

Status: Point in time view as at 01/09/2012.

Changes to legislation: There are currently no known outstanding effects for the Education Act 2011, Cross Heading: SSFA 1998. (See end of Document for details)

SCHEDULES

SCHEDULE 1

REVIEW OF EXCLUSIONS FROM SCHOOLS IN ENGLAND: CONSEQUENTIAL AMENDMENTS

SSFA 1998

- 8 Section 87 of SSFA 1998 (no requirement to admit children permanently excluded from two or more schools) is amended as follows.

Commencement Information

- II** Sch. 1 para. 8 in force at 1.9.2012 by S.I. 2012/1087, art. 3 (with art. 4)

- 9 After subsection (3) insert—

“(3A) A child who has been permanently excluded from a school in England shall not be treated for the purposes of this section as having been so excluded if any of the following applies—

- (a) the child was reinstated as a pupil at the school following a direction from the responsible body—
 - (i) in accordance with regulations under subsection (3)(b) of section 51A of the Education Act 2002;
 - (ii) following a recommendation from the review panel that the responsible body reconsiders the matter under subsection (4)(b) of that section;
- (b) the child would have been reinstated as a pupil at the school following a direction from the responsible body as described in paragraph (a)(i) or (ii), if it had been practical for the responsible body to give such a direction;
- (c) the review panel has quashed a decision of the responsible body not to reinstate the child as a pupil at the school under subsection (4)(c) of section 51A of the Education Act 2002;
- (d) the child was so excluded at a time when the child had not attained compulsory school age.

(3B) In subsection (3A) “the responsible body” has the same meaning as in section 51A of the Education Act 2002.”

Commencement Information

- I2** Sch. 1 para. 9 in force at 1.9.2012 by S.I. 2012/1087, art. 3 (with art. 4)

- 10 In subsection (4), in the opening words—

- (a) omit “However,”;

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(b) after “a school” insert “ in Wales ”.

Commencement Information

I3 Sch. 1 para. 10 in force at 1.9.2012 by S.I. 2012/1087, art. 3 (with art. 4)

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