



# EXCLUSIONS POLICY

Policy Approval	
	October 2022
Approved by Trust Board:	Meeting Date: 5 <sup>th</sup> October 2022 Minute No: 13
Review Date:	October 2023
Legal Review	Knights PLC - Nov 2022

## **EXCLUSIONS POLICY**

### **1. AIMS**

The Department for Education supports Headteachers / Head of Academy in using suspension and permanent exclusion as a sanction when warranted as part of creating a calm, safe, and supportive environment in which pupils can learn and thrive.

To achieve this, suspension and permanent exclusion are sometimes a necessary part of a functioning system, where it is accepted that not all pupil behaviour can be amended or remedied by pastoral processes, or consequences within the School. Alternatives to suspension or exclusion will be considered, where these are appropriate in the circumstances.

Our Trust aims to ensure that:

- The exclusions process is applied fairly and consistently
- The exclusions process is understood by governors, staff, parents and pupils
- Pupils in school are safe and happy
- Pupils do not become NEET (not in education, employment or training)

### **2. LEGISLATION AND STATUTORY GUIDANCE**

This policy is based on statutory guidance from the Department for Education: [Suspension and Permanent Exclusion from maintained schools, academies and pupil referral units in England including pupil movement](#) and must be read in conjunction with this.

In preparing this policy due regard has been given to the following legislation, which outline schools' powers and duties in respect of the exclusion of pupils:

- The Education and Inspections Act 2006;
- The Education Act 1996; and
- The Education (Provision of Full-Time education for Excluded Pupils) (England) Regulations 2007, as amended by the Education (Provision of Full-Time Education for Excluded Pupils) (England) (Amendment) Regulations 2014.

In making any decision to exclude, appropriate regard will also be given to the Trust's duties and obligations under the Equality Act 2010 and the Children and Families Act 2014.

This policy should not be read in isolation and it will be considered alongside the following guidance, as may be appropriate: [Behaviour in Schools guidance](#); [Keeping Children Safe in Education](#); [Mental health and behaviour in schools](#); [Understanding Your Data: a guide for school governors and academy trustees](#); and together with any other relevant advice and guidance as part of our approach to using school suspensions and permanent exclusions.

This policy complies with our funding agreement and articles of association.

### **3. DEFINITION OF SUSPENSION AND EXCLUSION**

For the purposes of suspensions and permanent exclusions, the school day is defined as any day on which there is a school session. Therefore, INSET or staff training days do not count as a school day.

- **Internal Suspension**

An internal suspension will include the removal of a child from their class and they will be supervised 1:1 and/or join another group or class. This will usually be no longer than a period of a day. All parents are informed of an internal suspension as soon possible, without delay, and these will be logged on the Behaviour Log then onto the schools recording system e.g. Safeguard. These will also be reviewed by SLT and the Academy Improvement Board.

- **Suspension**

A suspension, where a pupil is temporarily removed from the academy, is an essential behaviour management tool that should be set out within the academy's Behaviour Policy.

A pupil may be suspended for one or more fixed periods 14 (up to a maximum of 45 school days in a single academic year). A suspension does not have to be for a continuous period.

Where a suspension is in place, the academy will set work for the period of time that that child is not in the academy.

A suspension can also be for parts of the academy day. For example, if a pupil's behaviour at lunchtime is disruptive, they may be suspended from the academy premises for the duration of the lunchtime period.

The legal requirements relating to the suspension, such as the Head Teacher's / Head of Academy's duty to notify parents, apply in all cases. Lunchtime suspensions are counted as half an academy day in determining whether an Academy Improvement Board meeting is triggered.

The law does not allow for extending a suspension or 'converting' a suspension into a permanent exclusion. In exceptional cases, usually where further evidence has come to light, a further suspension may be issued to begin immediately after the first period ends; or a permanent exclusion may be issued to begin immediately after the end of the suspension.

- **Permanent Exclusion**

A permanent exclusion is when a pupil is no longer allowed to attend the academy (unless the pupil is reinstated). A permanent exclusion is a very serious decision that should only be taken as a last resort.

The decision to exclude a pupil permanently should only be taken: in response to a serious breach or persistent breaches of the academy's Behaviour Policy; and where allowing the pupil to remain in the academy would seriously harm the education or welfare of the pupil or others such as staff or pupils in the academy.

#### 4. OFFSITE DIRECTION, MANAGED MOVES, ALTERNATIVE PROVISION

Only where these are appropriate in the circumstances. The Head Teacher / Head of Academy could consider the following measures as preventative measures to exclusion;

- an off-site direction (temporary measure that maintained schools and academies for similar purposes can use)
- or managed moves (permanent measure) as preventative measures to exclusion.

