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STATUTORY INSTRUMENTS

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**1981 No. 1086**

The Education (Schools and Further  
Education) Regulations 1981

PART II

PROVISIONS OF GENERAL APPLICATION

**Substances and apparatus involving health hazards**

- 6.—(1) This Regulation shall apply in relation to the use of—
- (a) any radioactive substance which has an activity in excess of 0.002 of a microcurie per gram, or
  - (b) any apparatus in which electrons are accelerated by a potential difference of at least 5 kilovolts other than—
    - (i) a television receiving set, or
    - (ii) an apparatus designed primarily to produce visual images derived from video recordings, closed circuit television equipment or the output of a computer.

(2) No such substance or apparatus shall be used for the purposes of instruction at a school or further education establishment unless that use is for the time being approved by the Secretary of State; and an approval given for the purposes hereof shall be withdrawn if at any time the Secretary of State is of the opinion that the arrangements made for the health and safety of the pupils and staff at the school or establishment are inadequate.

**Approval of premises**

- 7.—(1) In the case of—
- (a) subject to paragraph (3), a school,
  - (b) a further education establishment, or
  - (c) a hostel for handicapped pupils,

no new premises shall be provided where the proposals involve building work (whether by way of alterations to premises to be acquired or the construction of new premises), and no alterations shall be made to existing premises, without the approval of the Secretary of State under this Regulation.

- (2) For the purposes hereof, where it is proposed—
- (a) to provide new premises and the proposals involve building work, or
  - (b) to make alterations to existing premises,

the authority or persons making the proposals shall, at such time and in such form and manner as the Secretary of State may direct, submit to him such particulars with respect to the building work or alterations as he may require.

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(3) This Regulation shall not apply in the case of a school where particulars with respect to the premises or alterations have been submitted to the Secretary of State for his approval in pursuance of section 14 of the Education Act 1980.

### **Inspection of hostels**

**8.** A hostel for handicapped pupils shall be open to inspection by a person being either one of Her Majesty's Inspectors appointed under section 77 of the Education Act 1944 or a person authorised for the purposes hereof by the Secretary of State.

### **Transitional exemption orders under the Sex Discrimination Act 1975**

**9.—(1)** This Regulation shall apply in the case of—

- (a) a special school which is a single-sex establishment within the meaning of section 26(1) of the Sex Discrimination Act 1975;
- (b) a special school which falls within section 26(2) of that Act;
- (c) a further education establishment which is a single-sex establishment within the meaning aforesaid other than an establishment designated under section 24(1) of that Act in respect of which grants are payable under section 100(1)(b) of the Education Act 1944.

(2) On the application of the responsible body (within the meaning of section 27 of the said Act of 1975) of such a school or further education establishment, the Secretary of State may make a transitional exemption order authorising discriminatory admissions thereto during a period specified in the order.

(3) An application for such an order shall, in the case of a special school, specify whether it falls within paragraph (1)(a) or (b) and, in the case of either a special school or a further education establishment, specify—

- (a) the transitional period during which the applicants propose that discriminatory admissions should be authorised by the order;
- (b) the stages, by which the applicants propose that the school or establishment should move to a position where section 16 of the said Act of 1975 ceases to apply to it, and
- (c) any other matters relevant to the terms and operation of the order applied for.