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SCHEDULE [deleted 1]

Regulation [deleted 3(1)] [added] xxx

PART 1

Quality of education provided

1. The standards about the quality of education provided at the school are those contained in this Part.

2. (1) The standard in this paragraph is met if [added] –

(a) the proprietor ensures that a written policy on the curriculum, supported by appropriate plans and schemes of work, which provides for the matters specified in sub-paragraph (2) is drawn up and implemented effectively [added]; and

(b) [added] the written policy, plans and schemes of work –

(i) take into account the ages, aptitudes and needs of all students, including those students with a statement of special educational needs or an EHC plan; and

(ii) do not undermine the fundamental British values of democracy, the rule of law, individual liberty and mutual respect and tolerance of those with different faiths and beliefs.

(2) [added] For the purposes of paragraph 2(1)(a), [deleted T] [added] the matters are—

(a) full-time supervised education for [deleted pupils] [added] students of compulsory school age (construed in accordance with section 8 of the Education Act 1996(1)), which gives [deleted pupils] [added] students experience in linguistic, mathematical, scientific, technological, human and social, physical and aesthetic and creative education;

[deleted subject matter appropriate for the ages and aptitudes of pupils, including those pupils with a statement;]

(b) that [deleted pupils] [added] students acquire speaking, listening, literacy and numeracy skills [added] to the standard expected of pupils nationally;

(c) where the principal language of instruction is a language other than English, lessons in written and spoken English [added] so that students achieve the fluency of students nationally in speaking, reading and writing English, except that this matter does not apply in respect of a school which provides education for [deleted pupils] [added] students who are all temporarily resident in England and which follows the curriculum of another country;

[deleted (d) where a pupil has a statement, education which fulfils its requirements;]

(d) personal, social, [deleted and] health [added] and economic education which –

(i) reflects the school's aim and ethos [added]; and

[added] (ii) encourages respect for other people, paying particular regard to the protected characteristics set out in the Equality Act 2010;

(e) [added] for students receiving secondary education, access to [deleted appropriate] [added] accurate, up-to-date careers guidance [deleted for pupils receiving secondary education] [added] that –

[added] (i) is presented in an impartial manner;

(1) 1996 c. 56. Section 8 is amended by section 52 of the Education Act 1997 (c. 44).

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- (ii) enables them to make informed choices about a broad range of career options; and
 - (iii) helps to encourage them to fulfil their potential;
- (f) where the school has [deleted pupils] [added] **students** below compulsory school age, a programme of activities which is appropriate to their educational needs in relation to personal, social, emotional and physical development and communication and language skills;
 - (g) where the school has [deleted pupils] [added] **students** above compulsory school age, a programme of activities which is appropriate to their needs;
 - (h) that all [deleted pupils] [added] **students** [deleted have the opportunity to] learn and make progress [added] **at the rate expected of pupils nationally**; and
 - (i) [deleted adequate] [added] **effective** preparation of [deleted pupils] [added] **students** for the opportunities, responsibilities and experiences of [deleted adult] life [added] **in British society**.
3. The standard in this paragraph is met if the proprietor ensures that the teaching at the school—
- (a) enables [deleted pupils] [added] **students** to acquire new knowledge and make [added] **good** progress according to their ability so that they increase their understanding and develop their skills in the subjects taught;
 - (b) fosters in [deleted pupils] [added] **students self-motivation**, the application of intellectual, physical [deleted or] [added] **and** creative effort, interest in their work and the ability to think and learn for themselves;
 - (c) involves well planned lessons and effective teaching methods, activities and management of class time;
 - (d) shows a good understanding of the aptitudes, needs and prior attainments of the [deleted pupils] [added] **students**, and ensures that these are taken into account in the planning of lessons;
 - (e) demonstrates [deleted appropriate] [added] **good** knowledge and understanding of the subject matter being taught;
 - (f) utilises effectively classroom resources of [added] **a good** [deleted an adequate] quality, quantity and range;
 - (g) demonstrates that a framework is in place to assess [deleted pupils'] [added] **students'** work regularly and thoroughly and [added] **that students make good progress because teaching is planned** [deleted use] [added] **using** information from [deleted that] [added] **those** [deleted assessment] [added] **assessments** [deleted to plan teaching so that pupils can progress; and] [added];
 - (h) utilises effective strategies for managing behaviour and encouraging [deleted pupils] [added] **students** to act responsibly [added];
 - (i) [added] **does not undermine the fundamental British values of democracy, the rule of law, individual liberty and mutual respect and tolerance of those with different faiths and beliefs; and**
 - (j) [added] **does not discriminate against students contrary to Part 6 of the Equality Act 2010.**
4. The standard in this paragraph is met where the proprietor ensures that a framework [added] **is in place** for [added] **evaluating and tracking** [deleted pupil] [added] **student** performance [added] **and progress** [deleted to be evaluated], by reference [deleted either] to [deleted the school's own aims as provided to parents or] national norms [deleted , or to both, is in place].

