



# Education and Skills Act 2008

## 2008 CHAPTER 25

### PART 5

#### MISCELLANEOUS AND GENERAL

### CHAPTER 2

#### MISCELLANEOUS

*Maintained schools in England: behaviour and attendance etc*

#### **154 Power of governing body: educational provision for improving behaviour**

After section 29 of the Education Act 2002 (c. 32) insert—

##### **“29A Power of governing body in England: educational provision for improving behaviour**

- (1) The governing body of a maintained school in England may require any registered pupil to attend at any place outside the school premises for the purpose of receiving educational provision which is intended to improve the behaviour of the pupil.
- (2) In subsection (1) “maintained school” does not include a maintained nursery school.
- (3) Regulations must make provision—
  - (a) requiring prescribed persons to be given prescribed information relating to the imposition of any requirement under subsection (1), and
  - (b) requiring the governing body of the school to keep under review the imposition of any such requirement.
- (4) Regulations under this section may also make provision—

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**Changes to legislation:** Education and Skills Act 2008, Section 154 is up to date with all changes known to be in force on or before 25 May 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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- (a) requiring a governing body exercising functions under subsection (1) or under the regulations to have regard to any guidance given from time to time by the Secretary of State,
- (b) prohibiting a governing body from exercising the power conferred by subsection (1) in such a way that any pupil is required to receive educational provision outside the school premises for a greater number of days in a school year than is specified in the regulations,
- (c) requiring the governing body to request prescribed persons to participate in any review of the imposition of a requirement under subsection (1),
- (d) about the time within which the first review must be held and the intervals at which subsequent reviews must be held, and
- (e) in relation to any other matter relating to the exercise of the power conferred by subsection (1).”

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#### Commencement Information

**I1** S. 154 in force at 30.3.2010 for specified purposes by [S.I. 2010/1093](#), **art. 2(d)**

**I2** [S. 154](#) in force at 1.9.2010 in so far as not already in force by [S.I. 2010/1093](#), **art. 3**

**Changes to legislation:**

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**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. 91(3)(c) inserted by [2022 asc 1 Sch. 4 para. 22\(3\)](#)