



Department
for Education

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Our ref: 355/6028

24 May 2018

Proprietor
Oholei Yosef Yitzchok Lubavitch Schools
460 Bury New Road
Salford
Lancashire
M7 4LH

Dear Proprietor

I refer to the inspection by Independent Schools Inspectorate (ISI) that was carried out at the above school under section 109 of the Education and Skills Act 2008 between 21 and 22 March 2018. You will see from the enclosed report that ISI noted serious regulatory failings.

Taking account of the report the Secretary of State is satisfied, pursuant to section 114(1) of the Education and Skills Act 2008, that any one or more of the independent school standards¹ is or are not being met in relation to the school.

In these circumstances I enclose a Notice, served by the Secretary of State for Education under section 114(5) of the 2008 Act, requiring an Action Plan which details the steps that will be taken to meet all of the standards set out in the Annex to the Notice and the time by which each step will be taken, to be submitted by 24 June 2018.

You are reminded that the independent school standards require that a copy of the inspection report is sent to parents and a copy is published on the school's website or, where no such website exists, is provided to parents on request. This will be checked at the next inspection.

The Action Plan must contain reasonable timescales for implementation within which the necessary action will be taken and it is expected that the implementation dates given in the Action Plan should not extend beyond 24 August 2018. A template and supporting advice is enclosed which may help you in drawing up a satisfactory Action Plan. Please can you

¹ [The Education \(Independent School Standards\) Regulations 2014 \(SI 2014/3283\)](#)

ensure that you copy your action plan to ISI at the same time as sending it to me.

The deadline by which the Action Plan must be received by me is 24 June 2018. If this date is not met, the Secretary of State may remove the school from the Register of Independent Schools or may impose a requirement restricting the school's operations (from a date following the period during which you may appeal).

I must warn you that the Secretary of State may reject an Action Plan, and in these circumstances, the Secretary of State may remove the school from the Register of Independent Schools or may impose a requirement restricting the school's operations (from a date following the appeal period).

If an Action Plan is accepted, ISI may be asked to visit the school again to check that the school has fully implemented the plan and that it is fully meeting the independent school standards.

You may wish to note that this letter, the enclosed Notice and Annex(es) will be published shortly on the Gov.uk website.

Yours faithfully


Independent Education and Boarding Team

SECTION 114(5) OF THE EDUCATION AND SKILLS ACT 2008

NOTICE BY THE SECRETARY OF STATE FOR EDUCATION

**IN RELATION TO
Oholei Yosef Yitzchok Lubavitch Schools
460 Bury New Road
Salford
Lancashire
M7 4LH
("the School")**

WHEREAS

The Secretary of State for Education, being the keeper of the register of independent schools in England² –

- (i) has taken into account a report in respect of an inspection of the School by the Independent Schools Inspectorate which was conducted between 21 and 22 March 2018;
- (ii) is satisfied that the independent school standards, as prescribed in the Education (Independent School Standards) Regulations 2014, specified in the Annex to this Notice are not being met in relation to the School.

NOW THEREFORE

In exercise of the power conferred upon him by section 114(5) of the Education and Skills Act 2008, the Secretary of State serves the following Notice on the proprietor of the School:

(1) the independent school standards set out in the Annex to this Notice are not being met in relation to the School; and

(2) the proprietor of the School is required to submit an action plan³ to the Secretary of State specifying the steps that will be taken to meet the standards, and the time by which each step will be taken, on or before 24 June 2018.


Independent Education and Boarding Team

Date

² The Secretary of State is required to keep a register of independent educational institutions in England under section 95(1) of the Education and Skills Act 2008. "Independent educational institution" is defined in section 92(1) of that Act as an independent school and an independent provider of part-time education. Independent providers of part-time education are not currently regulated so effectively the requirement under section 95(1) is for the Secretary of State to keep a register of independent schools.

³ An action plan is defined in section 114(4) of the Education and Skills Act 2008.