PART 2

Spiritual, moral, social and cultural development of [deleted pupils] [added] **students**

5. The standard about the spiritual, moral, social and cultural development of [deleted pupils] [added] **students** at the school is met if the proprietor—

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- (a) [added] actively promotes the fundamental British values of democracy, the rule of law, individual liberty and mutual respect and tolerance of those with different faiths and beliefs; and
- (b) ensures that principles are [added] actively promoted which—
- (i) enable [deleted pupils] [added] students to develop their self-knowledge, self-esteem and self-confidence;
 - (ii) enable [deleted pupils] [added] students to distinguish right from wrong and to respect the civil and criminal law [added] of England;
 - (iii) encourage [deleted pupils] [added] students to accept responsibility for their behaviour, show initiative and understand how they can contribute positively to the lives of those living and working in the locality in which the school is situated and to society more widely;
 - (iv) [added] enable [deleted provide pupils] [added] students to acquire [deleted with] a broad general knowledge of [added] and respect for public institutions and services in England;
 - (v) [added] further tolerance and harmony between different cultural traditions by enabling [deleted assist pupils] [added] students to acquire an appreciation of and respect for their own and other cultures [deleted in a way that promotes tolerance and harmony between different cultural traditions; and][added];
[deleted (vii) encourage pupils to respect the fundamental British values of democracy, the rule of law, individual liberty and mutual respect and tolerance of those with different faiths and beliefs;]
 - (vi) [added] encourage respect for other people, paying particular regard to the protected characteristics set out in the Equality Act 2010; and
 - (vii) [added] encourage respect for democracy and support for participation in the democratic processes, including respect for the basis on which the law is made and applied in England.
- (c) precludes the promotion of partisan political views in the teaching of any subject in the school; and
- (d) takes such steps as are reasonably practicable to ensure that where political issues are brought to the attention of [deleted pupils] [added] students—
- (i) while they are in attendance at the school;
 - (ii) while they are taking part in extra-curricular activities which are provided or organised by or on behalf of the school; or
 - (iii) in the promotion at the school, including through the distribution of promotional material, of extra-curricular activities taking place at the school or elsewhere;
- they are offered a balanced presentation of opposing views.

PART 3

Welfare, health and safety of [deleted pupils] [added] students

6. The standards about the welfare, health and safety of [deleted pupils] [added] students 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 [deleted pupils] [added] students at the school; and
 - (b) such arrangements have regard to any guidance issued by the Secretary of State.
8. Where section 87(1) of the Children Act 1989 applies in relation to a school the standard in this paragraph is met if the proprietor ensures that—

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- (a) arrangements are made to safeguard and promote the welfare of boarders while they are accommodated at the school; and
- (b) such arrangements have regard to the National Minimum Standards for Boarding Schools or, where applicable, the National Minimum Standards for Residential Special Schools [added] **or the National Minimum Standards for Accommodation of Students under Eighteen by Further Education Colleges.**

9. The standard in this paragraph is met if the proprietor [added] **promotes good behaviour amongst students by ensuring that –**

- (a) [deleted ensures that] a written [added] **behaviour** policy [added] **is drawn up** [deleted to promote good behaviour amongst pupils and] that, [added] **amongst other matters,** [deleted set] [added] **sets** out the sanctions to be adopted in the event of [deleted pupil] [added] **student** misbehaviour,
- (b) [added] **the policy is implemented effectively and**
- (c) [added] **a record of the sanctions imposed upon students for serious misbehaviour is kept.** [deleted is drawn up and effectively implemented.]

