



Department  
for Education

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The Proprietor  
Talmud Torah Machzikei Hadass School  
1 Belz Terrace  
Clapton Common  
London  
E5 9SN

[registration.enquiries@education.gov.uk](mailto:registration.enquiries@education.gov.uk)

Date: 17 January 2022

Dear Proprietor

**Talmud Torah Machzikei Hadass School**

I refer to the inspection carried out by Her Majesty's Chief Inspector of Education, Children's Services and Skills ("HMCI") on 6 July 2021 at the above school ("the School") under section 109 of the Education and Skills Act 2008 ("the Act"). You will see from the report ("the July 2021 inspection report"), which has been published, that the inspection found a number of regulatory failings relating to the Independent School Standards ("ISS")<sup>1</sup>.

This July 2021 inspection was preceded by a history of other inspections, at which the School was found not to be fully compliant with the ISS. An inspection was conducted by HMCI on 15 July 2015 and found that several of the ISS were not being met in relation to the School, after which a notice was issued by the Secretary of State dated 26 November 2015, under section 114 of the Act, requiring an action plan. An action plan was submitted in response to that notice. The Department rejected the action plan and notice of this decision to the proprietor was given by a letter dated 21 March 2016.

A subsequent inspection, a progress monitoring inspection ("PMI"), was carried out on 26 May 2016. This inspection found that some of the previously unmet standards were now being met, however, unmet standards remained in relation to the School. A second notice, under section 114 of the Act, requiring an action plan was issued by the Secretary of State dated 18 July 2016. An action plan was submitted in response to that notice and was rejected by the Department. The proprietor was given notice of this decision by a letter dated 3 January 2017.

A subsequent inspection, a PMI, was carried out on 15 February 2017. This inspection found that progress had been made in meeting the ISS since the previous inspection, however, unmet standards remained in relation to the School.

A subsequent inspection, a standard with PMI, was carried out between the 6 – 8 February 2018. This inspection found new unmet standards in addition to a number of standards which were unmet at the previous inspection in relation to the School.

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<sup>1</sup> Schedule to the Education (Independent School Standards) Regulations 2014 (S.I.2014/3283).

A subsequent standard inspection was carried out between 28 – 30 January 2020. This inspection found that although some improvements had been made in meeting the ISS since the previous inspection which took place in February 2018, there were still unmet standards in relation to the School. A third notice, under section 114 of the Act, requiring an action plan was issued by the Secretary of State dated 9 September 2020. An action plan was submitted in response to that notice and was rejected by the Department. The proprietor was given notice of this decision by a letter dated 18 December 2020.

A subsequent inspection, a PMI, was carried out on 6 July 2021. This found that although some improvements had been made in meeting the ISS since the previous inspection, failings remained against a number of the ISS.

The Secretary of State is satisfied, taking into account the July 2021 inspection report and the regulatory history outlined above, that the seriousness of the failings identified in the July 2021 inspection report as well as the continued failure of the proprietor to meet all the ISS since July 2015, warrant enforcement action. He has, therefore, decided to impose a 'relevant restriction' on the proprietor of the School. The effect of the specific restriction which the Secretary of State has decided upon will be, when it takes effect, that no new pupils may be admitted to the School.

### **Decision to impose relevant restriction**

Taking account of the July 2021 inspection report, the Secretary of State is satisfied, for the purposes of section 115(1) of the Act, that a number of standards are not being met in relation to the School. In addition, all three action plans submitted, in response to the statutory notices from the Secretary of State dated 26 November 2015 and 18 July 2016 and 9 September 2020 requiring the production of an action plan, were rejected by the Department. This means that one of the conditions referred to in section 115(3) of the Act is met for the purpose of taking enforcement action in relation to the proprietor of the school (specifically, the condition contained in section 115(4)(a) and (b)(ii) of the Act is satisfied). Therefore, the Secretary of State is entitled to take enforcement action under section 115(3) and 116 of the Act in relation to the proprietor of the school.

Having the power to take enforcement action under section 115(3) and 116 of the Act, and having considered whether any, and what sort of, enforcement action under section 116 of the Act is appropriate, the Secretary of State has decided to impose the following relevant restriction (see section 117 of the Act and in particular subsection (1)(c)):

The proprietor of Talmud Torah Machzikei Hadass School (1 Belz Terrace, Clapton Common, London, E5 9SN), is required to cease to admit any new pupils to that school and that this requirement is to start to apply immediately after the 28 day period stipulated in section 125(2) of the Education and Skills Act 2008 for making an appeal against the decision to impose this relevant restriction, has expired.

