

**Changes to legislation:** Education and Inspections Act 2006, SCHEDULE 10 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 10

Section 85

#### FURTHER AMENDMENTS RELATING TO TRAVEL TO SCHOOLS ETC

##### *Public Passenger Vehicles Act 1981 (c. 14)*

- 1 In section 46 of the Public Passenger Vehicles Act 1981 (fare-paying passengers on school buses), in subsection (3), in the definition of “free school transport”—
- (a) after “under” insert “ section 508B(1), section 508C(1), section 508F(1), ” and
  - (b) after “1996,” insert—
    - “(aa) in pursuance of arrangements made by the authority in pursuance of a scheme made by them under Schedule 35C to that Act (school travel schemes),”.

#### **Commencement Information**

- II** Sch. 10 para. 1 in force at 1.9.2007 for specified purposes by S.I. 2007/1801, art. 4(I)

##### *Transport Act 1985 (c. 67)*

- 2 (1) Section 6 of the Transport Act 1985 (registration of local services) is amended as follows.
- (2) In subsection (1) after “London local service” insert “ nor a service which falls within subsection (1A) below ”.
- (3) After subsection (1) insert—
- “(1A) A service falls within this subsection if conditions A and B are satisfied in relation to it.
- (1B) Condition A is satisfied if the service is provided in pursuance of—
- (a) the obligation placed on a local education authority by section 508B(1), section 508F(1), section 509(1) or (1A), or section 509AA(7)(b) or (9)(a) of the Education Act 1996 (provision of transport etc);
  - (b) the exercise of the power of a local education authority under section 508C(1) of that Act; or
  - (c) arrangements made by a local education authority in pursuance of a scheme made by them under Schedule 35C to that Act (school travel schemes).
- (1C) Condition B is satisfied if the service is for the carriage of any of the following persons (and no other)—

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- (a) a person receiving education or training at premises to or from which transport is provided in pursuance of the obligation, the exercise of the power or the arrangements, as the case may be, mentioned in paragraph (a), (b) or (c) of subsection (1B);
- (b) a person supervising or escorting any such person while he is using such transport;
- (c) a person involved with the provision of education or training at any such premises.”

**Commencement Information**

**I2** Sch. 10 para. 2 in force at 1.9.2007 for specified purposes by S.I. 2007/1801, art. 4(I)

*Education Act 1996 (c. 56)*

- 3 In section 455(1) of EA 1996 (permitted charges), in paragraph (c), for “509(2)” substitute “ 508B(1), 508F(3) or 509(2), or section 508E(2)(d) and paragraph 5(2) of Schedule 35C, ”.

**Commencement Information**

**I3** Sch. 10 para. 3 in force at 1.9.2007 for specified purposes by S.I. 2007/1801, art. 4(I)

<sup>F1</sup>4 .....

**Textual Amendments**

**F1** Sch. 10 para. 4 repealed (4.1.2010) by Learner Travel (Wales) Measure 2008 (nawm 2), s. 28(2), Sch. 2; S.I. 2009/2819, art. 2(1)(d)

**Commencement Information**

**I4** Sch. 10 para. 4 in force at 1.9.2007 by S.I. 2007/1801, art. 4(I) (with art. 5(1))

- 5 In section 509AB of EA 1996 (further provision about transport policy statements)

- (a) after subsection (3) insert—

“(3A) In considering whether or not it is necessary to make arrangements for those purposes in relation to a particular person, a local education authority in England shall have regard (amongst other things) to the nature of the route, or alternative routes, which he could reasonably be expected to take.”, and

<sup>F2</sup>(b) .....

**Textual Amendments**

**F2** Sch. 10 para. 5(b) repealed (6.3.2009) by Learner Travel (Wales) Measure 2008 (nawm 2), s. 28(2), Sch. 2; S.I. 2009/371, art. 2(1), Sch. Pt. 1

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**Commencement Information**

**I5** Sch. 10 para. 5 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(ee\)](#)

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

- specified provision(s) amendment to earlier commencing SI 2006/2990 art. 4 by [S.I. 2008/54 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2007/935 art. 7(n) by [S.I. 2007/1271 art. 4](#)
- specified provision(s) transitional provisions for earlier commencing SI 2007/935 by [S.I. 2007/1271 art. 5](#)

**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. 11A inserted by [2010 c. 26 s. 7](#)
- s. 88(A1) inserted by [2015 c. 20 Sch. 16 para. 1\(2\)](#)
- s. 93A inserted by [2009 c. 22 s. 246](#)
- s. 93A(7) words inserted by [S.I. 2016/413 reg. 235](#) (This amendment comes into force on the day that section 93A of the Education and Inspections Act 2006 (c. 40) comes into force. That provision is still prospective)
- s. 162(5A)(aa) inserted by [2010 nawm 1 Sch. 1 para. 20\(a\)](#)