10. The standard in this paragraph is met if the proprietor [added] **ensures that, in so far as reasonably practicable, bullying at the school is prevented by drawing up and implementing** an effective anti-bullying strategy [deleted is drawn up and implemented].

11. The standard in this paragraph is met if the proprietor ensures that [added] **relevant health and safety laws are complied with by drawing up and effectively implementing** a written [added] **health and safety** policy [deleted on compliance with relevant health and safety laws is drawn up and effectively implemented].

12. The standard in this paragraph is met if the proprietor ensures [added] **compliance with** [deleted that] the Regulatory Reform (Fire Safety) Order 2005(2) [deleted is complied with].

13. The standard in this paragraph is met if the proprietor ensures that [added] **first aid is administered in a timely and competent manner by drawing up and effectively implementing** a written [added] **first aid** policy [deleted on first aid is drawn up and implemented].

14. The standard in this paragraph is met if the proprietor ensures [added] **that students are properly supervised through the appropriate deployment of** [deleted that] school staff [deleted are deployed to ensure the proper supervision of pupils].

[deleted 10. The standard in this paragraph is met if the proprietor ensures that a record is kept of the sanctions imposed upon pupils for serious misbehaviour.]

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 2006(3).

16. [added] **The standard in this paragraph is met if the proprietor ensures that -**

- (a) **a written risk assessment policy is drawn up and effectively implemented in order to safeguard and promote the welfare of students at the school, and**
- (b) **appropriate action is taken to reduce risks that are identified.**

(2) S.I. 2005/1541, to which there are amendments not relevant to these Regulations.
(3) S.I. 2006/1751, to which there are amendments not relevant to these Regulations.

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PART 4

Suitability of staff, supply staff, and proprietors

17. 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—

(a) no such person is barred from regulated activity relating to children in accordance with section 3(2) of the [deleted Safeguarding Vulnerable Groups Act 2006(4)] [added] **SVGA 2006** or carries out work, or intends to carry out work, at the school in contravention of [added] **a prohibition order, an interim prohibition order, or** any direction made under section [added] **128 of the 2008 Act or** section 142 of the 2002 Act(5), or any disqualification, prohibition or restriction which takes effect as if contained [added] **in either** such [deleted a] direction;

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

- (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;

(c) an enhanced criminal record check is made by the proprietor in respect of any such person and the resulting enhanced criminal record certificate is obtained before or as soon as practicable after the person's appointment;

(d) 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

(e) in the case of staff who care for, train, supervise or are in charge of boarders, in addition to the matters specified in paragraphs (a) to (d), the proprietor checks that Standard 14 of the National Minimum Standards for Boarding Schools or, where applicable, Standard 14 of the National Minimum Standards for Residential Special Schools, is complied with,

and in the light of the information from the checks referred to in paragraphs (b) 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)(b) and (except where sub-paragraph (4) applies) (2)(d) must be completed before a person's appointment.

(4) The checks specified in sub-paragraphs (2)(c), (d) and (e) do not need to be carried out where the new member of staff ("M") has worked in—

- (a) a school or a maintained school in England in a position which brought M regularly into contact with children or young persons;
- (b) a maintained school in England in a position to which M was appointed on or after 12th May 2006 and which did not bring M regularly into contact with children or young persons; or
- (c) an institution within the further education sector in England in a position which involved the provision of education or which brought M regularly into contact with children or young persons,

during a period which ended not more than three months before M's appointment.

19.—(1) This paragraph relates to the suitability of supply staff at the school.

[deleted (4)2006 c.47.]
(5) 2002 c.32.

