

Schools Bill [HL]

AMENDMENTS
TO BE MOVED
IN COMMITTEE OF THE WHOLE HOUSE

Clause 1

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 1, line 8, leave out paragraph (a) and insert –

“(a) the quality of education provided;”

Member's explanatory statement

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

LORD LUCAS

Clause 1, page 1, line 8, leave out “, and the curriculum followed”

Member's explanatory statement

This and the other amendments tabled to this Clause, Clause 2 and Clause 3 in the name of Lord Lucas are intended to protect some of the freedoms currently enjoyed by academies.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 1, line 11, leave out paragraph (c)

Member's explanatory statement

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

LORD LUCAS

Clause 1, page 1, line 13, leave out paragraph (e)

Clause 1 - continued***Member's explanatory statement***

This and the other amendments tabled to this Clause, Clause 2 and Clause 3 in the name of Lord Lucas are intended to protect some of the freedoms currently enjoyed by academies.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 1, line 13, leave out paragraph (e) and insert –

“(e) the amount of teaching across the school year;”

Member's explanatory statement

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 1, line 15, leave out paragraph (f)

Member's explanatory statement

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

LORD LUCAS

Clause 1, page 1, line 20, leave out paragraph (j)

Member's explanatory statement

This and the other amendments tabled to this Clause, Clause 2 and Clause 3 in the name of Lord Lucas are intended to protect some of the freedoms currently enjoyed by academies.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 2, line 1, leave out paragraph (k)

Member's explanatory statement

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 2, line 4, leave out “and of staff”

Clause 1 - continued***Member's explanatory statement***

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT
LORD LUCAS

Clause 1, page 2, line 5, leave out paragraph (m)

Member's explanatory statement

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT
LORD LUCAS

Clause 1, page 2, line 7, leave out paragraph (n)

Member's explanatory statement

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 2, line 8, leave out paragraph (o)

Member's explanatory statement

This amendment limits the power of the Secretary of State to intervene in the day-to-day management of individual Academies.

LORD LUCAS

Clause 1, page 2, line 8, after “admission” insert “but not including matters relating to the Published Admission Number”

Member's explanatory statement

This and the other amendments tabled to this Clause, Clause 2 and Clause 3 in the name of Lord Lucas are intended to protect some of the freedoms currently enjoyed by academies.

Clause 1 - continued

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 2, line 18, at end insert –

- “(2A) The Secretary of State must, within 6 months of this Act being passed, exercise the power under subsection (1) to set standards in relation to work experience, which must be equivalent to at least two weeks’ duration.”

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 1, page 3, line 10, at end insert –

- “(9) The Secretary of State must publish –
- (a) an annual report on the exercise of the powers under subsection (1), and
 - (b) an annual impact assessment on the exercise of those powers.
- (10) Before exercising the powers under subsection (1), the Secretary of State must consult relevant groups, including parents, teachers and governors, on the use of such regulations.”

Member's explanatory statement

This amendment would require the Department for Education to seek the views of groups including parents, teachers and governors on how academy regulations are implemented, and then allow sight and scrutiny of the use of the new powers.

Clause 2

LORD LUCAS

Clause 2, page 3, line 12, leave out “including an agreement” and insert “with the exception of agreements”

Member's explanatory statement

This and the other amendments tabled to this Clause, Clause 1 and Clause 3 in the name of Lord Lucas are intended to protect some of the freedoms currently enjoyed by academies.

Clause 3

LORD LUCAS

Clause 3, page 4, line 22, at end insert –

- “(d) about any existing legislation or regulations relating to the curriculum except insofar as it explicitly includes reference to academies.”

Member's explanatory statement

This and the other amendments tabled to this Clause, Clause 1 and Clause 2 in the name of Lord Lucas are intended to protect some of the freedoms currently enjoyed by academies.

Clause 3 - continued**Schedule 1**

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Schedule 1, page 88, line 34, after “Academy” insert “until September 2024”

Member's explanatory statement

This amendment puts a time limit on the exemption teachers in academies have from needing to have qualified status, to give schools and teachers sufficient time to adjust.

Clause 23

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 23, page 17, line 20, at end insert –

- “(4) In this Act, “parents” has the meaning given by section 576 of the Education Act 1996 (meaning of “parent”).”

Member's explanatory statement

This amendment would ensure that “parents” referenced throughout the Bill would cover different kinds of legal guardian.

Clause 29

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 29, page 23, line 30, at end insert –

- “(2A) If –
- (a) a governing body opposes the application in the consultation under subsection (2), and
 - (b) the Secretary of State intends nonetheless to accept the application, the Secretary of State must lay before Parliament a statement explaining how the application will benefit children’s education.”

Clause 33

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 33, page 30, line 3, at end insert –

- “(11) Within the period of one year beginning with the day on which this Act is passed, the Secretary of State must publish an assessment of the impact of this section,

Clause 33 - continued

which must include analysis of the distribution of funding by geographical location and comparative deprivation.”

Member's explanatory statement

This amendment would require analysis of the changes made to the National Funding Formula that remove the role of local authorities in allocation.

After Clause 43

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

After Clause 43, insert the following new Clause—

“Financial health of Academies

- (1) Every year the Secretary of State must report on the financial health of all Academies, and set out any measures necessary to address disparities, including around financial reserves.
- (2) Academies must provide this information to the Secretary of State, and set out their intentions for any reserves over £250,000.”

