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Dear Mr Kelman

SCHOOLS (CONSULTATION) (SCOTLAND) ACT 2010: STIRLING COUNCIL – BAKER STREET NURSERY

I refer to your email of 8 June 2020 notifying Scottish Ministers of Stirling Council's decision of 4 June 2020 to implement the proposal to close Baker Street Nursery. Ministers have considered this proposal in line with the requirements set out in the Schools (Consultation) (Scotland) Act 2010 ("the 2010 Act").

Under section 17 of the 2010 Act, Ministers may only issue a call-in notice if it appears to them that the education authority may have failed:

- (a) In a significant regard to comply with the requirements imposed on it by (or under) the Act so far as they are relevant in relation to the closure proposal, or
- (b) To take proper account of a material consideration relevant to its decision to implement the proposal.

Section 15(4) of the 2010 Act requires Ministers to take into account any relevant representations made to them by any person during the 3 week period from the date that a closure decision is made. In relation to this closure proposal, the 3 week period began on 4 June 2020 and expired on 24 June 2020. No representations were received.

Having reviewed the documents provided by Stirling Council under section 15(2), Ministers consider that Stirling Council has fulfilled its obligations under the 2010 Act and do not intend to issue a call-in notice for this proposal.

Scottish Ministers, special advisers and the Permanent Secretary are covered by the terms of the Lobbying (Scotland) Act 2016. See www.lobbying.scot



Stirling Council may now implement its decision to close Baker Street Nursery and amalgamate it with Allan's Primary School in line with the timescales set out in the proposal paper.

Yours sincerely,

Clare Morley

CLARE MORLEY
School Funding, Infrastructure and Organisation Unit
Learning Directorate

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