

JANE SMITH ON BEHALF OF JOHN SMITH

Applicant

AND

EXAMPLE ACADEMY

Respondent

Parent's Position Statement for the Independent Review Panel

1. These submissions are written in support of Jane Smith, parent of John Smith. Jane Smith challenges John Smith's permanent exclusion from Example Academy ("the School"), which took place on 15th March 2024.
2. In this review, Jane Smith relies on regulations, statutory guidance, and the items enclosed with these representations. Relevant sections are set out in the grounds of argument below.
 - a. Suspension and permanent exclusion from maintained schools, academies and pupil referral units in England, including pupil movement ("Exclusion Guidance").
 - b. Behaviour in Schools ("Behavioural Advice")

Summary of Grounds

3. Jane Smith relies on the following grounds of challenge:
 - a. Procedural Unfairness
 - b. Disproportionate Sanction
 - c. Failure to Consider Alternatives

Ground 1: Procedural Unfairness

4. The school failed to follow proper procedures when excluding the student. The school failed to follow proper procedures when excluding the student

5. The school did not provide adequate notice of the exclusion hearing.The school did not provide adequate notice of the exclusion hearing
6. The student was not given proper opportunity to present their case.The student was not given proper opportunity to present their case

Ground 2: Disproportionate Sanction

7. The permanent exclusion is disproportionate to the alleged misconduct.The permanent exclusion is disproportionate to the alleged misconduct
8. The school has not considered the student's individual circumstances..The school has not considered the student's individual circumstances.
9. Alternative sanctions were not properly explored.Alternative sanctions were not properly explored

Ground 3: Failure to Consider Alternatives

10. The school failed to consider alternative educational provision.The school failed to consider alternative educational provision
11. No assessment was made of the student's special educational needs.No assessment was made of the student's special educational needs
12. The school did not explore restorative approaches.The school did not explore restorative approaches