](#); [S.I. 2003/1667, art. 3](#)

Modifications etc. (not altering text)

- C1** S. 1 applied (with modifications) (18.10.1999) by [S.I. 1999/2666, reg. 8, Sch. paras. 1\(c\), 2-8](#).
 S. 1 applied (with modifications) (1.9.1999) by [S.I. 1999/2800, reg. 7, Sch. paras. 1, 2-8](#).
- C2** S. 1 applied (with modifications) (E.) (8.5.2003) by [The New School \(Admissions\) \(England\) Regulations 2003 \(S.I. 2003/1041\), regs. 1\(1\), 9, Sch. para. 1\(b\)](#)
- C3** S. 1 applied (with modifications) (1.2.2006) by [The New School \(Admissions\) \(Wales\) Regulations 2006 \(S.I. 2006/175\), regs. 1\(1\), 9, Sch. \(with reg. 2\(2\)\)](#)

Status:

Point in time view as at 01/02/2006. This version of this provision has been superseded.

Changes to legislation:

School Standards and Framework Act 1998, Section 1 is up to date with all changes known to be in force on or before 21 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.