The 28-day period referred to above for making an appeal begins on the date on which the notice of the decision to impose the relevant restriction is served on you, the proprietor of the School. The notice attached to this letter constitutes the necessary notice to you. Our working assumption is that the notice will be served on you, the proprietor, after the end of two working days following the date of this letter. On this assumption, you will be prohibited from admitting new pupils to the School after XX unless you appeal in time (see below).

The Annex to the attached notice sets out the regulatory failings which have led to the decision to impose this relevant restriction.

As the proprietor of the School you have the right under section 125(1)(c) of the Act to appeal against the decision to impose the relevant restriction to the First-tier Tribunal. Any appeal must be made by a proprietor, in writing, within 28 days beginning with the date on which notice of a decision to impose a relevant restriction on them is served on them. If an appeal is made by you, the proprietor, within the required time limit, then the relevant restriction will not take effect until such time as the appeal is determined, withdrawn or otherwise disposed of. The relevant contact details for the First Tier Tribunal are: HM Courts and Tribunal Service, 1st Floor, Darlington Magistrate's Court, Parkgate, Darlington DL1 1RU. Telephone 01325 289350.

As the proprietor of the School you may also apply to the Secretary of State to have the relevant restriction revoked or varied under section 118(4) of the Act. Such an application would be approved only if the Secretary of State was satisfied that it would be appropriate to do so because of any change in circumstances. In particular, the extent to which the ISS and EYFS are then being met would be of significance to the Secretary of State's consideration of any such application. There is no time limit on when a proprietor may make an application to the Secretary of State under section 118(4) of the Act.

It is an offence for a proprietor to fail to comply with a relevant restriction which has taken effect, with penalties of up to six months' imprisonment and/or a fine (for which there is no statutory maximum).

Finally, further continued failure to comply with the ISS may also result in the Secretary of State deciding that it is appropriate to remove the School from the register of independent schools.

Yours faithfully

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Independent Education and School Safeguarding

**SECTION 116(1)(a) AND (2) OF THE EDUCATION AND SKILLS ACT 2008<sup>2</sup>**

**(“the Act”)**

**NOTICE OF THE DECISION BY THE SECRETARY OF STATE FOR EDUCATION TO  
IMPOSE A RELEVANT RESTRICTION ON THE PROPRIETOR OF THE FOLLOWING  
SCHOOL:**

**TO THE PROPRIETOR (Moreshet Hatorah Ltd)  
Talmud Torah Machzikei Hadass School  
1 Belz Terrace  
Clapton Common  
London  
E5 9SN  
(‘the School’)  
(204/6331)**

The Secretary of State for Education, being the regulator of independent schools in England,

- (i) having received a report of an inspection by Her Majesty’s Chief Inspector of Education, Children’s Services and Skills (‘HMCI’) carried out on 15 July 2015 to the effect that a number of the independent school standards (as prescribed in the Education (Independent School Standards) Regulations 2014<sup>3</sup>) were not being met in relation to the School, served a notice (pursuant to section 114 of the Act – a statutory notice) dated 26 November 2015 on the School’s proprietor (“the proprietor”) requiring the submission of an action plan on or before 8 January 2016;
- (ii) having received an action plan on 25 January 2016 from the proprietor, which was rejected by the Secretary of State under section 114(6)(b) of the Act, and informed the proprietor of that decision by a letter dated 21 March 2016;
- (iii) having received the report of an inspection by HMCI of the School carried out on 26 May 2016 to the effect that a number of independent school standards were not being met in relation to the School, served a statutory notice dated 18 July 2016 on the proprietor requiring the submission of an action plan on or before 1 September 2016;
- (iv) having received an action plan on 1 September 2016 from the proprietor, which was rejected by the Secretary of State under section 114(6)(b) of the Act, and informed the proprietor of that decision by a letter dated 3 January 2017;
- (v) having received the report of an inspection by HMCI of the School carried out on 15 February 2017 to the effect that a number of the independent school standards were not being met in relation to the School;
- (vi) having received the report of an inspection by HMCI of the School carried out between 6-8 February 2018 to the effect that a number of the independent school standards were not being met in relation to the School;
- (vii) having received the report of an inspection by HMCI carried out between 28-30 January 2020 to the effect that a number of the independent school

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<sup>2</sup> c.25.

