STATUTORY INSTRUMENTS

1980 No. 1861

EDUCATION, ENGLAND AND WALES

The Direct Grant Schools (Amendment) Regulations 1980

Made - - - -	*2nd December* 1980
Laid before Parliament	*11th December* 1980
Coming into Operation	*1st January* 1981

In exercise of the powers conferred by section 100(1) of the Education Act 1944 (**a**) and vested in them (**b**), the Secretary of State for Education and Science, as respects England, and the Secretary of State for Wales, as respects Wales, hereby makes the following Regulations:—

1. These Regulations may be cited as the Direct Grant Schools (Amendment) Regulations 1980 and shall come into operation on 1st January 1981.

2. Regulation 5A of the Direct Grant Schools Regulations 1959 (**c**) (transitional exemption orders for the purposes of the Sex Discrimination Act 1975 (**d**)) is hereby revoked.

3. The Direct Grant Schools (Transitional Exemption Orders) Regulations 1975 (**e**) (which inserted Regulation 5A in the said Regulations of 1959) are hereby revoked.

Mark Carlisle,
Secretary of State for
Education and Science.

2nd December 1980.

Nicholas Edwards,
Secretary of State for Wales.

2nd December 1980.

(**a**) 1944 c.31, extended by paragraph 3 of Schedule 2 to the Sex Discrimination Act 1975 (c.65).
(**b**) S.I. 1964/490; 1970/1536; 1978/274.
(**c**) S.I. 1959/1832; the relevant amending instrument is S.I. 1975/1964.
(**d**) 1975 c.65.
(**e**) S.I. 1975/1964.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

In consequence of the amendment of the definition of "independent school" by section 34(1) of the Education Act 1980 (c. 20) all direct grant schools, other than nursery schools, fall within paragraph 2 of the Table in section 22 of the Sex Discrimination Act 1975 and can therefore no longer be designated establishments under section 24(1) of that Act falling within paragraph 5 of the Table. Accordingly, the Sex Discrimination (Designated Educational Establishments) Order 1975 (S.I. 1975/1902) has been amended, and the Sex Discrimination (Designated Educational Establishments) (Wales) Order 1975 (S.I. 1975/2113) has been revoked, by the Sex Discrimination (Designated Educational Establishments) (Amendment) Order 1980 (S.I. 1980/1860).

Regulation 5A was inserted in the Direct Grant Schools Regulations 1959 by the Direct Grant Schools (Transitional Exemption Orders) Regulations 1975 made in pursuance of paragraph 3 of Schedule 2 to the Act of 1975. That paragraph applies only in relation to grant-aided establishments designated under section 24(1). Since nursery schools are, in practice, co-educational, the schools in relation to which Regulation 5A had effect are therefore no longer schools in relation to which paragraph 3 of Schedule 2 applies.

Accordingly, the present Regulations revoke Regulation 5A and the amending Regulations of 1975.

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