1990 No. 126

EDUCATION

School Admissions (Appeal Tribunals) Regulations (Northern Ireland) 1990

Made	*22nd March 1990*
Coming into operation . .	*1st April 1990*

The Department of Education, in exercise of the powers conferred on it by Article 37(7) of the Education Reform (Northern Ireland) Order 1989(**a**), Article 134(1) of the Education and Libraries (Northern Ireland) Order 1986(**b**) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the School Admissions (Appeal Tribunals) Regulations (Northern Ireland) 1990 and shall come into operation on 1st April 1990.

Interpretation

2. In these Regulations—

"appeal" means an appeal by virtue of Article 37 of the 1989 Order;

"the 1989 Order" means the Education Reform (Northern Ireland) Order 1989.

Constitution of appeal tribunals

3. An appeal tribunal shall be constituted in accordance with Schedule 1.

Procedure of appeal tribunals

4. Schedule 2 shall have effect in relation to the procedure on appeals.

Sealed with the Official Seal of the Department of Education on 22nd March 1990.

(L.S.) *J. S. Smith*
Assistant Secretary

(**a**) S.I. 1989/2406 (N.I. 20)
(**b**) S.I. 1986/594 (N.I. 3)

1. Subject to the provisions of this Schedule an appeal tribunal shall consist of six members appointed by the board from among persons nominated by it under paragraph 2; and sufficient persons may be nominated to enable two or more appeal tribunals to sit at the same time.

2. The persons nominated shall comprise—

(*a*) persons appearing to the board to represent the interests of controlled schools in the area of the board;

(*b*) persons appearing to the board, after consultation with the Council for Catholic Maintained Schools and such other bodies as the board considers appropriate, to represent the interests of voluntary schools in the area of the board and persons appearing to the board to represent the interests of grant-maintained integrated schools in the area of the board;

(*c*) persons who have experience in education, are acquainted with the educational arrangements in the area of the board or are parents of registered pupils at a school;

but shall not include any person employed by the board otherwise than as a full-time teacher.

3. The membership of an appeal tribunal shall comprise—

(*a*) two persons falling within the category of persons mentioned in paragraph 2(*a*);

(*b*) two persons falling within the category of persons mentioned in paragraph 2(*b*); and

(*c*) two persons falling within the category of persons mentioned in paragraph 2(*c*).

4. The members of an appeal tribunal shall elect one of their number to be chairman of the tribunal.

5. A person shall not be a member of an appeal tribunal for the consideration of any appeal against a decision if he was among those who made the decision or took part in discussions as to whether the decision should be made.

6. A person who is a teacher at a school shall not be a member of an appeal tribunal for the consideration of an appeal involving a question as to whether or not a child is to be admitted to that school.

7. A person who is a teacher at a primary school or the preparatory department of a grammar school, or a person who is a member of the Board of Governors of any such school, shall not be a member of an appeal tribunal for the consideration of an appeal involving a child who is transferring from that primary school or preparatory department.