

Changes to legislation: School Standards and Framework Act 1998, Cross Heading: Education Act 1997 (c.44) is up to date with all changes known to be in force on or before 19 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 30

MINOR AND CONSEQUENTIAL AMENDMENTS

Education Act 1997 (c.44)

207 The Education Act 1997 shall be amended as follows.

- 208 Omit the following provisions—
- (a) sections 2 and 3 (school discipline);
 - (b) sections 6 to 8 (exclusion of pupils);
 - (c) Part III (school admissions).

Commencement Information

- II** Sch. 30 para. 208 wholly in force at 1.9.1999; Sch. 30 para. 208 not in force at Royal Assent see s. 145(3); Sch. 30 para. 208(c) in force at 1.2.1999 for certain purposes by [S.I. 1998/2212, art. 2, Sch. 1 Pt. III](#); Sch. 30 para. 208 (c) in force otherwise at 1.9.1999 by [S.I. 1999/1060, art. 2\(3\)](#), , Sch. 3; Sch. 30 para. 208 in force at 1.9.1999 in so far as not already in force by [S.I. 1999/2323, art. 2\(1\), Sch. 1](#) (with [arts. 3-5, Schs. 5-7](#)).

- 209 In section 15 (baseline assessments: interpretation), in the definition of “maintained primary school”, for paragraphs (a) to (c) substitute—
- “(a) a community, foundation or voluntary school, or
 - (b) a community or foundation special school (other than one established in a hospital),”.
- 210 In section 16(5) (adoption of baseline assessment schemes), for “a school which is maintained by a local education authority,” substitute “ a maintained primary school, ”.
- 211 In section 17 (assessment of pupils)—
- (a) in subsection (5), for paragraph (b) substitute—
 - “(b) the local education authority by whom the school is maintained,”; and
 - (b) in subsection (7)(a), omit the words from “(except” to “school”.
- 212 In section 18 (regulations for Chapter I of Part IV)—
- (a) in subsection (1)(b), omit the words from “(except” to “school”); and
 - (b) in subsection (2)(a), omit the words from “(in” to “school”.
- 213 In section 19 (school performance targets), for subsection (3) substitute—
- “(3) In this section “maintained school” means—
 - (a) a community, foundation or voluntary school, or

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- (b) a community or foundation special school (other than one established in a hospital).”

^{F1}214

Textual Amendments

F1 Sch. 30 para. 214 repealed (1.4.2010 for E., 1.11.2010 for W.) by Apprenticeships, Skills, Children and Learning Act 2009 (c. 22), s. 269(4), **Sch. 16 Pt. 4**; S.I. 2010/1151, art. 2, Sch. 1; S.I. 2010/2413, art. 2(a)

- 215 In section 29(3) (functions of Qualifications, Curriculum and Assessment Authority for Wales), for the words from “receiving nursery” onwards substitute “ under compulsory school age. ”
- 216 In section 42 (miscellaneous amendments relating to school inspections), omit the words “and the Nursery Education and Grant-Maintained Schools Act 1996”.
- 217 In section 43(2) (provision of careers education)—
- (a) for paragraph (a) substitute—
- “(a) community, foundation and voluntary schools;”;
- (b) omit paragraph (b); and
- (c) for paragraph (c) substitute—
- “(c) community or foundation special schools (other than those established in hospitals);”.
- 218 Omit section 50 (recoupment by [^{F2}local authority] of costs of teachers’ premature retirement).

Textual Amendments

F2 Words in Act substituted (5.5.2010) by The Local Education Authorities and Children’s Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), art. 1, **Sch. 2 para. 10(2)** (with Sch. 2 para. 10(4))

- 219 In section 52 (commencement of compulsory school age), omit subsections (4) and (5).
- 220 In section 57 (minor and consequential amendments, repeals etc), omit subsections (2) and (3).
- 221 In section 58(4) (commencement) omit “section 50,”.
- 222 Omit the following provisions—
- (a) Schedules 1 to 3;
- (b) in Schedule 6, paragraph 5.

Commencement Information

I2 Sch. 30 para. 222 wholly in force at 1.9.1999; Sch. 30 para. 222 not in force at Royal Assent see s. 145(3); Sch. 30 para. 222(b) in force at 1.10.1998 by S.I. 1998/2212, art. 2, **Sch. 1 Pt. I** and Sch. 30 para. 222(a) in force for certain purposes at 1.2.1999 by Sch. 1 Pt. III of the same S.I.; Sch. 30 para. 222(a) in force for certain purposes at 1.9.1999 by S.I. 1999/1016, art. 2(3), **Sch. 3** (with arts. 3-6, Sch. 4); Sch.

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30 para. 222 in force at 1.9.1999 in so far as not already in force by [S.I. 1999/2323](#), [art. 2\(1\)](#), [Sch. 1](#) (with [arts. 3-5](#), [Schs. 5-7](#)).

223 In Schedule 7 (minor and consequential amendments), omit paragraphs 15 to 22, 25, 31 to 35, 40 and 45 to 51.

Commencement Information

I3 Sch. 30 para. 223 wholly in force at 1.9.1999; Sch. 30 para. 223 not in force at Royal Assent see s. 145(3); Sch. 30 para. 223 in force for certain purposes at 1.9.1999 by [S.I. 1999/1016](#), [art. 2\(3\)](#), [Sch. 3](#) (with [arts. 3-6](#), [Sch. 4](#)); Sch. 30 para. 223 in force at 1.9.1999 in so far as not already in force by [S.I. 1999/2323](#), [art. 2\(1\)](#), [Sch. 1](#) (with [arts. 3-5](#), [Schs. 5-7](#)).

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 14(3)(aa) inserted by [2011 nawm 7 s. 16\(2\)](#) (Amendment not applied to [legislation.gov.uk](#) - s.16(02) of 2011 nawm007 omitted by 2013 nawm001 s. 100(4), Sch. 5 para. 13(2); S.I. 2014/178, art. 2(f) (with art. 3) prior to commencement)
- s. 18B inserted by [2011 nawm 7 s. 16\(3\)](#) (Amendment not applied to [legislation.gov.uk](#) - s.16(02) of 2011 nawm007 omitted by 2013 nawm001 s. 100(4), Sch. 5 para. 13(2); S.I. 2014/178, art. 2(f) (with art. 3) prior to commencement)
- Sch. 22 para. 5(1B) inserted by [2023 c. 55 s. 235\(4\)](#)