ANNEX TO NOTICE

**Oholei Yosef Yitzchok Lubavitch Schools
460 Bury New Road
Salford
Lancashire
M7 4LH
("the school")**

The following independent school standards, as prescribed in the Schedule to the Education (Independent School Standards) Regulations 2014, are not being met in relation to the school:

PART 3: Welfare, health and safety of pupils

The standards about the welfare, health and safety of pupils at the school are those contained in this Part.

7. The standard in this paragraph is met if the proprietor ensures that—

- (a) arrangements are made to safeguard and promote the welfare of pupils at the school; and
- (b) such arrangements have regard to any guidance issued by the Secretary of State.

15. The standard in this paragraph is met if the proprietor ensures that an admission and attendance register is maintained in accordance with the Education (Pupil Registration) (England) Regulations 2006⁴.

PART 4: Suitability of staff, supply staff, and proprietors

The standards about the suitability of staff, supply staff, and proprietors are those contained in this Part.

18. (1) The standard in this paragraph relates to the suitability of persons appointed as members of staff at the school, other than the proprietor and supply staff.

(2) The standard in this paragraph is met if—

- (c) the proprietor carries out appropriate checks to confirm in respect of each such person—

⁴ S.I. 2006/1751, to which there are amendments not relevant to these Regulations.

- (i) the person's identity;
- (ii) the person's medical fitness;
- (iii) the person's right to work in the United Kingdom; and
- (iv) where appropriate, the person's qualifications;

(d) the proprietor ensures that, where relevant to any such person, an enhanced criminal record check is made in respect of that person and an enhanced criminal record certificate is obtained before or as soon as practicable after that person's appointment;

(e) in the case of any person for whom, by reason of that person living or having lived outside the United Kingdom, obtaining such a certificate is not sufficient to establish the person's suitability to work in a school, such further checks are made as the proprietor considers appropriate, having regard to any guidance issued by the Secretary of State;

and in the light of the information from the checks referred to in paragraphs (d) to (e) the proprietor considers that the person is suitable for the position to which the person is appointed.

(3) The checks referred to in sub-paragraphs (2)(c) and (except where sub-paragraph (4) applies) (2)(e) must be completed before a person's appointment.

21. The standard in this paragraph is met if the proprietor keeps a register which shows such of the information referred to in sub-paragraphs (3) to (7) as is applicable to the school in question.

(3) The information referred to in this sub-paragraph is—

(a) in relation to each member of staff ("S") appointed on or after 1st May 2007, whether—

(ii) a check was made to establish whether S is barred from regulated activity relating to children in accordance with section 3(2) of the 2006 Act;

(iii) a check was made to establish whether S is subject to any direction made under section 128 of the 2008 Act or section 142 of the 2002 Act or any disqualification, prohibition or restriction which takes effect as if contained in such a direction;

(vii) a check of S's right to work in the United Kingdom was made; and

(viii) checks were made pursuant to paragraph 18(2)(e),

including the date on which each such check was completed or the certificate obtained; and

(b) in relation to each member of staff (“S”), whether a check was made to establish whether S is subject to a prohibition order or an interim prohibition order, including the date on which such check was completed.

PART 6: Provision of information

32. The standard about the provision of information by the school is met if the proprietor ensures that—

(2) The information specified in this sub-paragraph is—

(b)(ii) where the proprietor is a body of persons, the address and telephone number of its registered or principal office;

(c) where there is a governing body, the name and address for correspondence of its Chair.

(3) The information specified in this sub-paragraph is—

(g) a copy of the report of any inspection carried out under sections 108 or 109 of the 2008 Act or section 87(1) of the 1989 Act.

PART 8: Quality of leadership in and management of schools

34. (1) The standard about the quality of leadership and management is met if the proprietor ensures that persons with leadership and management responsibilities at the school—

(a) demonstrate good skills and knowledge appropriate to their role so that the independent school standards are met consistently;

(b) fulfil their responsibilities effectively so that the independent school standards are met consistently; and

(c) actively promote the well-being of pupils.

(2) For the purposes of paragraph (1)(c) “well-being” means well-being within the meaning of section 10(2) of the Children Act 2004⁵.

⁵ 2004 c.31.