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

(a) a person offered for supply by an employment business to the school only begins to work at the school if the proprietor has received—

- (i) written notification from the employment business in relation to that person—
 - (aa) that the checks referred to in paragraph [deleted 22] [added] 21(3)(a) to (c), (e) and (f) have been made;
 - (bb) that it or another employment business has made an enhanced criminal record check or has obtained an enhanced criminal record certificate in response to such a check made by it or another employment business; and
 - (cc) if the employment business has obtained such a certificate before the person is due to begin work at the school, whether it disclosed any matter or information, or any information was supplied to the employment business in accordance with section 113B(6) of the Police Act 1997; and
- (ii) a copy of any enhanced criminal record certificate obtained by an employment business before the person is due to begin work at the school, and where it discloses any matter or information, or where any information was provided to the employment business in accordance with section 113B(6) of the Police Act 1997, a copy of the certificate;

(b) a person offered for supply by an employment business only begins work at the school if the proprietor considers that the person is suitable for the work for which the person is supplied;

(c) before a person offered for supply by an employment business begins work at the school the person's identity is checked by the proprietor of the school (irrespective of any such check carried out by the employment business before the person was offered for supply);

(d) the proprietor, in the contract or other arrangements which the proprietor makes with any employment business, requires the employment business—

- (i) to provide the notification referred to in paragraph (a)(i); and
- (ii) if any enhanced criminal record certificate which the employment business obtains contains any matter or information, or if any information was supplied to the employment business in accordance with section 113B(6) of the Police Act 1997, to provide a copy of the certificate,

in respect of any person whom the employment business supplies to the school; and

(e) except for those persons to whom sub-paragraph (4) applies, in the case of supply staff who care for, train, supervise or are in charge of boarders, the proprietor checks that the relevant parts of Standard 14 of the National Minimum Standards for Boarding Schools or where applicable, Standard 14 of the National Minimum Standards for Residential Special Schools are complied with.

(3) Except in the case of a person to whom sub-paragraph (4) applies, the certificate referred to in sub-paragraph (2)(a)(i)(bb) must have been obtained not more than 3 months before the date on which the person is due to begin work at the school.

(4) This sub-paragraph applies to a person ("P") who has worked in—

(a) a school or a maintained school in England in a position which brought P regularly into contact with children or young persons;

(b) a maintained school in England in a position to which P was appointed on or after 12th May 2006 and which did not bring P regularly into contact with children or young persons; or

(c) an institution within the further education sector in England in a position which involved the provision of education or which brought P regularly into contact with young children or young persons,

during a period which ended not more than three months before P is due to begin work at the school.

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- 20.—(1) The standard in this paragraph relates to the suitability of the proprietor of the school.
- (2) Sub-paragraph (3) relates to the suitability of the proprietor where the proprietor is an individual.
- (3) The standard in this paragraph is met if—
- (a) the individual
 - (i) is not barred from regulated activity relating to children in accordance with section 3(2) of the [deleted Safeguarding Vulnerable Groups Act 2006] [added] **SVGA 2006 where that individual is or will be engaging in activity which is regulated activity within the meaning of Schedule 4 of that Act**; and
 - (ii) does not carry out work, or intend to carry out work, at the school in contravention of [added] **a prohibition order, an interim prohibition order, or** any direction made under [added] **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 [added] **either** such [deleted a] direction; and
 - (b) the Secretary of State makes the following checks relating to the individual before the school is entered in the register or, in the case of a registered school, before or as soon as practicable after the individual takes over as proprietor—
 - (i) an enhanced criminal record check, countersigned by the Secretary of State;
 - (ii) checks confirming the individual’s identity and their right to work in the United Kingdom; and
 - (iii) in the case of an individual for whom, by reason of that individual living or having lived outside the United Kingdom, obtaining an enhanced criminal record certificate is not sufficient to establish the individual’s suitability to work in a school, such further checks as the Secretary of State considers appropriate.
- (4) Sub-paragraphs (5) to (8) relate to the suitability of the proprietor where the proprietor is a body of persons corporate or unincorporate.
- (5) The standard in this paragraph is met in relation to an individual who is the Chair of the school if—
- (a) the individual
 - (i) is not barred from regulated activity relating to children in accordance with section 3(2) of [added] **the SVGA 2006 where that individual is or will be engaging in activity which is regulated activity within the meaning of Schedule 4 of that Act** [deleted Safeguarding Vulnerable Groups Act 2006]; and
 - (ii) does not carry out work, or intend to carry out work, at the school in contravention of [added] **a prohibition order, an interim prohibition order, or** any direction made under [added] **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 [added] **either** such [deleted a] direction; and
 - (b) subject to sub-paragraphs (7) and (8), the Secretary of State makes the following checks relating to the individual—
 - (i) an enhanced criminal record check, countersigned by the Secretary of State;
 - (ii) checks confirming the individual’s identity and their right to work in the United Kingdom; and
 - (iii) in the case of an individual for whom, by reason of the individual living or having lived outside the United Kingdom, obtaining an enhanced criminal record certificate is not sufficient to establish the individual’s suitability to work in a school, such further checks as the Secretary of State considers appropriate.
- (6) The standard in this paragraph is met in relation to an individual (“MB”), not being the Chair of the school, who is a member of a body of persons corporate or unincorporate named as the proprietor of the school in the register or in an application to enter the school in the register, if—
- (a) MB

