
STATUTORY INSTRUMENTS

2003 No. 507

**The School Organisation Proposals by the Learning
and Skills Council for England Regulations 2003**

PART 1

PRELIMINARY

Citation and commencement

1. These Regulations may be cited as the School Organisation Proposals by the Learning and Skills Council for England Regulations 2003 and shall come into force on 1st April 2003.

Interpretation

2.—(1) In these Regulations—

“the 1998 Act” means the School Standards and Framework Act 1998;

“the 2000 Act” means the Learning and Skills Act 2000;

“the capacity guidance” means the Department for Education and Skills Guidance “Assessing the Net Capacity of Schools” issued in August 2002 reference number DfES/0739/2001REV (1)

“the Council” means the Learning and Skills Council for England;

“consultative proposals” has the meaning given by regulation 4(2)(a);

“further education college” means an institution within the further education sector (within the meaning of section 91(3) of the Further and Higher Education Act 1992) (2);

“indicated admission number” means the number of pupils in any relevant age group referred to as such in, and determined in accordance with, the net capacity assessment method set out in the capacity guidance;

“16 to 19 institution” means a maintained school which —

- (a) provides full-time education suitable to the requirements of pupils over compulsory school age, and
- (b) does not provide full-time education suitable to the requirements of pupils of compulsory school age;

“mainstream school” means a maintained school other than a special school;

“maintained school” has the same meaning as in the 1998 Act;

“preliminary notice” has the meaning given by regulation 4(1)(a);

“relevant sixth form age group” means an age group in which pupils are normally admitted (or, as the case may be, will normally be admitted) to the school for sixth form education;

(1) ISBN 1841 85610 X.

(2) 1992 c. 13.

“the school organisation committee” means the school organisation committee for the area of the local education authority who maintain the school the subject of the proposals or, as the case may be, any consultative proposals;

“sixth form education” means full-time education at a school suitable to the requirements of pupils over compulsory school age but below the age of 19;

“special school” means a community or foundation special school;

“statement of special educational needs” means a statement of special educational needs maintained under Part IV of the Education Act 1996 (3).

“the upper age limit” of a school means the highest age of pupils for whom education is normally provided at the school.

(2) Any reference to section 113A, Schedule 7 or Schedule 7A is a reference to section 113A of, or Schedule 7 or Schedule 7A to, the 2000 Act as appropriate.

(3) For the purposes of these Regulations the capacity of a school shall be the net capacity determined in accordance with the method of assessment provided in the capacity guidance.

(4) For the purposes of these Regulations the date of publication of proposals is—

- (a) the date on which the requirements of regulation 5 or 14, as the case may be, are satisfied; and
- (b) where different requirements are satisfied on different days, on the last of such days.