<sup>3</sup> SI 2014/3283.

- standards were not being met in relation to the School, served a statutory notice dated 9 September 2020 on the proprietor requiring the submission of an action plan on or before 9 October 2020;
- (viii) having received an action plan on 9 November 2020 from the proprietor, which was rejected by the Secretary of State under section 114(6)(b) of the Act, and informed the proprietor of that decision by a letter dated 18 December 2020;
  - (ix) having received a further report of an inspection by HMCI carried out on 6 July 2021 to the effect that a number of the independent school standards specified in the Annex to this notice were not being met in relation to the School, and having taken into account the report of that inspection, is satisfied that a number of the independent educational institution standards are not being met in relation to the School; and
  - (x) being permitted to take enforcement action under section 115(3) and 116 of the Act because the condition in section 115(4) of the Act is met (specifically that the proprietor has been required to submit an action plan under section 114 of the Act within the 3 year period specified in section 115(4)(a) of the Act, and that the action plan was submitted but rejected by the Secretary of State);
  - (xi) has decided to impose the following relevant restriction<sup>4</sup>:  
Moreshet Hatorah Ltd, the proprietor of Talmud Torah Machzikei Hadass School (1 Belz Terrace, Clapton Common, London E5 9SN), is required to cease to admit any new pupils to that school and that this requirement is to start to apply immediately after the 28-day period stipulated in section 125(2) of the Education and Skills Act 2008 for making an appeal against the decision to impose this relevant restriction, has expired.

## **NOW THEREFORE –**

Notice is hereby given to the proprietor of the School, for the purposes of section 116(2) of the Act, that the Secretary of State has decided under sections 115(3) and 116(1)(a) of the Act to impose the following relevant restriction:

Moreshet Hatorah Ltd, the proprietor of Talmud Torah Machzikei Hadass School (1 Belz Terrace, Clapton Common, London E5 9SN), is required to cease to admit any new pupils to that school and that this requirement is to start to apply immediately after the 28-day period stipulated in section 125(2) of the Education and Skills Act 2008 for making an appeal against the decision to impose this relevant restriction, has expired.

By virtue of section 116(3) of the Act, the decision in question does not take effect during the period in which (a) an appeal to the First-Tier Tribunal may be brought against it under section 125 of the Act or (b) where such an appeal is brought, the appeal has not been determined, withdrawn or otherwise disposed of.

Any appeal under section 125 must be brought within the period of 28 days beginning with the day on which notice of the decision is served on the proprietor (section 125(2) of the Act).

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<sup>4</sup> 'Relevant restriction' is defined in section 117(1) of the Act – see in particular section 117(1)(c).

Signed

Date: 17 January 2022

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Independent Education and School Safeguarding

**ANNEX TO NOTICE OF THE DECISION TO IMPOSE A RELEVANT RESTRICTION ON  
THE PROPRIETOR OF THE FOLLOWING SCHOOL**

**TO THE PROPRIETOR (Moreshet Hatorah Ltd)  
Talmud Torah Machzikei Hadass School**

**1 Belz Terrace  
Clapton Common**

**London**

**E5 9SN**

**(‘the School’)**

**(204/6331)**

**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 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—

(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.

(2) For the purposes of paragraph (2)(1)(a), the matters are—

(b) that pupils acquire speaking, listening, literacy and numeracy skills; and

(d) personal, social, health and economic education which—

(ii) encourages respect for other people, paying particular regard to the protected characteristics set out in the 2010 Act<sup>5</sup>.

3. The standard in this paragraph is met if the proprietor ensures that the teaching at the school—

(c) involves well planned lessons and effective teaching methods, activities and management of class time; and

(e) demonstrates good knowledge and understanding of the subject matter being taught.

**PART 2: Spiritual, moral, social and cultural development of pupils**

5. The standard about the spiritual, moral, social and cultural development of pupils at the school is met if the proprietor—

(b) ensures that principles are actively promoted which—

(vi) encourage respect for other people, paying particular regard to the protected characteristics set out in the 2010 Act.

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<sup>5</sup> The protected characteristics are set out in Chapter 1 of Part 2 of the Equality Act 2010.

## **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; and

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