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The Proprietor
Institute of Islamic Education
South Street
Savile Town
Dewsbury
West Yorkshire
WF12 9NG

Our ref: 382/6013
Date: 16 January 2023

Dear Proprietor

Institute of Islamic Education

NOTICE TO IMPOSE RELEVANT RESTRICTIONS – SECTION 116(1)(A) OF THE EDUCATION AND SKILLS ACT 2008

I am writing further to our letter of 22 December 2022. The Secretary of State has now considered the consent order issued on 2 December 2022 by the First Tier Tribunal (“the court”) in relation to the Institute of Islamic Education (“the School”).

The Secretary of State has also taken into account the outcome of the most recent inspection carried out by Her Majesty’s Chief Inspector of Education, Children’s Services and Skills (‘HMCI’) between 8 and 9 June 2022 at the above school (‘the School’) under section 109 of the Education and Skills Act 2008 (‘the Act’). The inspection found a number of serious regulatory failings relating to the independent school standards (‘ISS’)¹ and the national minimum standards for boarding schools² (‘the NMS’).

This June 2022 inspection was preceded by a history of other inspections, at which the School was found not to be fully compliant with the ISS and NMS. The Secretary of State is thereby satisfied that independent school standards³ specified in Annex 1 to this letter are sufficiently serious to impose two ‘relevant restrictions’ on the School. The restrictions being applied are to cease to use and close the entire boarding provision and to cease to admit any new pupils (see section 117(1)(b) and (c) of the Act).

Decision to proceed with enforcement action

Taking account of the report relating to the June 2022 inspection carried out by HMCI, the Secretary of State is satisfied, for the purposes of section 115(1) of the Act, that a number of the ISS and NMS are not being met in relation to the School. Given the fact that the Secretary of State, by a notice dated 24 September 2020, required the production of an

¹ Statutory Instrument 2014/3283

² [Boarding schools: national minimum standards](#)

³ [The Education \(Independent School Standards\) Regulations 2014 \(SI 2014/3283\)](#)

action plan (which was rejected on 23 February 2021) with a further non-compliance inspection on 24-25 November 2021, and that the Secretary of State has not at any time, since the requirement was imposed, been satisfied that the School is meeting all of the ISS, 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) of the Act is satisfied). Therefore, the Secretary of State is authorised to take the enforcement action specified under section 116 of the Act in relation to the proprietor of the School.

The enforcement action available to the Secretary of State is found under section 116 of the Act, of which the decision made at the First Tier Tribunal is considered an appropriate course of action, to impose the following restrictions:

- (1) to cease to use and close its entire boarding provision and
- (2) to cease to admit any new students

The restriction relating to the cessation and closure of the boarding operation took effect as of 16 December 2022. The remaining restriction became effective on the date of the consent order issued by the First Tier Tribunal on 2 December 2022. As this decision was made by consent and during legal proceedings in which the proprietor of the School was appealing against a decision of the Secretary of State to remove the School from the register of independent schools, any further appeal will not be relevant against this decision.

The Annexes to the attached notice sets out the regulatory failings which have led to the decision to impose these relevant restrictions.

As the proprietor of the School, you may apply to the Secretary of State to have the relevant restrictions 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 NMS 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 and NMS 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,

[Redacted signature]

[Redacted signature]

Deputy Director
Independent Education and School Safeguarding Division

SECTION 116(1)(b) AND (2) OF THE EDUCATION AND SKILLS ACT 2008⁴

(‘the Act’)

**NOTICE OF THE DECISION BY THE SECRETARY OF STATE FOR EDUCATION TO IMPOSE
RELEVANT RESTRICTIONS ON THE FOLLOWING INDEPENDENT EDUCATIONAL
INSTITUTION:**

