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**B I L L**

TO

Amend the Education Act 2002 and the Academies Act 2010 to provide for schools under those Acts to promote the mental health and wellbeing of their pupils.

**B**E IT ENACTED by the Queen’s most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

**1 Amendments to the Education Act 2002**

- (1) The Education Act 2002 is amended as follows.
- (2) In section 21 (general responsibility for conduct of school), after subsection (5) insert—
- “(5A) The Secretary of State must by regulations require governing bodies to promote pupil mental health, and prevention and support for mental ill health, for the purposes of subsection (5). 5
- (5B) Regulations made under subsection (5A) must include requirements on the governing body to—
- (a) promote pupil mental health; 10
  - (b) support mental ill health;
  - (c) make statements of policy in relation to their promotion of pupil mental health, and prevention and support for mental ill health;
  - (d) promote training and information for school staff on the subject of mental health; 15
  - (e) have regard to pupil mental health in joint working arrangements with—
    - (i) other governing bodies,
    - (ii) local authorities, and 20
    - (iii) commissioners and providers of the National Health Service.”

- (3) Section 78 (general requirements in relation to curriculum) is amended as follows.
- (4) After subsection (1)(b), insert—
  - “(c) promotes the mental health and wellbeing of pupils alongside academic attainment.”
- (5) Section 210 (orders and regulations) is amended as follows.
- (6) Before subsection (3)(a) insert—
  - “(aa) section 21(5A),”

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## **2 Amendment to the Academies Act 2010**

- (1) The Academies Act 2010 is amended as follows.
- (2) In section 1, after subsection (5)(a) insert—
  - “(aa) to comply with guidance under section 21(5A) and (5B) of the Education Act 2002 as if they were a governing body;”

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## **3 Extent, commencement and short title**

- (1) This Act extends to England and Wales only.
- (2) This Act comes into force at the end of the period of six months beginning with the day on which it is passed.
- (3) This Act may be cited as the Schools (Mental Health and Wellbeing) Act 2020.

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# Schools (Mental Health and Wellbeing) Bill [HL]

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To amend the Education Act 2002 and the Academies Act 2010 to provide for schools under those Acts to promote the mental health and wellbeing of their pupils.

*Baroness Tyler of Enfield*

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