



School Standards and Framework Act 1998

1998 CHAPTER 31

PART II

NEW FRAMEWORK FOR MAINTAINED SCHOOLS

CHAPTER VII

MISCELLANEOUS AND SUPPLEMENTAL

Further provisions relating to new schools

72 Further provisions relating to new schools.

- (1) Regulations may make provision for—
 - (a) the staffing and conduct of a new school in advance of the school opening date;
 - (b) the determination of matters in connection with a new school in advance of that date;
 - (c) the taking of decisions by a temporary governing body, or (where power to do so is delegated to him) by the head teacher, as to expenditure in connection with a new school at a time when it does not have a delegated budget;
 - (d) such other matters relating to new schools as the Secretary of State considers appropriate.
- (2) Regulations under subsection (1) may, in connection with any matters falling within that subsection, apply any provision of the Education Acts with or without modification.
- (3) In this section “new school” means a school or proposed school—

Status: Point in time view as at 01/09/2006.

Changes to legislation: School Standards and Framework Act 1998, Section 72 is up to date with all changes known to be in force on or before 16 June 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)

- (a) for which there is a temporary governing body constituted under [F1 section 34 of the Education Act 2002], or
- (b) for which there is no such body but for which such a body—
 - (i) are required to be so constituted by virtue of subsection (1) of that section, or
 - (ii) may be so constituted in accordance with such anticipatory arrangements as are mentioned in subsection (5)(a) of that section.

Textual Amendments

- F1** Words in s. 72(3)(a) substituted (1.4.2003 for E., 31.10.2005 for W.) by [Education Act 2002 \(c. 32\)](#), s. 216(4), [Sch. 21 para. 106](#) (with [ss. 210\(8\)](#), [214\(4\)](#)); [S.I. 2003/124](#), art. 4; [S.I. 2005/2910](#), art. 4, Sch.

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