
STATUTORY INSTRUMENTS

2013 No. 3109

The School Organisation (Establishment and Discontinuance of Schools) Regulations 2013

PART 2

Proposals for Establishment of New Schools in a Competition

Prescribed interval after which a competition notice may specify a date for the submission of proposals

4. For the purposes of section 7(3)(c), the prescribed interval is an interval of four weeks from the date of publication of the competition notice.

Competition notices and manner of publication

5.—(1) A competition notice must include an explanation of the competition procedure, including the effect of paragraphs 5A and 7A(1) of Schedule 2 to the Act.

(2) The local authority must publish—

- (a) the competition notice on their website;
- (b) notification of the competition (including the address of the website where the notice is published) in a national newspaper covering education issues and in a local newspaper.

(3) Any publication under paragraph (2) must provide details of how copies of the competition notice may be obtained.

(4) Within one week of the date of publication of the competition notice the local authority must send a copy of it to—

- (a) the Secretary of State;
- (b) the Diocesan Board of Education for any diocese of the Church of England any part of which is comprised in the area of the local authority;
- (c) the bishop of a diocese of the Roman Catholic Church any part of which is comprised in the area of the local authority; and
- (d) any other body or person that the local authority think appropriate.

(5) Within one week of receiving a request for a copy of the competition notice the local authority must send a copy to the person requesting it.

Proposals made pursuant to a competition notice

6. Proposals made pursuant to a competition notice must contain—

- (a) information corresponding to the matters specified in the competition notice;

- (b) an explanation of any differences between the information in the proposal and the matters specified in the competition notice; and
- (c) a statement describing the type, character (including any religious character), ethos and admission arrangements of the proposed school.

Manner in which proposals are to be published

7.—(1) The local authority must publish on their website the proposals submitted to them pursuant to section 7 and include a statement detailing how copies of the published proposals may be obtained.

(2) Where the local authority are to consider non-Academy proposals⁽²⁾ under paragraph 8 of Schedule 2 to the Act, or the adjudicator⁽³⁾ is to consider proposals under paragraph 10⁽⁴⁾ of that Schedule, the local authority must publish on their website—

- (a) a statement that any person may object to or comment on the proposals;
- (b) the address to which any objections or comments should be sent; and
- (c) the date (in accordance with regulation 13) by which such objections or comments must be sent.

(3) Within one week of the date of a publication under paragraph (2) the local authority must send a copy of any non-Academy proposals together with any statement published under paragraph (2) to any body or person that the local authority think appropriate.

(4) Within one week of receiving a request for a copy of the proposals the local authority must send a copy to the person requesting it.

(2) For the meaning of “non-Academy proposals” see paragraph 3A of Schedule 2 to the Education and Inspections Act 2006 (“the Act”).

(3) For the meaning of “adjudicator” see section 25 of SSFA 1998.

(4) Paragraph 10 was amended by section 37 of, and Schedule 11 to, the Education Act 2011.