

2016 No. 477

EDUCATION, ENGLAND

**The Designation of Schools Having a Religious Character
(Independent Schools) (England) Order 2016**

Made - - - - *30th March 2016*

Coming into force in accordance with article 1

The Secretary of State for Education makes the following Order in exercise of the powers conferred by section 69(3) of the School Standards and Framework Act 1998(a), as applied in relation to independent schools by section 124B(1)(b) of that Act.

In making this Order the Secretary of State has followed the procedure specified in the Religious Character of Schools (Designation Procedure) (Independent Schools) (England) Regulations 2003(c).

Citation and commencement

1. This Order may be cited as the Designation of Schools Having a Religious Character (Independent Schools) (England) Order 2016 and comes into force on the day after the day on which it is made.

Designation of school

2.—(1) The Talmud Torah Machzikei Hadass School, 98 Clapton Common, London, E5 9SN, is designated as a school having a religious character.

(2) The religion in accordance with whose tenets the school is conducted is Charedi Jewish.

Revocations

3. The instruments listed in column (1) of the Schedule (which have the references listed in column (2)) are revoked to the extent indicated in column (3).

30th March 2016

Peter Swift
Deputy Director
Department for Education

(a) 1998 c. 31.
(b) Section 124B was inserted by the Independent Schools (Employment of Teachers in Schools with a Religious Character) Regulations 2003 (S.I. 2003/2037) and has been amended by the Alternative Provision Academies (Consequential Amendments to Acts) (England) Order 2012 (S.I. 2012/976).
(c) S.I. 2003/2314, as amended by S.I. 2004/2262.

SCHEDULE

Article 3

Revocations

<i>(1) Instrument</i>	<i>(2) References</i>	<i>(3) Extent of revocation</i>
The Designation of Schools Having a Religious Character (Independent Schools) (England) (No.2) Order 2015.	S.I. 2015/2075.	Article 2 (interpretation).
The Designation of Schools Having a Religious Character (Independent Schools) (England) (No.1) Order 2012.	S.I. 2012/967.	In the Schedule, the entry in relation to the Alif Academy, E7 8PJ.
The Designation of Schools Having a Religious Character (Independent Schools) (England) Order 2004.	S.I. 2004/72.	In the Schedule, the entries in relation to: (1) The Cornerstone School, KT19 8JD; and (2) Second Chances, WS1 1RR.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order designates the Talmud Torah Machzikei Haddas School, 98 Clapton Common, London E5 9SN (an independent school) as a school having a religious character, the religion of the school being Charedi Jewish.

This Order revokes the instruments listed in the Schedule to the extent set out in the Schedule. Article 2 of the Designation of Schools Having a Religious Character (Independent Schools) (England) (No.2) Order 2015 (S.I. 2015/2075) is revoked because it is redundant (please see the 17th report of the Joint Committee on Statutory Instruments, published on 12 February 2016: <http://www.publications.parliament.uk/pa/jt201516/jtselect/jtstatin/99/9903.htm#a3>). The other revocations in the Schedule relate to schools which are no longer to be designated as having a religious character.

Under section 124A of the School Standards and Framework Act 1998, independent schools which are so designated are permitted to take account of certain religious or denominational considerations in making specified employment decisions which relate to teaching staff (such as decisions on appointment or promotion).

Designation by this Order is not of itself a means of acquiring a religious character or of changing religious character. Designation is the recognition of certain existing attributes of the school or its governing body as described in the Religious Character of Schools (Designation Procedure) (Independent Schools) (England) Regulations 2003 (S.I. 2003/2314, as amended by S.I. 2004/2262).

An impact assessment has not been produced for this instrument as no impact on the private or voluntary sectors is foreseen.