In such cases, Head Teachers should follow Part 4 of [https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/1089688/Suspension\\_and\\_Permanent\\_Exclusion\\_guidance\\_July\\_2022.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1089688/Suspension_and_Permanent_Exclusion_guidance_July_2022.pdf) as well as, wherever possible, work in partnership with the Local Authority.

Any use of Alternative Provision should be based on an understanding of the support a child or young person needs in order to improve their behaviour, as well as any SEND or health needs.

Off-site direction may only be used as a way to improve future behaviour and not as a sanction or punishment for past misconduct. Off-site direction should only be used where in-academy interventions and/or outreach have been unsuccessful or are deemed inappropriate and should only be used to arrange a temporary stay in Alternative Provision.

#### 5. THE DECISION TO SUSPEND OR EXCLUDE

Only the Headteacher/ Head of Academy, or a person in the acting role, can suspend or exclude a pupil from school.

A **decision to suspend** will be taken to provide a clear signal of what is unacceptable behaviour as part of the school's behaviour policy and to show a pupil that their current behaviour may place them at risk of permanent exclusion.

A **decision to permanently exclude** a pupil will be taken only:

- in response to serious or persistent breaches of the school Behaviour policy, **and**
- if allowing the pupil to remain in school would seriously harm the education or welfare of the pupil or others, such as staff or pupils in the school.

Any decision to suspend or permanently exclude will be based as to whether, on the balance of probabilities, it is more likely than not that the behaviour has occurred.

Before deciding whether to suspend or permanently exclude a pupil, the Headteacher / Head of Academy will:

- Consider all the relevant facts and evidence, including whether there were any contributing factors, such as provocation by others, in relation to the incident.
- Take the pupil's views into account, and consider these in light of their age and understanding, unless it would not be appropriate to do so. Inform the pupil about how their views have been factored into any decision made and, where appropriate or necessary, to provide support to enable them to express their views.
- Consider if the pupil has a disability or special educational needs (SEN) and any impact this may have had.

- **Off Rolling**

The school takes due regard to DfE guidance with regards to 'off-rolling' and 'unlawful exclusions'.

- Telling or forcing a pupil to leave school, or not allowing them to attend school, is a suspension (if temporary) or permanent exclusion (if permanent). Whenever a pupil is made to leave school, or forbidden from attending school, on disciplinary grounds, this must be done in accordance with the Page 8 School Discipline (Pupil Exclusions and Reviews) (England) Regulations 2012 and with regard to relevant parts of this guidance.
- Suspending a pupil for a short period of time, such as half a day, is permissible, however, the formal suspension process must be followed.

Failure to follow such processes may be 'off rolling'.

- A further example of off-rolling would be exercising undue influence over a parent to remove their child from the school under the threat of a permanent exclusion and encouraging them to choose Elective Home Education or to find another school place.

- **Safeguarding (Including Child-On-Child Abuse (To Be Read In Tandem With KCSIE))**

Schools have a statutory duty to make arrangements for safeguarding and promoting the welfare of their pupils. As part of this duty, schools are required to have regard to guidance issued by the Secretary of State. All schools must have regard to Keeping Children Safe in Education.

Furthermore, schools have a statutory duty to co-operate with safeguarding partners once designated as relevant agencies. Equally, safeguarding partners are expected to name schools as relevant agencies and engage with them in a meaningful way.

If there is an ongoing safeguarding investigation (whether that includes a criminal investigation or not) that may result in the permanent exclusion of a pupil or if a pupil has been reinstated following an Academy Improvement Board review, it is likely that there will be complex and difficult decisions that need to be made. It is important that these decisions are made alongside the school's duty to safeguard and support children and their duty to provide an education.

Ultimately, any decisions are for the school to make on a case-by-case basis, with the designated safeguarding lead (or a deputy) taking a leading role and using their professional judgement, supported by other agencies, such as children's social care and the police as required

## **6. ROLES AND RESPONSIBILITIES**

### **6.1 The Headteacher / Head Of Academy**

- **Informing Parents**

The Headteacher / Head of Academy will provide the following information, in writing, to the parents of a suspended or permanently excluded pupil without delay;

- The reason(s) for the suspension or permanent exclusion
- The length of a suspension or, for a permanent exclusion, the fact that it is permanent
- Information about parents' right to make representations about the suspension or permanent exclusion to the Academy Improvement Board and how the pupil may be involved in this
- How any representations should be made
- Where there is a legal requirement for the Academy Improvement Board to meet to consider the reinstatement of a pupil, and that parents have a right to attend a meeting, be represented at a meeting (at their own expense) and to bring a friend.

