

School (Reform of Pupil Selection) Bill [HL]

[AS INTRODUCED]

CONTENTS

- 1 The comprehensive principle
- 2 Submission of proposals for giving effect to the comprehensive principle
- 3 Approval and implementation of proposals submitted under section 2
- 4 Interpretation, extent, commencement and short title

[AS INTRODUCED]

A

B I L L

TO

Prohibit state-funded schools from admitting students wholly or partially on the basis of criteria relating to ability or aptitude; and for connected purposes.

BE IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 The comprehensive principle

- (1) Subject to subsection (2), admission authorities must, in the exercise and performance of their powers and duties relating to admitting pupils for secondary education, have regard to the general principle that such education is to be provided only in schools where the arrangements for the admission of pupils are not based (wholly or partly) on selection by reference to ability or aptitude. 5
- (2) Subsection (1) does not apply to—
 - (a) provision for pupils with education, health and care plans, whether in special schools or otherwise, or 10
 - (b) provision for selection by ability under section 101 of the School Standards and Framework Act 1998 (permitted selection: pupil banding).

2 Submission of proposals for giving effect to the comprehensive principle

- (1) Each admission authority must report to the Secretary of State by 1 September 2023 on whether their arrangements for the admission of pupils on this date comply with the principle in section 1(1). 15
- (2) Each admission authority not complying with the principle in section 1(1) must submit proposals in conjunction with their local authority (if the admission authority is not itself the local authority) to the Secretary of State by 1 September 2024 on how they intend to amend their admission arrangements so as to comply with the principle by 1 September 2027. 20
- (3) Before submitting any proposals under this section the admission authority and the local authority (if different) must consult parents, any affected educational institutions in the area, including primary, secondary and special 25

schools, sixth form and further education colleges as required, and other interested parties.

- (4) The proposals must refer to the consultation.

3 Approval and implementation of proposals submitted under section 2

- (1) The Secretary of State must consider proposals submitted under section 2, and— 5
- (a) approve them,
 - (b) amend them, or
 - (c) reject them.
- (2) Approved and amended proposals must be implemented by 1 September 2027. 10
- (3) Where proposals have been rejected, the admission authority must submit alternative proposals within the period of 12 months.
- (4) Proposals submitted under subsection (3) must be considered under subsection (1), subject to subsections (5) and (6). 15
- (5) Proposals under subsection (3) that are approved or amended must be implemented by 1 September 2028.
- (6) If the Secretary of State rejects proposals under subsection (3), the Secretary of State must after consultation substitute their own proposals.

4 Interpretation, extent, commencement and short title 20

- (1) In this Act—
- “admission arrangements” and “the admission authority” have the meanings given by section 88 of the School Standards and Framework Act 1998;
 - “education, health and care plan” means a plan within section 37(2) of Children and Families Act 2014; 25
 - “secondary education” has the meaning given by section 2 of the Education Act 1996.
- (2) This Act extends to England and Wales.
- (3) This Act comes into force on the day on which it is passed. 30
- (4) The Act may be cited as the School (Reform of Pupil Selection) Act 2022.
- (5) This Act is to be included in the list of Education Acts set out in section 578 of the Education Act 1996.

School (Reform of Pupil Selection) Bill [HL]

[AS INTRODUCED]

A

B I L L

TO

Prohibit state-funded schools from admitting students wholly or partially on the basis of criteria relating to ability or aptitude; and for connected purposes.

Baroness Blower

Ordered to be Printed, 13th June 2022.

© Parliamentary copyright House of Lords 2022

This publication may be reproduced under the terms of the Open Parliament Licence, which is published at www.parliament.uk/site-information/copyright

PUBLISHED BY THE AUTHORITY OF THE HOUSE OF LORDS