

Status: Point in time view as at 01/01/2016. This version of this schedule contains provisions that are prospective.

Changes to legislation: Deregulation Act 2015, SCHEDULE 16 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)

SCHEDULES

SCHEDULE 16

Section 66

SCHOOLS: REDUCTION OF BURDENS

PROSPECTIVE

Responsibility for determining behaviour policy

- 1
- (1) Section 88 of the Education and Inspections Act 2006 (responsibility of governing body for discipline) is amended as follows.
 - (2) Before subsection (1) insert—
 - “(A1) The governing body of a relevant school in England must ensure that the head teacher determines measures under section 89(1).”
 - (3) In subsection (1), after “relevant school” insert “ in Wales ”.
 - (4) In subsection (2), after “governing body” insert “ of a relevant school in Wales ”.
 - (5) In subsection (4)—
 - (a) omit paragraph (a), and the “and” following it;
 - (b) in paragraph (b), omit “in relation to Wales,”.
 - (6) In consequence of the amendments made to section 88, in section 89 of the 2006 Act (determination by head teacher of behaviour policy)—
 - (a) omit subsection (2);
 - (b) in subsection (3), omit “, so far as it is not determined by the governing body”.

Home-school agreements

- 2
- (1) Omit sections 110 and 111 of the School Standards and Framework Act 1998 (which require the governing bodies of certain schools to adopt home-school agreements), and the italic cross-heading before those sections.
 - (2) In consequence of sub-paragraph (1)—
 - (a) in section 138(4)(a) of that Act, omit “, 110(10)”;
 - (b) in the Learning and Skills Act 2000, in Schedule 9, omit paragraph 85;
 - (c) in the Education Act 2002, in Schedule 7, omit paragraph 9;
 - (d) in the Education Act 2011, in Schedule 13, omit paragraph 10(9).

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Commencement Information

II Sch. 16 para. 2 in force at 1.1.2016 by S.I. 2015/2074, art. 2

PROSPECTIVE

Determining school terms

- 3 (1) Section 32 of the Education Act 2002 (responsibility for fixing dates of terms and holidays and times of sessions) is amended as follows.
- (2) Omit subsection (1).
- (3) In subsection (2), for the words from “In the case of” to “governing body” substitute “The governing body of a maintained school in England”.
- (4) In subsection (3), in paragraph (a), for “a school within subsection (1)” substitute “a community, voluntary controlled or community special school in England”.

Staffing matters

- 4 (1) Section 35(8) of the Education Act 2002 (which requires local authorities etc to have regard to guidance in relation to certain staffing matters at community, voluntary controlled and community special schools and maintained nursery schools) ceases to have effect in relation to schools in England.
- (2) Accordingly, in section 35(8)—
- (a) after “local authority” insert “ in Wales ”;
 - (b) after “maintained school” insert “ in Wales ”;
 - (c) omit paragraph (a) and the “or” following it;
 - (d) in paragraph (b), omit “in relation to Wales,”.

Commencement Information

I2 Sch. 16 para. 4 in force at 1.1.2016 by S.I. 2015/1732, art. 3(a)

- 5 (1) Section 36(8) of the Education Act 2002 (which requires local authorities etc to have regard to guidance in relation to certain staffing matters at foundation, voluntary aided and foundation special schools) ceases to have effect in relation to schools in England.
- (2) Accordingly, in section 36(8)—
- (a) after “local authority” insert “ in Wales ”;
 - (b) after “maintained school” insert “ in Wales ”;
 - (c) omit paragraph (a) and the “or” following it;
 - (d) in paragraph (b), omit “in relation to Wales,”.

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Commencement Information

I3 Sch. 16 para. 5 in force at 1.1.2016 by S.I. 2015/1732, art. 3(a)

PROSPECTIVE

Publication of reports

- 6 (1) The Education Act 2005 is amended in accordance with sub-paragraphs (2) to (4).
- (2) Omit the following provisions—
- (a) section 11C(4) (provision of copies of reports relating to the investigation of certain complaints about schools);
 - (b) section 14A(4) (publication, and provision of copies, of interim statements about maintained schools).
- (3) In section 14, for subsection (4) (publication, and provision of copies, of reports of certain general school inspections) substitute—
- “(4) The appropriate authority must take such steps as are reasonably practicable, within such period following the receipt by it of the report as may be prescribed, to secure that every registered parent of a registered pupil at the school is informed of the overall assessment contained in the report of the quality of education provided in the school.”
- (4) In section 49, for subsection (4) (publication, and provision of copies, of reports relating to denominational education and collective worship at certain schools) substitute—
- “(4) The governing body must take such steps as are reasonably practicable, within such period following the receipt by it of the report as may be prescribed, to secure that every registered parent of a registered pupil at the school is informed of the overall assessment contained in the report of—
- (a) the quality of the denominational education provided by the school, and
 - (b) the content of the school's collective worship.”
- (5) In Schedule 4 to the School Information (England) Regulations 2008 (S.I. 2008/3093) (specified information to be provided on a school's website), after paragraph 3 insert—
- “3A Where the school is a voluntary or foundation school which has been designated under section 69(3) of the School Standards and Framework Act 1998 as having a religious character, information as to where and by what means parents may access the most recent report about the school sent to the governing body under section 49 of the Education Act 2005.”

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