

SCHEDULE

Regulation 9

PROVISIONS OF ENACTMENTS APPLYING IN RELATION TO NEW SCHOOLS WITH MODIFICATIONS

1. The following provisions of the Education Acts, namely—
 - (a) sections 324(5)(b), 324(5A) and 439 of the Education Act 1996;
 - (b) sections 1, 84, 85A, 86, 87, 89B, 89C, 92, 94, 95 to 99, 101, 102 and 103(3) of the 1998 Act;
 - (c) any Regulations made under any of the provisions referred to in sub-paragraphs (a) and (b) above,

apply in relation to a new school but subject to the exceptions and modifications specified in paragraphs 2 to 8 below.

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Commencement Information

I1 Sch. para. 1 in force at 1.2.2006, see [reg. 1\(1\)](#)

2. A reference in any of the provisions specified in paragraph 1 to a school of one of the following categories, namely—
 - (a) a maintained school;
 - (b) a school maintained by a local education authority;
 - (c) a community, foundation or voluntary school,

are to be construed as a reference to a new school which will become a school of that category when it first admits pupils.

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Commencement Information

I2 Sch. para. 2 in force at 1.2.2006, see [reg. 1\(1\)](#)

3. A reference in any of those provisions to a governing body of a school is to have effect as if it were a reference to a temporary governing body or (where the context admits) to any other person responsible for the admission of pupils under the initial admission arrangements.

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Commencement Information

I3 Sch. para. 3 in force at 1.2.2006, see [reg. 1\(1\)](#)

4. A reference in any of those provisions to admission arrangements is to be construed as a reference to initial admission arrangements as defined in regulation 3.

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Commencement Information

I4 Sch. para. 4 in force at 1.2.2006, see [reg. 1\(1\)](#)

5. A reference in any of those provisions to an admission authority is to have effect as if it were a reference to an admission authority as defined in regulation 3.

Status: Point in time view as at 01/02/2006.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to *The New School (Admissions) (Wales) Regulations 2006*. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

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Commencement Information

I5 Sch. para. 5 in force at 1.2.2006, see [reg. 1\(1\)](#)

6. Section 101(1) of the 1998 Act is to have effect as if in sub-paragraph (a) for the words “any year” there is to be substituted “the year in which pupils are first to be admitted to a new school”.

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Commencement Information

I6 Sch. para. 6 in force at 1.2.2006, see [reg. 1\(1\)](#)

7. Section 103(3) of the 1998 Act is to have effect as if the words “(whether authorised by section 100 or section 101)” were omitted.

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Commencement Information

I7 Sch. para. 7 in force at 1.2.2006, see [reg. 1\(1\)](#)

8. Part 4 of the Education (School Information) (Wales) Regulations 1999⁽¹⁾ is not to apply in relation to any new school, the school opening date for which is between 15 April and 1 August in any year.

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Commencement Information

I8 Sch. para. 8 in force at 1.2.2006, see [reg. 1\(1\)](#)

⁽¹⁾ S.I.1999/1812 as amended by S.I. 2001/1111 (W.55), S.I. 2001/3710 (W.306), S.I. 2002/1400 (W.139), S.I.2004/1736 (W.179).

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