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STATUTORY INSTRUMENTS

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**2004 No. 1515**

**EDUCATION, ENGLAND**

**Education (Co-ordination of Admission Arrangements)  
(Primary Schools) (England) (Amendment) Regulations 2004**

<i>Made</i>	- - - -	<i>17th June 2004</i>
<i>Laid before Parliament</i>		<i>25th June 2004</i>
<i>Coming into force</i>	- -	<i>16th July 2004</i>

In exercise of the powers conferred on the Secretary of State by sections 89B (1) and (6), 89C (1), 138(7) and 144(1) of the School Standards and Framework Act 1998<sup>(1)</sup> the Secretary of State for Education and Skills hereby makes the following Regulations:

**Citation and commencement**

1. These Regulations may be cited as the Education (Co-ordination of Admission Arrangements) (Primary Schools) (England) (Amendment) Regulations 2004 and shall come into force on 16<sup>th</sup> July 2004.

**Amendment of Regulations**

2. The Education (Co-ordination of Admission Arrangements) (Primary Schools) (England) Regulations 2002<sup>(2)</sup> are further amended as follows.

3. For regulation 3(3)(b) substitute—

“(b) an imposed scheme has been made or has effect in relation to the preceding academic year and has not been revoked, and the authority, after reviewing the scheme, consider that the scheme should be adopted by themselves and each governing body who are the admission authority for a primary school in their area in relation to the academic year immediately following.”.

4. In regulation 5 after the words “qualifying scheme,” insert the words “or where the authority adopt a scheme pursuant to regulation 3(3).”.

5. For regulation 6(1) substitute—

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(1) 1998 c. 31. Sections 89B and 89C were inserted by section 48 of the Education Act 2002 (c. 32).  
(2) S.I.2002/2903, amended by S.I. 2003/2751 .

“(1) In any case where by 15<sup>th</sup> April in the relevant determination year an authority have not informed the Secretary of State in accordance with regulation 5 that a scheme has been adopted in relation to each primary school in their area—

- (a) an imposed scheme may be made or,
- (b) where an imposed scheme has been made or has effect in relation to the preceding academic year and has not been revoked, the Secretary of State may notify the authority that that scheme shall continue to have effect in relation to the academic year immediately following.”.

6. Paragraph 4 of the Schedule is omitted.

17th June 2004

*David Miliband*  
Minister of State,  
Department for Education and Skills

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the Education (Co-ordination of Admission Arrangements) (Primary Schools) (England) Regulations 2002, which make provision for co-ordinating the arrangements for the admission of pupils to primary schools, and come into force on [ ... ] 2004.

The Regulations release local education authorities from the duty to formulate a qualifying scheme where they adopt a previously imposed scheme [regulation 3], and make other consequential and minor amendments.

The Department considers that these Regulations will have no effect on the costs of businesses and accordingly a Regulatory Impact Assessment has not been prepared.