



School Standards and Framework Act 1998

1998 CHAPTER 31

PART III

SCHOOL ADMISSIONS

CHAPTER II

SELECTION OF PUPILS

Partial selection

99 General restriction on selection by ability or aptitude

- (1) No admission arrangements for a maintained school may make provision for selection by ability unless—
 - (a) they make provision for a permitted form of such selection; or
 - (b) the school is a grammar school (as defined by section 104(7)).
- (2) The following are permitted forms of selection by ability—
 - (a) any selection by ability authorised by section 100 (pre-existing arrangements);
 - (b) any selection by ability authorised by section 101 (pupil banding); and
 - (c) any selection by ability conducted in connection with the admission of pupils to the school for secondary education suitable to the requirements of pupils who are over compulsory school age.
- (3) No admission arrangements for a maintained school may make provision for selection by aptitude unless they make provision for a permitted form of such selection.
- (4) The following are permitted forms of selection by aptitude—

Status: This is the original version (as it was originally enacted).

- (a) any selection by aptitude authorised by section 100 (pre-existing arrangements); and
 - (b) any selection by aptitude authorised by section 102 (aptitude for particular subjects).
- (5) For the purposes of this Chapter—
- (a) a school’s admission arrangements make provision for selection by ability or by aptitude if they make provision for all or any of the pupils who are to be admitted to the school in any relevant age group to be so admitted by reference to ability or to aptitude (as the case may be);
 - (b) “ability” means either general ability or ability in any particular subject or subjects;
 - (c) “admission arrangements” has the meaning given by section 88(2); and
 - (d) “maintained school” means a community, foundation or voluntary school.