
STATUTORY INSTRUMENTS

2007 No. 0000

EDUCATION, ENGLAND

Schools Forums (England) (Amendment) Regulations 2007

Made - - - - [] 2007
Laid before Parliament [] 2007
Coming into force - - [] 2007

In exercise of the powers conferred by sections 47A and 138(7) of the School Standards and Framework Act 1998(a), the Secretary of State for Children, Schools and Families makes the following regulations:

Citation, commencement and application

1.—(1) These Regulations may be cited as the Schools Forums (England) (Amendment) Regulations 2007 and come into force on [] 2007.

(2) These regulations apply only in relation to England.

Amendment of the Schools Forums (England) Regulations 2002(b)

2.—(1) The Schools Forums (England) Regulations 2002 are amended as follows.

(2) In regulation 1(3), add—

““local authority 14-19 partnership” means an informal partnership arrangement comprising a local authority, the LSC and other providers of education, advice and information services for 14-19 year olds in the local authority area. The function of such partnerships is to facilitate collaboration between providers in order to maximise participation in learning and improve educational attainment for 14-19 year olds;

“PVI providers” means private, voluntary and independent providers of nursery education for three and four year olds, other than primary schools, which is free at the point of delivery(c);

“senior member of staff” means the principal, head teacher, deputy head teacher, assistant head teacher, bursar or person responsible for the financial management of a maintained school.”.

(3) In regulation 3(2), substitute “third” for “fifth”.

(4) In regulation 4(3)(c), substitute “a senior member of staff” for “head teacher”.

(a) 1998 c.31. Section 47A was inserted by section 43 of the Education Act 2002 (c. 32), and has been amended by section 101 of, and paragraph 7 of Schedule 16 to, the Education Act 2005 (c. 18) and sections 57 and 184 of, and paragraphs 2(1), (3) and (4) of Schedule 5 to and Part 6 of Schedule 18 to, the Education and Inspections Act 2006 (c.40).

(b) S.I. 2002/2114 as amended by S.I. 2004/447 and S.I. 2005/3299.

(c) The phrase “PVI providers” is taken from the *Code of Practice for Three and Four Year Olds* (ISBN 1-84478-671-4 February 2006). The concept of nursery provision is replaced by the concept of prescribed early years provision in section 7 of the Childcare Act 2006 (c.21). This section is not yet in force.

(5) In regulation 4A(4), substitute “senior members of staff” for “head teachers” in both references.

(6) In regulation 5(1), add—

“except where paragraph (4) applies, and must appoint such members from bodies comprising the local authority 14-19 partnership (other than the relevant authority and the LSC) and PVI providers.”.

(7) In regulation 5(4), for subparagraph (a), substitute—

“(a) in the case of a Church of England school or Roman Catholic Church school, the Diocesan Board of Education or bishop, as the case may be, for any diocese any part of which is comprised in the relevant authority’s area;”.

(8) In regulation 5(4), for subparagraph (b), substitute—

“(b) in the case of any other school designated under section 69(3) of the 1998 Act as having a religious character, the appropriate religious body;”.

(9) In regulation 5(4), delete the words “both of”.

(10) After regulation 5(4), add—

“(4A) Where, upon the coming into force of these Regulations, the relevant authority have appointed non-schools members to the forum, they must appoint additional non-schools members to represent both PVI providers and local authority 14-19 partnerships on or before the 1st February 2008.”.

(11) In regulation 6, after paragraph (10), add—

“(11) The relevant authority must consult the forum on arrangements for allowing substitutes to attend meetings of the forum on behalf of schools members and non-schools members and to vote on their behalf, and must implement any such arrangements having taken into account the views of the forum.”.

(12) For regulation 7, substitute—

“Advice on proposed changes to the school funding formula

7. The relevant authority must have regard to the advice of the forum on proposed changes to the formulae they use for determination and redetermination of schools’ budget shares.”.

Date *Name*
Minister of State
Department for Children, Schools and Families

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Schools Forums (England) (Amendment) Regulations 2007 amend the Schools Forum (England) Regulations 2002 (“the Principal Regulations”).

Regulation 2(2) inserts new definitions of local authority 14-19 partnerships, PVI providers and senior members of staff;

Regulations 2(3) provides that non-schools members may comprise up to one third of the total membership of the forum;

Regulations 2(4)-(5) amend regulations 4(3)(c) and 4A(4) of the Principal Regulations to enable senior members of staff to become schools members. They will comprise a sub-group which will replace the sub-group formerly comprised solely of head teachers;

Regulations 2(6)-(10) amend regulation 5 of the Principal Regulations. The effect of the provisions is that, where the relevant authority appoints non-schools members, they must seek nominations from relevant bodies (bodies other than the LSC identified as appropriate for representation on the forum), except the relevant bodies referred to in regulation 5(4) - the Diocesan Board or bishop for Church of England and Roman Catholic schools, and now the appropriate body in the case of schools designated as having religious character. In respect of these bodies, the obligation is simply to consider seeking nominations.

A relevant authority which has appointed non-schools members must appoint additional non-schools members to represent local authority 14-19 partnerships and PVI providers on or before 1st February 2008;

Regulation 2(11) amends regulation 6 of the Principal Regulations to enable the relevant authority to implement arrangements for substitutes to attend meetings of the forum and vote on behalf of schools and non-schools members, having consulted the forum and taken into account their views on the nature of any such arrangements; and

Regulation 2(12) substitutes a new regulation 7, requiring the relevant authority to have regard to the advice of the forum on proposed changes to their formulae for determination of schools' budget shares.