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(i) is not barred from regulated activity relating to children in accordance with section 3(2) of [added] **the SVGA 2006 where that individual is or will be engaging in activity which is regulated activity within the meaning of Schedule 4 of that Act** [deleted Safeguarding Vulnerable Groups Act 2006]; and

(ii) does not carry out work, or intend to carry out work, at the school in contravention of [added] **a prohibition order, an interim prohibition order, or** any direction made under [added] **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 [added] **either** such [deleted a] direction;

(b) subject to sub-paragraphs (7) to (8), the Chair of the school makes the following checks relating to MB—

(i) an enhanced criminal record check;

(ii) checks confirming MB's identity and MB's right to work in the United Kingdom; and

(iii) where, by reason of MB's living or having lived outside the United Kingdom, obtaining an enhanced criminal record certificate is not sufficient to establish MB's suitability to work in a school, such further checks as the Chair of the school considers appropriate, having regard to any guidance issued by the Secretary of State; and

(c) subject to sub-paragraph (8), where the Secretary of State makes a request for an enhanced criminal record check relating to MB countersigned by the Secretary of State to be made, such a check is made.

(7) In a case where—

(a) the suitability of the proprietor is being considered in response to an application by the governing body of a maintained school to enter the school on the register, and

(b) the local authority maintaining the school has made one or more of the checks referred to in sub-paragraph (5)(b) or (6)(b) in relation to the Chair of the school or MB,

sub-paragraph (5)(b) or (6)(b) (as the case may be) is treated as complied with so far as relating to that check.

(8) In the case of a registered school—

(a) sub-paragraph (5)(b) is met where the checks referred to in that sub-paragraph are completed before or as soon as practicable after the Chair of the school starts acting as such;

(b) sub-paragraph (6)(b) is met where the checks referred to in paragraph (b)(i) and (iii) are completed before or as soon as practicable after MB starts acting as a member of the body of persons corporate or unincorporate named in the register as the proprietor of the school; and

(c) sub-paragraph (6)(c) is met where the enhanced criminal record check is made as soon as practicable after the Secretary of State's request.

(9) In this paragraph a reference to the Chair of the school is a reference to an individual who is the Chair of a body of persons corporate or unincorporate named as the proprietor of the school in the register or in an application to enter the school in the register and includes a reference to a similar officer.

21. (1)— 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.

(2) The register referred to in sub-paragraph (1) may be kept in electronic form, provided that the information so recorded is capable of being reproduced in legible form.

(3) The information referred to in this sub-paragraph is, in relation to each member of staff ("S") appointed on or after 1st May 2007, whether—

(a) S's identity was checked;

(b) a check was made to establish whether S is barred from regulated activity relating to children in accordance with section 3(2) of the [deleted Safeguarding Vulnerable Groups Act

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2006] [added] SVGA 2006 or is subject to [added] a prohibition order, interim prohibition order, or any direction made under [added] 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 [added] either such [deleted a] direction;

- (c) checks were made to ensure, where appropriate, that S had the relevant qualifications;
- (d) an enhanced criminal record certificate was obtained in respect of S;
- (e) checks were made pursuant to paragraph [deleted 19] [added] 18(2)(d);
- (f) a check of S's right to work in the United Kingdom was made; and
- (g) checks were made pursuant to paragraph [deleted 19] [added] 18(2)(e),

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

(4) The information referred to in this sub-paragraph is, in relation to each member of staff in post on 1st August 2007 who was appointed at any time before 1st May 2007, whether each check referred to in sub-paragraph (3) was made and whether an enhanced criminal record certificate was obtained, together with the date on which any check was completed or certificate obtained.