TO THE PROPRIETOR

**Institute of Islamic Education
South Street, Savile Town, Dewsbury, West Yorkshire, WF12 9NG
(382/6013)**

WHEREAS

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

(i) having been satisfied (taking into account a report of an inspection by Her Majesty’s Chief Inspector of Education, Children’s Services and Skills (‘HMCI’) carried out between 8-9 June 2022 that a number of the independent school standards (as prescribed in the Education (Independent School Standards) Regulations 2014⁵) were not being met in relation to the school, served a notice (pursuant to section 114 of the Act) dated 24 September 2020 on the school’s proprietor (‘the proprietor’) requiring the submission of an action plan⁶ on or before 26 October 2020;

(ii) received an action plan on 26 October 2020 from the proprietor;

(iii) decided to reject the said action plan under section 114(6)(b) of the Act, and informed the proprietor of that decision by a letter dated 23 February 2021;

(iv) having considered the Consent Order issued by the First Tier Tribunal on 9 December 2022 and the inspection report of 8-9 June 2022 was satisfied that a number of independent school standards were not being met in relation to the school, and with the condition in section 115(4) of the Act being met (specifically that the proprietor has been required to submit an action plan under section 114 of the Act within the 3 years period mentioned in section 115(4)(a)(i) of the Act, that an action plan was submitted as a consequence, and that action plan was rejected by the Secretary of State).

NOW THEREFORE –

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

- (1) to close any part of the institution’s operation, namely the boarding provision; and
- (2) to cease to admit any new students.

⁴ c.25.

⁵ SI 2014/3283.

⁶ An action plan for the purposes of section 114 of the Act is a plan which specifies the steps that will be taken to meet a standard or standards, and the time by which each step will be taken (section 114(4)).

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 124⁷ of the Act or (b) where such an appeal is brought, the appeal has not been determined, withdrawn or disposed of.

Signed

Date: 16 January 2023

[Redacted Signature]

[Redacted Signature]

Deputy Director
Independent Education and School Safeguarding Division

⁷ Any appeal under the section 124 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 124(2) of the Act).

ANNEX 1 TO NOTICE

Institute of Islamic Education
South Street, Savile Town, Dewsbury, West Yorkshire, WF12 9NG
(382/6013)
(“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

6. 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.

8. Where section 87(1) of the 1989 Act⁸ applies in relation to a school the standard in this paragraph is met if the proprietor ensures that—

(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 or the National Minimum Standards for Accommodation of Students under Eighteen by Further Education Colleges.

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

(a) the welfare of pupils at the school is safeguarded and promoted by the drawing up and effective implementation of a written risk assessment policy; and

(b) appropriate action is taken to reduce risks that are identified.

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—

⁸ Section 87(1) was amended by section 105 of the Care Standards Act [2000 \(c.41\)](#) and section 1A was inserted by section 43 of the 2011 Act.

(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 2004⁹.

⁹ [2004 c.31](#).

ANNEX 2 TO NOTICE

Institute of Islamic Education
South Street, Savile Town, Dewsbury, West Yorkshire, WF12 9NG
(382/6013)
(“the School”)

The following standards from the National Minimum Standards for Boarding Schools reported as being failed in relation to the School:

Standard 11 – Child protection

11.1 The school ensures that:

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

Standard 12 – Promoting positive behaviour and relationships

12.1 The school has and consistently implements a written policy to promote good behaviour amongst pupils. This policy includes:

- measures to combat bullying, including cyberbullying, and to promote positive behaviour;
- school rules;
- disciplinary sanctions;
- when restraint, including reasonable force, is to be used and how this will be recorded and managed; and
- arrangements for searching pupils and their possessions.

Standard 13 – Management and development of boarding

13.3 The school’s leadership and management demonstrate good skills and knowledge appropriate to their role.

13.4 The school’s leadership and management consistently fulfil their responsibilities effectively so that the standards are met.

13.5 The school’s leadership and management and governance actively promote the wellbeing of pupils.

13.7 The school follows and maintains the policies and documents described in Appendix 1.

13.8 The records specified in Appendix 2 are maintained and monitored by the school and action taken as appropriate.

13.9 The issues specified in Appendix 3 are monitored, and action is taken to improve outcomes for children as appropriate.