



# Apprenticeships, Skills, Children and Learning Act 2009

## 2009 CHAPTER 22

### PART 11

#### LEARNERS

##### *Short stay schools*

#### **249 Short stay schools: miscellaneous**

- (1) A school established in England and falling within section 19(2B) of the [Education Act 1996 \(c. 56\)](#) (pupil referral units) is to be known from the day on which this subsection comes into force as a “short stay school”.
- (2) The Secretary of State may by order make amendments consequential on the change of name effected by subsection (1) to—
  - (a) any enactment (including this Act) passed on or before the last day of the Session in which this Act is passed;
  - (b) an instrument made under an Act before the passing of this Act.
- (3) After paragraph 3 of Schedule 1 to the [Education Act 1996 \(c. 56\)](#) (short stay schools: further provision) insert—

“3A Regulations may also—

  - (a) require a local education authority in England to obtain the consent of the Secretary of State, in specified circumstances, to the closure of a short stay school;
  - (b) confer a power on the Secretary of State to give directions to a local education authority in England about the exercise of—
    - (i) their functions under section 19;

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*Status: This is the original version (as it was originally enacted).*

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- (ii) their functions under any enactment applied to short stay schools (with or without modifications) by regulations under paragraph 3;
- (iii) any other function connected with short stay schools;
- (c) require a local education authority to comply with such directions.”