(5) The information referred to in this sub-paragraph is, in relation to supply staff—

- (a) whether written notification has been received from the employment business that—
 - (i) it has made checks corresponding to those referred to in sub-paragraph (3)(a) to (c), (e) and (f); and
 - (ii) it or another employment business has made an enhanced criminal record check or has obtained an enhanced criminal record certificate in response to such a check made by it or another employment business,

together with the date the written notification that each such check was made, or certificate obtained, was received;

(b) whether a check has been made in accordance with paragraph [deleted 20] [added] 19(2)(e) together with the date the check was completed; and

(c) where written notification has been received from the employment business in accordance with a contract or other arrangements referred to in paragraph [deleted 20] [added] 19(2)(d) that it has obtained an enhanced criminal record certificate which disclosed any matter or information, or that information was provided to it in accordance with section 113B(6) of the Police Act 1997, whether the employment business supplied a copy of the certificate to the school.

(6) The information referred to in this sub-paragraph is, in relation each member (“MB”) of a body of persons named as the proprietor appointed on or after 1st May 2007, whether the checks referred to in paragraph [deleted 21] [added] 20(6)(b) were made, the date they were made and the date on which the resulting certificate was obtained.

(7) The information referred to in this sub-paragraph is, in relation to each member of a body of persons named as the proprietor in post on 1st August 2007 who was appointed at any time before 1st May 2007—

- (a) whether each check referred to in sub-paragraph (6) was made; and
- (b) whether an enhanced criminal record certificate was obtained, together with the date on which any check was completed or certificate obtained.

(8) It is immaterial for the purposes of sub-paragraphs (3), (4), (5)(a) and (b), (6) and (7) whether the check was made or certificate obtained pursuant to a legal obligation.

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PART 5

Premises of and accommodation at schools

22. The standards about the premises of and accommodation at the school are those contained in this Part.

23.—(1) Subject to sub-paragraph (2), the standard in this paragraph is met if the proprietor ensures that—

- (a) suitable toilet and washing facilities are provided for the sole use of [deleted pupils] [added] **students**;
- (b) separate toilet facilities for boys and girls aged 8 years or over are provided except where the toilet facility is provided in a room that can be secured from the inside and that is intended for use by one [deleted pupil] [added] **student** at a time; and
- (c) suitable changing accommodation and showers are provided for [deleted pupils] [added] **students** aged 11 years or over at the start of the school year who receive physical education.

(2) Where separate facilities are provided under sub-paragraph (1)(a) for [deleted pupils] [added] **students** who are disabled, they may also be used by other [deleted pupils] [added] **students**, staff, supply staff, volunteers and visitors, whether or not they are disabled.

24.—(1) The standard in this paragraph is met if the proprietor ensures that suitable accommodation is provided in order to cater for the medical and therapy needs of [deleted pupils] [added] **students**, including—

- (a) accommodation for the medical examination and treatment of [deleted pupils] [added] **students**;
- (b) accommodation for the short term care of sick and injured [deleted pupils] [added] **students**, which includes a washing facility and is near to a toilet facility; and
- (c) where a school caters for [deleted pupils] [added] **students** with complex needs, additional medical accommodation which caters for those needs.

(2) The accommodation provided under sub-paragraphs (1)(a) and (b) may be used for other purposes (apart from teaching) provided it is always readily available to be used for the purposes set out in sub-paragraphs (1)(a) and (b).

(3) For the purposes of sub-paragraph (1)(c), a [deleted pupil] [added] **student** has “complex needs” if the [deleted pupil] [added] **student** has profound and multiple learning difficulties in addition to other significant difficulties, such as a physical disability or sensory impairment, which require provision which is additional to or different from that generally required by children of the same age in schools other than special schools or by children with special requirements.

25. The standard in this paragraph is met if the proprietor ensures that the school premises and the accommodation and facilities provided therein are maintained to a standard such that, so far as is reasonably practicable, the health, safety and welfare of [deleted pupils] [added] **students** are ensured.

