
STATUTORY INSTRUMENTS

1999 No. 704

**The Education (Transition to New Framework)
(School Organisation Proposals) Regulations 1999**

PART III

**TRANSITIONAL PROVISIONS CONSEQUENT ON THE COMING
INTO FORCE OF CHAPTER II OF PART II OF THE 1998 ACT
(ESTABLISHMENT, ALTERATION OR DISCONTINUANCE OF SCHOOLS)**

Approval of proposals published before 1st September 1999 to establish a new school

8.—(1) This regulation applies where before 1st September 1999—

- (a) proposals have been published under section 35(1) or 41(1) of the 1996 Act to establish a school, to maintain a school as a county school or that a school established or proposed to be established should be maintained as a voluntary school;
- (b) notice has been served under section 339(5) of the 1996 Act of proposals such as are mentioned in section 339(1)(a) or 339(2)(a) of that Act;

but the proposals have not been determined before that date.

(2) Where this regulation applies—

- (a) sections 36 to 39 of the 1996 Act shall, where the proposals were published under section 35 of the 1996 Act, continue to apply in relation to the making of objections to such proposals, to the approval of such proposals or the determination that they should be implemented, and to the approval of particulars of school premises;
- (b) sections 42 to 44 of the 1996 Act shall, where the proposals were published under section 41(1) of the 1996 Act, continue to apply in relation to the making of objections to, and approval of, such proposals, and to the approval of school premises;
- (c) sections 340(2) to (4), (6) and (7) and 341 of the 1996 Act shall, where notice of the proposals was given under section 339(5) of the 1996 Act, continue to apply in relation to the making of objections to, and approval of, such proposals and approval of school premises.