



Education and Inspections Act 2006

2006 CHAPTER 40

PART 3

FURTHER PROVISIONS ABOUT MAINTAINED SCHOOLS

School admissions

52 Power of Assembly to make regulations about looked after children

(1) After section 97C of SSFA 1998 (inserted by section 51) insert—

“Looked after children in Wales

97D Power of Assembly to make regulations about admission of looked after children

- (1) The Assembly may by regulations make provision about the admission of children looked after by local authorities in Wales (“looked after children”) to maintained schools in Wales.
- (2) Regulations under subsection (1) may include provision requiring the admission authorities for such schools—
 - (a) to include in their admission arrangements such provision relating to the admission of looked after children as may be prescribed, which may in particular include provision for securing that, subject to prescribed exceptions, such children are to be offered admission in preference to other children;
 - (b) to admit looked after children in prescribed circumstances, subject to prescribed exceptions.
- (3) Regulations under subsection (1) may provide that any of the preceding provisions of this Chapter—
 - (a) shall not apply in relation to looked after children;

Changes to legislation: Education and Inspections Act 2006, Section 52 is up to date with all changes known to be in force on or before 03 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

(b) shall apply in relation to such children with prescribed modifications.”

^{F1}(2)

Textual Amendments

F1 S. 52(2) repealed (26.1.2009) by [Education and Skills Act 2008 \(c. 25\)](#), s. 173(4), [Sch. 2](#); [S.I. 2008/3077](#), art. 4(h)(vii)

Commencement Information

I1 S. 52 in force at 8.1.2007, see s. 188(2)

Changes to legislation:

Education and Inspections Act 2006, Section 52 is up to date with all changes known to be in force on or before 03 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.

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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\(a\)](#)