26. The standard in this paragraph is met if the proprietor ensures that the acoustic conditions and sound insulation of each room or other space are suitable, having regard to the nature of the activities which normally take place therein.

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

- (a) the lighting in each room or other internal space is suitable, having regard to the nature of the activities which normally take place therein; and
- (b) external lighting is provided in order to ensure that people can safely enter and leave the school premises.

28.—(1) The standard in this paragraph is met if the proprietor ensures that—

- (a) suitable drinking water facilities are provided;

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- (b) toilets and urinals have an adequate supply of cold water and washing facilities have an adequate supply of hot and cold water;
 - (c) cold water supplies that are suitable for drinking are clearly marked as such; and
 - (d) the temperature of hot water at the point of use does not pose a scalding risk to users.
- (2) The facilities provided under sub-paragraph (1)(a) will be suitable only if—
- (a) they are readily accessible at all times when the premises are in use; and
 - (b) they are in a separate area from the toilet facilities.

29.—(1) The standard in this paragraph is met if the proprietor ensures that suitable outdoor space is provided in order to enable—

- (a) physical education to be provided to [deleted pupils] [added] **students** in accordance with the school curriculum; and
- (b) [deleted pupils] [added] **students** to play outside.

(2) Sub-paragraph (1) does not apply in relation to an alternative provision Academy.

30. The standard in this paragraph is met if the proprietor ensures that, where the school provides accommodation, regard is had to Standard 5 of the National Minimum Standards for Boarding Schools or, where applicable, Standard 5 of the National Minimum Standards for Residential Special Schools.

31. For the purposes of this Part—

- (a) “physical education” includes the playing of games;
- (b) any requirement that anything provided under this Part must be “suitable” means that it must be suitable for the [deleted pupils] [added] **students** in respect of whom it is provided, having regard to their ages, numbers and sex and any special requirements they may have; and
- (c) a [deleted pupil] [added] **student** has “special requirements” if the [deleted pupil] [added] **student** has any needs arising from physical, medical, sensory, learning, emotional or behavioural difficulties which require provision which is additional to or different from that generally required by children of the same age in schools other than special schools.

PART 6

Provision of information

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

- (a) the information specified in sub-paragraph (2) is provided to parents of [deleted pupils] [added] **students** and parents of prospective [deleted pupils] [added] **students** and, on request, to the Chief Inspector, the Secretary of State or an independent inspectorate;
- (b) the information specified in sub-paragraph (3) is made available to parents of [deleted pupils] [added] **students** and parents of prospective [deleted pupils] [added] **students** and, on request, to the Chief Inspector, the Secretary of State or an independent inspectorate;
- (c) particulars of the arrangements for meeting the standard contained in paragraph 7 are published on the school’s internet website or, where no such website exists, are provided to parents on request;
- (d) following an inspection under section [deleted 162A] [added] **108 or 109** of the [deleted 2002] [added] **2008** Act, a copy of the report of the inspection (if it has been sent to the proprietor) is [added] **published and maintained on the school’s internet website, and** provided to the parents of each registered [deleted pupil] [added] **student**, by any date specified by the body who conducted the inspection;

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(e) following an inspection under section 87(1) of the Children Act 1989, a copy of the report of the inspection [added] (if it has been sent to the proprietor) is [added] published and maintained on the school's internet website, and provided to the parents of each boarder;

(f) an annual written report of each registered [deleted pupil's] [added] student's progress and attainment in the main subject areas taught is provided to the parents of that registered [deleted pupil] [added] student except that no report need be provided where the parent has agreed otherwise;

(g) any information reasonably requested in connection with an inspection under section [deleted 162A] [added] 109 of the [deleted 2002] [added] 2008 Act which is required for the purposes of the inspection is provided to the body conducting the inspection and that body is given access to the school's admission and attendance registers;

(h) where a [deleted pupil] [added] student wholly or partly funded by a local authority (except where funding is solely for free of charge early years provision in accordance with the duty contained in section 7 of the Childcare Act 2006(6)) is registered at the school, an annual account of income received and expenditure incurred by the school in respect of that [deleted pupil] [added] student is provided to the local authority and, on request, to the Secretary of State; [deleted and]

(i) where a [deleted pupil] [added] student with a statement [added] or an EHC plan wholly or partly funded by a local authority or other body through public funds is registered at the school, such information as may reasonably be required for the purpose of the annual review of the statement [added] or EHC plan is provided to the responsible local authority [added]; and

(j) [added] particulars of any action specified in sub-paragraph (4) are published and maintained on the school's website or, where no such website exists, are provided to parents.

