



# Fairway Primary Academy

## Appeals



Fairway Primary Academy has adopted the Birmingham City Councils School admissions appeal procedures.

This can be found on the following web address: <http://www.birmingham.gov.uk/schooladmissions>

Fairway Primary Academy uses the following timetable for any appeals:

### Admissions Appeal Timetable

- Parents/Guardians must appeal in writing within 28 days from the date of notification that their application was unsuccessful.
- An appeal hearing will be set within 30 school days of the above deadline date .
- Fairway Primary Academy will give parents/guardians 14 days notice of the appeal hearing date.
- Parents/Guardians will be given 7 days from the date of notice of the appeal hearing to submit additional evidence and to notify school as to whether they will be calling witnesses and/or be represented at the hearing.
- Evidence not submitted by the deadline may not be considered.
- Parent/Guardians will be notified of the decision within five days of the hearing

### Infant class size legislation appeals

It is important you understand that the circumstances in which an appeal panel may uphold an infant class size appeal (reception class, year 1 or year 2 only) are extremely limited.

For an appeal to be successful, an appeal panel must be satisfied that:

- the admission of additional children would not breach the infant class size limit (which requires that no infant class should contain more than 30 pupils with a single qualified teacher; if this is exceeded, the school will be required to take qualifying measures).
- the child would have been offered a place if the published admission arrangements had been properly implemented.
- the child would have been offered a place if the arrangements had not been contrary to mandatory provisions in the School Admissions Code and the School Standards and Framework Act 1998, and/or
- the decision to refuse admission was not one that a reasonable admission authority would have made in the circumstances of the case.

It is important that parents and carers recognise this before investing what can be a significant amount of time and effort in an infant class size appeal.



For full information on the infant class size legislation see section 4 [Infant Class Size Appeals](#).

Appeals are generally only successful if you or your child have exceptional reasons for needing admission to a particular school.

There are no guarantees that any appeal will be successful. Below you can find a table of the number of heard and successful appeals administered by the council over the last 3 years.

#### Percentage of successful appeals from 2022 to 2024

School year	Number of appeals heard	Percentage of successful appeals
Reception intake 2024	72	0%
Reception intake 2023	89	0.9%
Reception intake 2022	91	0%

If you want to appeal, the closing date for submitting your written appeal is Monday 2 June 2025.

If you submit an appeal after this date, it will be classed as a late appeal and will be heard after the on-time appeals, and it may not be heard before the beginning of September 2025.

You will be able to access the appeal form online from 4pm on 16 April 2025.

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