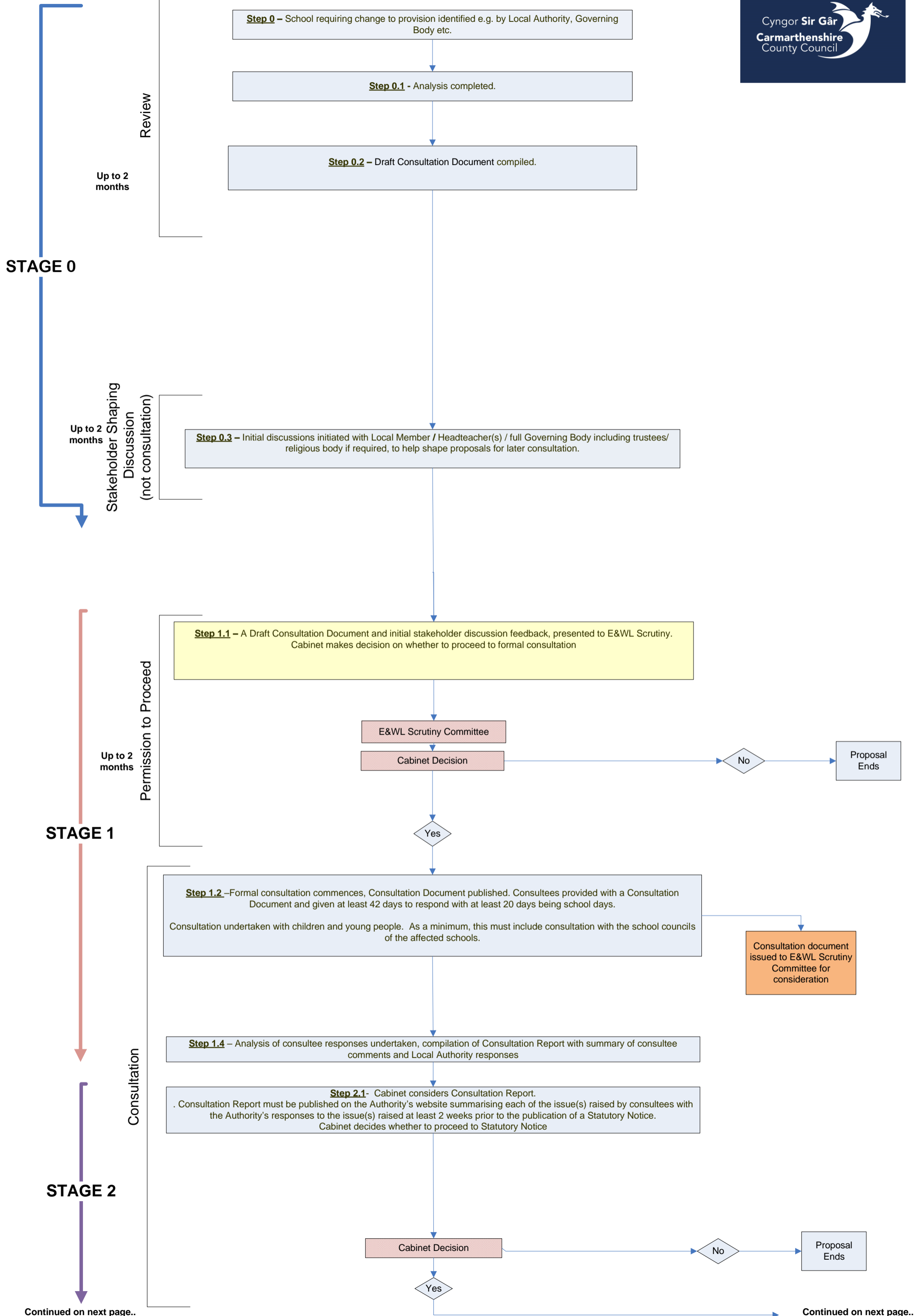


**Department for Education & Children Modernising Education Programme
Illustrative Flow Chart for Statutory Proposals**



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STAGE 2

Statutory Procedures

STAGE 3

Implementation

Step 2.2 – Statutory Notice published and provided to all required stakeholders. 28 day Objection Period commences. Proposals must be published within 26 weeks of the end of the consultation period allowed for consultation responses, otherwise the proposal will lapse and a new consultation required.

Step 2.3 – Where applicable an Objection Report providing a summary of the objections received and the Local Authority's responses to them is considered by Cabinet.
The Objection Report (where applicable) must be published before the end of 7 days from date of determination.
Cabinet provides recommendation to County Council for decision on whether or not to approve the proposal.

Cabinet

Step 3.1 – County Council considers the proposal and the Objection Report (where applicable) and makes determination. Determination must be made within 16 weeks (112 days) of the end of the objection period.

County Council Decision

No

Proposal Ends

Step 3.2a- If the proposal requires determination by the Welsh Ministers (Sixth form education), the proposer must send to the Welsh Ministers within 35 days of the end of the objection period. The Welsh Ministers will normally determine proposals within 16 weeks of the end of the objection period
When a proposal affects 6th form education it is referred to Welsh Ministers regardless of any objections being received

Yes

Step 3.2b - Within 28 days of the Local Authority's determination proposals may be referred to Welsh Ministers by the following:
1. Another local authority
2. The appropriate religious body for any school affected (the diocesan authority)
3. The governing body of a voluntary or foundation school
4. A trust holding property on behalf of a voluntary or foundation school
5. A further education institution affected by the proposals

Step 3.3 – A decision letter must be published electronically on the website and all stakeholders must be advised by letter or e-mail of the availability of the decision.

Step 3.4 - Not mandatory - Parents/Guardians are notified of LA/Ministers decision one term before proposal can be implemented. (e.g. For a proposal to be implemented from the start of the Autumn term notification must be given before the end of the previous Spring term)

Step 3.5 - LA Implements Proposal in accordance with the date given in the statutory notice, or any subsequent modified date (including to delay, bring forward or abandon a proposal)