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

(a) the school's address and telephone number and the name of the head teacher;

(b) either—

(i) where the proprietor is an individual, the proprietor's full name, address for correspondence during both term-time and holidays and a telephone number or numbers on which the proprietor may be contacted [deleted at all times], or

(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; and

(d) a statement of the school's ethos (including any religious ethos) and aims.

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

(a) particulars of the school's policy on and arrangements for admissions, misbehaviour and exclusions;

(b) particulars of educational and welfare provision for [deleted pupils] [added] students with statements [added] or EHC plans and [deleted pupils] [added] students for whom English is an additional language;

(c) particulars of the policy referred to in paragraph 2 [deleted 9];

(d) particulars of arrangements for meeting the standards contained in paragraphs [added] 9, 10, [deleted and] 11 [added] and 13;

(e) particulars of the school's academic performance during the preceding school year, including the results of any public examinations; [deleted and]

(f) details of the complaints procedure referred to in paragraph 25, and the number of complaints registered under the formal procedure during the preceding school year; [added] and

(6) 2006 c.21.

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- (g) [added] a copy of the report of any inspection carried out under sections 108 and 109 inspection report of the 2008 Act, and section 87(1) of the Children Act 1989.

[added] (4) The action specified in this sub-paragraph is-

(a) any decision of the Secretary of State to remove the school from the register under sections 100, 105, 112, 116, 119, or 123 of the 2008 Act; and

(b) any order of a justice of the peace under section 120 of the 2008 Act to remove the school from the register.

[deleted (d); and

the number of staff at the school, including temporary staff, and a summary of their qualifications.]

PART 7

Manner in which complaints are [deleted to be] handled

33. The standard about the manner in which complaints are handled is met if the proprietor ensures that a complaints procedure is drawn up and effectively implemented which deals with the handling of complaints from parents of [deleted pupils] [added] **students** and which—

(a) is in writing;

(b) is made available to parents of [deleted pupils] [added] **students**;

(c) sets out clear time scales for the management of a complaint;

(d) allows for a complaint to be made and considered initially on an informal basis;

(e) where the parent is not satisfied with the response to the complaint made in accordance with sub-paragraph (d), establishes a formal procedure for the complaint to be made in writing;

(f) where the parent is not satisfied with the response to the complaint made in accordance with sub-paragraph (e), makes provision for a hearing before a panel appointed by or on behalf of the proprietor and consisting of at least three people who were not directly involved in the matters detailed in the complaint;

(g) ensures that, where there is a panel hearing of a complaint, one panel member is independent of the management and running of the school;

(h) allows for a parent to attend and be accompanied at a panel hearing if they wish;

(i) provides for the panel to make findings and recommendations and stipulates that a copy of those findings and recommendations is—

(i) provided to the complainant and, where relevant, the person complained about; and

(ii) available for inspection on the school premises by the proprietor and the head teacher;

(j) provides for a written record to be kept [added], **where appropriate**, of [added]-

(i) [deleted all] complaints [added] **made**, [deleted and]

(ii) [deleted of] whether they are resolved [added] **on an informal basis or following a formal procedure**, [deleted at the preliminary stage] or proceed to a panel hearing [added], **and**

[added] **(iii) action taken by the school as a result of those complaints (regardless of whether they are upheld); and**

(k) provides that correspondence, statements and records relating to individual complaints are to be kept confidential except where the Secretary of State or a body conducting an inspection under section [deleted 162A] [added] **109** of the [deleted 2002] [added] **2008** Act requests access to them.

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[added] 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, management and governance responsibilities at the school -

(a) demonstrate good skills and knowledge appropriate to their role;

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

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

(2) For the purposes of paragraph (1)(c) “well-being” means well-being within the meaning of section 10(2) of the Children Act 2004.