Member's explanatory statement

This amendment is intended to increase transparency around academies' financial arrangements, and require them to account for any inexplicably large financial reserves.

Clause 48

BARONESS JONES OF MOULSECOOMB

Clause 48, page 41, leave out lines 28 and 29

Member's explanatory statement

This amendment probes what details about a child's home education are intended to be included in registers of children not in school.

BARONESS JONES OF MOULSECOOMB

Clause 48, page 41, leave out line 30

Member's explanatory statement

This amendment probes what “other information” is intended to be included in registers of children not in school.

BARONESS JONES OF MOULSECOOMB

Clause 48, page 41, line 32, leave out “appropriate” and insert “necessary and in the child's best interests”

Clause 48 - continued***Member's explanatory statement***

This amendment probes what "other information" is intended to be included in registers of children not in school.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 48, page 44, line 23, at end insert –

- “(4) In collection and use of this data, local authorities in England must have regard to child protection and the safety of their parents.”

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 48, page 45, line 9, at end insert “, and

- (b) after “section” insert “436F.”

Member's explanatory statement

This amendment provides that regulations on the detail of what data the Secretary of State requires local authorities to share on children not in school will be subject to the affirmative procedure.

BARONESS KENNEDY OF CRADLEY
BARONESS JONES OF MOULSECOOMB

The above-named Lords give notice of their intention to oppose the Question that Clause 48 stand part of the Bill.

Member's explanatory statement

This is to probe the government's intentions around the children not in school provisions, particularly concerning home-schooled children.

Clause 49

BARONESS JONES OF MOULSECOOMB

Baroness Jones of Moulsecoomb gives notice of her intention to oppose the Question that Clause 49 stand part of the Bill.

Clause 50

BARONESS JONES OF MOULSECOOMB

Baroness Jones of Moulsecoomb gives notice of her intention to oppose the Question that Clause 50 stand part of the Bill.

Clause 51

BARONESS JONES OF MOULSECOOMB

Baroness Jones of Moulsecoomb gives notice of her intention to oppose the Question that Clause 51 stand part of the Bill.

Schedule 4

BARONESS JONES OF MOULSECOOMB

Baroness Jones of Moulsecoomb gives notice of her intention to oppose the Question that Schedule 4 be the 4th Schedule to the Bill.

Clause 53BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

Clause 53, page 57, line 23, at end insert –

“(f) the extent to which mental illness has contributed to truancy, and how mental health will be considered in developing the policy.”

After Clause 55BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

After Clause 55, insert the following new Clause –

“School attendance orders: data collection

Within the period of one year beginning with the day on which this Act is passed, the Secretary of State must publish an impact assessment of fines and penalty notices issued by virtue of this Part, and set out any measures necessary to address any disproportionate impact on those receiving fines or penalty notices.”

Member's explanatory statement

This amendment would ensure the public has access to a breakdown of those fined to assess whether attendance fines are skewed against women or ethnic minorities, and would compel the Secretary of State to consider measures to address this.

After Clause 65

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

After Clause 65, insert the following new Clause –

“School land and buildings

The Secretary of State must, within one year of this Act being passed, report on –

- (a) the condition of all school land and buildings, and
- (b) the amount of capital investment that would be required to provide all pupils with access to key amenities, including but not limited to computer provision, sports fields, and science and technology laboratories.”

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

After Clause 65, insert the following new Clause –

“Amalgamation of regional commissioners and Education and Skills Funding Agency

Within one year of the day on which this Act is passed, the Secretary of State must have consulted on the merits of the functions of the Education and Skills Funding Agency and regional schools commissioners being combined and given to one entity.”

Member's explanatory statement

This amendment is intended to ensure education scrutiny functions are joined up.

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

After Clause 65, insert the following new Clause –

“Mandatory curriculum subjects

- (1) All Academies must follow the national curriculum.
- (2) All Academies and maintained schools, as part of their curriculum, must teach –
 - (a) digital skills;
 - (b) financial literacy, including how to apply for a mortgage and an understanding of credit scores;
 - (c) life skills, including but not limited to understanding employment, rental and mortgage contracts.”

After Clause 65 - continued

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

After Clause 65, insert the following new Clause –

“Digital records

Academies and maintained schools must maintain a digital record for pupils, updated quarterly, which may include an assessment of –

- (a) grades,
- (b) effort, and
- (c) behaviour.”

BARONESS CHAPMAN OF DARLINGTON
BARONESS WILCOX OF NEWPORT

After Clause 65, insert the following new Clause –

“Admissions

Local authorities are the admissions authority for state-funded schools.”

Clause 68

BARONESS JONES OF MOULSECOOMB

Clause 68, page 81, line 9, at end insert –

- “(3A) Sections 48 to 51 come into force on such day as the Secretary of State may by regulations made by statutory instrument appoint.
- (3B) Regulations under subsection (3A) may not be made until the Secretary of State has completed a review of home education and laid a copy of the review before both Houses of Parliament.
- (3C) The review under subsection (3B) must be led by an expert and must consider –
- (a) the policy intention behind sections 48 to 51,
 - (b) whether less intrusive measures can achieve the stated policy intention, and
 - (c) the current and anticipated availability of resources to achieve the policy intention, including the financial cost of implementing sections 48 to 51.”

Member's explanatory statement

This amendment would require the Government to complete a review into its home education policy, considering less intrusive measures and the financial cost of implementation.

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