



# Academies Act 2010

## CHAPTER 32

### ACADEMIES ACT 2010

#### *Academy arrangements*

- 1 Academy arrangements
- 1A Academy schools
- 1B 16 to 19 Academies
- 1C Alternative provision Academies
- 1D Alternative provision Academies: powers to apply provisions with modifications
- 2 Payments under Academy agreements

#### *Provision to be included in Academy agreements*

- 2A Academy agreements: provision about failing schools
- 2B Academy agreements: provision about coasting schools
- 2C Sections 2A and 2B supplementary - new agreements
- 2D Sections 2A and 2B: supplementary - old agreements
- 2E Provision about staff member for looked after and previously looked after pupils

#### *Conversion of schools into Academies*

- 3 Application for Academy order
- 4 Academy orders
- 5 Consultation about conversion: schools not eligible for intervention
- 5A Consultation about identity of Academy sponsor in certain cases
- 5B Duty to facilitate conversion
- 5C Power to give directions to do with conversion
- 5D Power to revoke Academy orders under section 4(A1) or (1)(b)
- 5E Duty to communicate information about plans to improve school

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- 6 Effect of Academy order
- 7 Transfer of school surpluses
- 8 Transfer schemes: other property, rights and liabilities

*16 to 19 Academies designated as having a religious character*

- 8A Designation of 16 to 19 Academy as having a religious character
- 8B Constitution of Academy proprietor, collective worship and religious education

*Academies: other provisions*

- 9 Impact: new and expanded educational institutions
- 10 Consultation: new and expanded educational institutions
- 10A Charges at boarding Academies
- 11 Annual reports
- 12 Charitable and trust corporation status of Academy proprietors etc
- 13 Academies: land
- 14 Academies: amendments

*General*

- 15 Transitional provisions
- 16 Pre-commencement applications etc
- 17 Interpretation of Act
- 18 Extent
- 19 Commencement
- 20 Short title

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SCHEDULES

SCHEDULE 1 — ACADEMIES: LAND

Part 1 — LAND HELD BY A LOCAL AUTHORITY

*Transfer scheme where land ceases to be used for purposes of a school or 16 to 19 Academy*

- 1 (1) The Secretary of State may make a scheme in...

*Transfer scheme following proposals for establishment of new Academy*

- 2 (1) The Secretary of State may make a scheme in...

*Transfer schemes under paragraphs 1 and 2: general*

- 3 (1) These requirements must be met as regards a scheme...

*Restriction on disposal of land held by local authority for purposes of a school or 16 to 19 Academy*

- 4 (1) Sub-paragraph (2) applies if— (a) a freehold or leasehold...
- 5 (1) This paragraph applies if a local authority has made...

*Restriction on appropriation of land held by local authority for purposes of a school or 16 to 19 Academy*

- 6 (1) Sub-paragraph (2) applies if— (a) a freehold or leasehold...

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7 (1) This paragraph applies if a local authority has made...

*Class consents*

8 For the purposes of paragraphs 4(2) and 6(2), the consent...

*Duty to inform Secretary of State on proposed change of use  
of land used for purposes of a school or 16 to 19 Academy*

9 (1) Sub-paragraph (2) applies if— (a) a freehold or leasehold...

Part 2 — LAND HELD BY A GOVERNING BODY, A FOUNDATION BODY OR  
TRUSTEES

*Power of Secretary of State to make direction where Academy order made*

10 (1) This paragraph applies where— (a) an Academy order has...

*Power of Secretary of State to make direction on discontinuance  
of foundation, voluntary or foundation special school*

11 (1) This paragraph applies where the Secretary of State has...

*Power of Secretary of State to make direction on proposed disposal of school land*

12 (1) This paragraph applies where the Secretary of State has...

*Transfer of land and other property on dissolution of governing body*

13 (1) This paragraph applies where a governing body of a...

Part 3 — LAND HELD FOR THE PURPOSES OF AN ACADEMY

*Notice in relation to certain land held for the purposes of an Academy*

14 (1) This paragraph applies to land— (a) that is held...

*Power of Secretary of State to make direction on  
educational institution ceasing to be an Academy*

15 (1) This paragraph applies if— (a) an educational institution ceases...

*Termination of occupation by Academy of land held by trustees: notice  
of termination and power of Secretary of State to make direction*

16 (1) This paragraph applies if— (a) land has been held...

*Power of Secretary of State to make direction on proposed disposal of Academy land*

17 (1) This paragraph applies to a disposal of publicly funded...

Part 4 — GENERAL

*Directions under this Schedule: general*

18 (1) Where a transfer pursuant to a direction under this...

*Disapplication of rule against perpetuities*

19 (1) Where— (a) land is transferred for no consideration for...

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*Disapplication of other Acts*

- 20 (1) Where a lease is granted or transferred to a...

*Regulations*

- 21 (1) The Secretary of State may make regulations containing such...

*Interpretation*

- 22 (1) A dwelling-house used for occupation by a person employed...

SCHEDULE 2 — Academies: amendments

*Education Act 1996 (c. 56)*

- 1 EA 1996 is amended as follows.  
 2 In section 337(b) (special schools not maintained by local authorities)...  
 3 In section 349(1) (variation of trust deeds etc by order)...  
 4 In section 482 (Academies) omit subsections (1) to (5).  
 5 Section 483 (financial provisions) is repealed.  
 6 In section 579(1) (general interpretation of Act) before the definition...  
 7 In section 580 (index)— (a) in the entry for “Academy”...  
 8 In Schedule 35A (Academies: land) omit paragraphs 1, 8 to...

*School Standards and Framework Act 1998 (c. 31)*

- 9 In section 82(1) of SSFA 1998 (modification of trust deeds...

*Freedom of Information Act 2000 (c. 36)*

- 10 In Part 4 of Schedule 1 to the Freedom of...

*Education Act 2002 (c. 32)*

- 11 EA 2002 is amended as follows.  
 12 In section 65 (Academies) omit subsection (2).  
 13 Section 67 (conversion of city academies into Academies) is repealed....  
 14 Section 68 (city colleges) is repealed.  
 15 In Schedule 1 (incorporation and powers of governing bodies) in...

*Education Act 2005 (c. 18)*

- 16 EA 2005 is amended as follows.  
 17 In section 5 (duty to inspect certain schools at prescribed...  
 18 In section 110 (supply of information: free school lunches etc)...

*Education and Inspections Act 2006 (c. 40)*

- 19 EIA 2006 is amended as follows.  
 20 In section 28(3) (exceptions to restriction on discontinuing maintained school)...  
 21 In section 69 (power of Secretary of State to provide...  
 22 (1) Schedule 2 (proposals for establishment and discontinuance of schools...

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*Apprenticeships, Skills, Children and Learning Act 2009 (c. 22)*

- 23 ASCLA 2009 is amended as follows.
- 24 In Chapter 4 of Part 3 (the YPLA: Academy arrangements)...
- 25 In section 77 (Academy arrangements) in subsection (4)(a) for “an...

*Children, Schools and Families Act 2010 (c. 26)*

- 26 (1) Section 5 of CSFA 2010 (power of governing bodies...

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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):

- Sch. 1 para. 9A and cross-heading inserted by [2023 c. 55 s. 235\(1\)](#)