

# Request for leave of absence during term-time

## ADVICE LEAFLET

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## WHAT ARE MY RIGHTS?

From September 1<sup>st</sup> 2013 new guidance issued by the Department for Education will apply to all absences in term-time. An absence during term-time, including family holidays is not a right.

Any absence from school disrupts a child's learning. In addition, children returning from a term-time absence generally require additional time from teachers to catch up on the teaching they have missed. This can have an impact on the education of other pupils in their class.

Therefore, the Department for Education only allows Head teachers discretion to authorise an absence if they believe there are **exceptional circumstances**.

## WHAT ARE EXCEPTIONAL CIRCUMSTANCES?

These have not been specifically defined by the Department for Education; it is therefore the Head teacher's discretion that will determine this.

Only a head teacher can make that decision based on the information provided to them by you, not the Local Education Authority or a parent.

## WHAT CIRCUMSTANCES ARE NOT EXCEPTIONAL?

These include:-

- a) the availability of cheap holidays;
- b) an absence or holiday paid for, or booked, by someone else
- c) an overlap with beginning/end of term.
- d) a mix-up in term dates

(list not exhaustive)

## HOW DO I REQUEST AN ABSENCE?

The school will provide you with an absence request form which you should complete and return at least 14 days before the proposed absence.

The Head teacher will then make the decision whether the absence is considered to be an exceptional circumstance. If it is considered not to be an exceptional circumstance it will be unauthorised.

That decision will be relayed to you by the school.

If the absence *has* been authorised, because of exceptional circumstances, you must ensure you return on the date you have specified. The absence will then be recorded as an authorised absence and coded accordingly.

## WHAT IF MY REQUEST IS NOT AUTHORISED?

If you feel you have exceptional circumstances, have you ensured that the school are fully aware of these?

Have you supplied all information and any supporting documentation?

If an absence has been unauthorised by the Head teacher, the local authority cannot override their decision.

Therefore, if you have any queries in relation to why your absence was unauthorised you must refer these to the head teacher, not the issuing authority.

## WHAT IF THE UNAUTHORISED HOLIDAY IS TAKEN?

The school may request the local authority to issue a Penalty Notice. This is a fine of £60 per parent for each child. If the fine is unpaid court action can follow.

## LEGISLATION

This leaflet summarises the guidelines for Head teachers as set out in the Department for Education Guidance on the Education (Pupil Registration) (England) Regulations 2006 as amended – Keeping Pupil Registers 2008