



# Education Act 2002

## 2002 CHAPTER 32

### PART 3

#### MAINTAINED SCHOOLS

#### CHAPTER 1

##### GOVERNMENT OF MAINTAINED SCHOOLS

### **29 Additional functions of governing body**

- (1) The governing body of a maintained school shall—
  - (a) establish procedures for dealing with all complaints relating to the school or to the provision of facilities or services under section 27, other than complaints falling to be dealt with in accordance with any procedures required to be established in relation to the school by virtue of a statutory provision other than this section, and
  - (b) publicise the procedures so established.
- (2) In establishing or publicising procedures under subsection (1), the governing body shall have regard to any guidance given from time to time (in relation to England) by the Secretary of State or (in relation to Wales) by the National Assembly for Wales.
- (3) The governing body of a maintained school may require [<sup>F1</sup>registered pupils] to attend at any place outside the school premises for the purposes of receiving
  - [<sup>F2</sup>(a)] any instruction or training included in the secular curriculum for the school [<sup>F3</sup>(in the case of a school maintained by a local authority in England),] [<sup>F4</sup>or
  - (b) any instruction or training included in a curriculum for those pupils by virtue of the Curriculum and Assessment (Wales) Act 2021 or the Learning and Skills (Wales) Measure 2009 (in the case of a school maintained by a local authority in Wales).]
- (4) In subsection (3) “maintained school” does not include a maintained nursery school.

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*Changes to legislation: Education Act 2002, Section 29 is up to date with all changes known to be in force on or before 06 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*

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(5) The governing body and head teacher of—

- (a) a community or voluntary controlled school,
- (b) a community special school, or
- (c) a maintained nursery school,

shall comply with any direction given to them by the [<sup>F5</sup>local authority] concerning the health and safety of persons on the school's premises or taking part in any school activities elsewhere.

#### Textual Amendments

- F1** Words in s. 29(3) substituted (1.9.2005 for E., 1.9.2006 for W.) by Education Act 2005 (c. 18), ss. 115, 125(4); S.I. 2005/2034, art. 4; S.I. 2006/1338, art. 3, Sch. 1
- F2** Words in s. 29(3) renumbered as s. 29(3)(a) (1.9.2022 for specified purposes, 1.9.2023 for specified purposes) by The Curriculum and Assessment (Wales) Act 2021 (Consequential Amendments) (Primary Legislation) Regulations 2022 (S.I. 2022/744), reg. 1(3), **Sch. 2 para. 6(4)(a)**
- F3** Words in s. 29(3)(a) inserted (1.9.2022 for specified purposes, 1.9.2023 for specified purposes) by The Curriculum and Assessment (Wales) Act 2021 (Consequential Amendments) (Primary Legislation) Regulations 2022 (S.I. 2022/744), reg. 1(3), **Sch. 2 para. 6(4)(b)**
- F4** S. 29(3)(b) and word inserted (1.9.2022 for specified purposes, 1.9.2023 for specified purposes) by The Curriculum and Assessment (Wales) Act 2021 (Consequential Amendments) (Primary Legislation) Regulations 2022 (S.I. 2022/744), reg. 1(3), **Sch. 2 para. 6(4)(c)**
- F5** 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. 11(2)**

#### Modifications etc. (not altering text)

- C1** S. 29(1)(2)(3) applied (with modifications) (1.2.2008) by The Education (Pupil Referral Units) (Application of Enactments) (England) Regulations 2007 (S.I. 2007/2979), reg. 1(1), **Sch. 1 para. 14**
- C2** S. 29(3) applied (1.9.2005) by The Education (Pupil Referral Units) (Application of Enactments) (England) Regulations 2005 (S.I. 2005/2039), reg. 1(1), **Sch. 1 para. 7**
- C3** S. 29(3) applied (23.4.2007) by The Education (Pupil Referral Units) (Application of Enactments) (Wales) Regulations 2007 (S.I. 2007/1069), **reg. 1(1), Sch. 1 para. 7**
- C4** S. 29(3) modified (W.) (1.9.2013) by The Operation of the Local Curriculum (Wales) Regulations 2013 (S.I. 2013/1793), regs. 1(1), **6(1)(d)**
- C5** S. 29(5) applied (with modifications) (1.2.2008) by The Education (Pupil Referral Units) (Application of Enactments) (England) Regulations 2007 (S.I. 2007/2979), reg. 1(1), **Sch. 1 para. 15**

#### Commencement Information

- I1** S. 29 in force at 1.9.2003 for W. by S.I. 2003/1718, art. 5, **Sch. Pt. II**
- I2** S. 29 in force at 1.9.2003 except in relation to W. by S.I. 2003/1667, **art. 4**

**Changes to legislation:**

Education Act 2002, Section 29 is up to date with all changes known to be in force on or before 06 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.

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**Changes and effects yet to be applied to :**

- s. 29 coming into force by [S.I. 2002/2002 art. 4](#) (Effect not applied to [legislation.gov.uk](#). The commencement of s. 29 is revoked (29.7.2002) by [S.I. 2002/2018](#), art. 2)
- s. 29(1) words inserted by [2009 c. 22 s. 260\(2\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 250 omitted (1.9.2012) by virtue of 2011 c. 21, s. 29(9)(d); [S.I. 2012/1087](#), art. 3)
- s. 29(2) words substituted by [2009 c. 22 s. 260\(3\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 250 omitted (1.9.2012) by virtue of 2011 c. 21, s. 29(9)(d); [S.I. 2012/1087](#), art. 3)
- specified provision(s) amendment to earlier commencing [SI 2003/1667 Sch. para. 1](#) by [S.I. 2004/571 Sch.](#)
- specified provision(s) amendment to earlier commencing [SI 2003/1667 Sch. para. 1A and 2](#) by [S.I. 2005/2570 art. 2](#)

**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. 27(1A) inserted by [2010 c. 26 s. 4\(1\)](#)
- s. 29(2A)-(2D) inserted by [2009 c. 22 s. 260\(4\)](#) (This amendment not applied to [legislation.gov.uk](#). S. 250 omitted (1.9.2012) by virtue of 2011 c. 21, s. 29(9)(d); [S.I. 2012/1087](#), art. 3)
- s. 29B inserted by [2008 c. 25 s. 157](#)
- s. 8585A substituted for s. 85 by [2006 c. 40 s. 74\(1\)](#)
- s. 85A amendment to earlier affecting provision [2006 c. 40 s. 74\(1\)](#) by [2011 c. 21 s. 31\(2\)](#)
- s. 85A(5) words substituted by [2009 c. 22 Sch. 12 para. 34](#)
- s. 86(1) s. 86 renumbered as s. 86(1) by [2006 c. 40 s. 74\(2\)\(c\)](#)
- s. 86(2) inserted by [2006 c. 40 s. 74\(2\)\(c\)](#)
- s. 88(2)-(7) inserted by [2006 c. 40 s. 74\(3\)](#)
- s. 88(7) repealed by [S.I. 2010/1080 Sch. 1 para. 45Sch. 2 Pt. 1](#) (This amendment not applied to [legislation.gov.uk](#). The insertion of s. 88(2)-(7) by 2006 c. 40, s 74(3) was repealed without ever being brought into force.)
- s. 142(9)(b) words substituted by [S.I. 2010/1158 Sch. 2 para. 11\(10\)\(b\)](#)
- s. 210A inserted by [2008 c. 25 Sch. 1 para. 79](#)