
Changes to legislation: Education and Inspections Act 2006, Cross Heading: Education Act 2002 (c. 32) is up to date with all changes known to be in force on or before 07 April 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) View outstanding changes

SCHEDULES

SCHEDULE 3

AMENDMENTS RELATING TO SCHOOL ORGANISATION

Education Act 2002 (c. 32)

- 47 (1) Section 129 of EA 2002 (transfer of employment) is amended as follows.
- (2) In subsection (1)(a), for the words from “section” to “1998” substitute “ the relevant school organisation provisions (as defined by subsection (6)) ”.
- (3) After subsection (5) insert—
- “(6) In subsection (1)(a) “the relevant school organisation provisions” means—
- (a) in relation to England, section 28, 28A or 31 of the School Standards and Framework Act 1998, section 66 of the Education Act 2005 or section 7 or 11 of the Education and Inspections Act 2006, and
- (b) in relation to Wales, section 28 or 31 of the School Standards and Framework Act 1998.”

Commencement Information

II Sch. 3 para. 47 in force at 25.5.2007 by [S.I. 2007/935](#), [art. 7\(o\)](#)

- 48 In Schedule 1 to EA 2002 (incorporation and powers of governing body), in paragraph 5 (dissolution of governing body) for sub-paragraph (2) substitute—
- “(2) In this paragraph “the discontinuance date” means—
- (a) in relation to a school in England, whichever of the following is relevant—
- (i) the date on which proposals for discontinuing the school are implemented under Part 3 of Schedule 2 to the Education and Inspections Act 2006 or under Schedule 7 or 7A to the Learning and Skills Act 2000,
- (ii) the date on which the school is discontinued under section 30 of the 1998 Act, or
- (iii) the date specified in a direction given under section 17(1) or 68(1) of the Education and Inspections Act 2006;
- (b) in relation to a school in Wales, whichever of the following is relevant—
- (i) the date on which proposals for discontinuing the school are implemented under Part 3 of Schedule 6 to the 1998 Act or under Schedule 7 or 7A to the Learning and Skills Act 2000,

Changes to legislation: Education and Inspections Act 2006, Cross Heading: Education Act 2002 (c. 32) is up to date with all changes known to be in force on or before 07 April 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) View outstanding changes

- (ii) the date on which the school is discontinued under section 30 of the 1998 Act, or
- (iii) the date specified in a direction given under section 19(1) or 32(1) of the 1998 Act.”.

Commencement Information

I2 Sch. 3 para. 48 in force at 25.5.2007 by [S.I. 2007/935](#), [art. 7\(o\)](#)

Changes to legislation:

Education and Inspections Act 2006, Cross Heading: Education Act 2002 (c. 32) is up to date with all changes known to be in force on or before 07 April 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing SI 2006/2990 art. 4 by [S.I. 2008/54 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2007/935 art. 7(n) by [S.I. 2007/1271 art. 4](#)
- specified provision(s) transitional provisions for earlier commencing SI 2007/935 by [S.I. 2007/1271 art. 5](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 11A inserted by [2010 c. 26 s. 7](#)
- s. 88(A1) inserted by [2015 c. 20 Sch. 16 para. 1\(2\)](#)
- s. 93A inserted by [2009 c. 22 s. 246](#)
- s. 93A(7) words inserted by [S.I. 2016/413 reg. 235](#) (This amendment comes into force on the day that section 93A of the Education and Inspections Act 2006 (c. 40) comes into force. That provision is still prospective)
- s. 162(5A)(aa) inserted by [2010 nawm 1 Sch. 1 para. 20\(a\)](#)