
STATUTORY INSTRUMENTS

2006 No. 1751

The Education (Pupil Registration) (England) Regulations 2006

Leave of absence

7.—(1) Leave of absence may only be granted by a person authorised in that behalf by the proprietor of the school.

(2) Leave of absence shall not be granted to enable a pupil to undertake employment (whether paid or unpaid) during school hours except—

- (a) employment for the purpose of taking part in a performance within the meaning of section 37 of the Children and Young Persons Act 1963⁽¹⁾ under the authority of a licence granted by the local authority under that section; or
- (b) employment abroad for the purpose mentioned in section 25 of the Children and Young Persons Act 1933⁽²⁾ where a licence has been granted under that section by a justice of the peace.

(3) Subject to paragraph (4), a pupil may be granted leave of absence from the school to enable him to go away on holiday where —

- (a) an application has been made in advance to the proprietor by a parent with whom the pupil normally resides; and
- (b) the proprietor, or a person authorised by the proprietor in accordance with paragraph (1), considers that leave of absence should be granted due to the special circumstances relating to that application.

(4) Save in exceptional circumstances, a pupil shall not in pursuance of paragraph (3) be granted more than ten school days leave of absence in any school year.

(5) This regulation applies only in relation to a maintained school and a special school not maintained by a local education authority.

⁽¹⁾ 1963 c. 37; section 37 was last amended by paragraph 10 of Schedule 37 to the Education Act 1996 (c. 56).

⁽²⁾ 1933 c. 12; section 25 was last amended by section 109(1) of, and paragraph 73(1) and (3) of Schedule 8 to, the Courts Act 2003 (c. 39).