The Headteacher / Head of Academy will also notify parents by the end of the afternoon session on the first day of their child's suspension/ permanent exclusion, that for the first 5 school days of a suspension / permanent exclusion (or until the start date of any alternative provision where this is earlier) parents are legally required to ensure that their child is not present in a public place during school hours without a good reason. Parents may be given a fixed penalty notice or prosecuted if they fail to do this.

From the sixth day of any suspension, the Headteacher/ Head of Academy with the Academy Improvement Board will arrange for suitable full-time education of that pupil.

If alternative provision is being arranged, the following information will be provided when notifying parents of an exclusion, where it is possible within the timescale:

- The start date for any provision of full-time education that has been arranged
- The start and finish times of any such provision, including the times for morning and afternoon sessions, where relevant
- The address at which the provision will take place
- Any information required by the pupil to identify the person they should report to on the first day

Where this information on alternative provision is not reasonably ascertainable by the end of the afternoon session, it may be provided in a subsequent notice, but it will be provided no later than 48 hours before the provision is due to start. The only exception to this is where alternative provision is to be provided before the sixth day of an exclusion, in which case the information can be provided with less than 48 hours' notice with parents' consent.

When notifying parents about a suspension or permanent exclusion, the Headteacher / Head of Academy will also provide details about what arrangements have been made to enable the pupil to continue their education prior to the start of any alternative provision or the pupil's return to school.

- **Informing the Trust Executive Leadership Team**

The Head Teacher / Head of Academy will notify the Trust Executive Leadership Team of any suspensions and permanent exclusions without delay.

- **Informing The Academy Improvement Board**

The Headteacher / Head of Academy will notify the Chair of the Academy Improvement Board and the Chair of the Trust Board, without delay, of:

- Any permanent exclusion (including where a suspension is followed by a decision to permanently exclude the pupil);
- Any suspension or permanent exclusion which would result in the pupil being suspended or permanently excluded for a total of more than five school days (or more than ten lunchtimes) in a term; and
- Any suspension or permanent exclusion which would result in the pupil missing a public examination or national curriculum test.

For all suspensions and exclusions data, the Headteacher / Head of Academy will notify the Academy Improvement Board each term in their Head's Report.

- **Informing the Local Authority**

The Headteacher / Head of Academy will notify the local authority (LA) and if applicable to the pupil – the designated social worker and/or the Virtual School Headteacher of the following, without delay, of :

- A permanent exclusion or suspension;
- The length of the suspension or, where appropriate, the fact it is a permanent exclusion;
- The reason(s) for the permanent exclusion or suspension; and.
- Permanent exclusions or suspension which would result in the pupil missing a public examination, where appropriate

For a permanent exclusion, if the pupil lives outside the LA in which the school is located, the Headteacher/ Head of Academy will also inform the pupil's 'home authority' of the exclusion and the reason(s) for it without delay.

## **6.2 THE ACADEMY IMPROVEMENT BOARD**

Responsibilities regarding exclusions is delegated to the Headteacher/Head of Academy.

The Local Governing Body, named as the Academy Improvement Board for our academies has a duty to consider the reinstatement of an excluded pupil (see section 8).

The panel to consider the reinstatement of a pupil may comprise of governors and / or trustees as appropriate.

## **6.3 THE LOCAL AUTHORITY**

For permanent exclusions, the LA is responsible for arranging suitable full-time education to begin no later than the sixth school day of the exclusion.

## **7. CANCELLING EXCLUSIONS**

The Headteacher / Head of Academy may cancel a suspension or permanent exclusion that has already begun, but this should only be done where it has not yet been reviewed by the Academy Improvement Board.

Where an exclusion is cancelled, then:

- Parents, the Academy Improvement Board and the LA should be notified without delay and, if relevant, the social worker and Virtual School Headteacher;
- Parents should be offered the opportunity to meet with the Headteacher / Head of Academy to discuss the circumstances that led to the suspension or permanent exclusion being cancelled;
- Schools should report to the Academy Improvement Board once per term on the number of suspensions and permanent exclusions which have been cancelled. This should include the circumstances and reasons for the cancellation enabling the Academy Improvement Boards to have appropriate oversight and;
- The pupil should be allowed back into school.

## **8. THE DUTY TO REVIEW AN EXCLUSION (REINSTATE A PUPIL)**

The duty to review a suspension or permanent exclusion have been delegated to the Academy Improvement Board.

### **• The Rationale For A Review Panel Meeting**

The Academy Improvement Board will consider, and decide, on the reinstatement of a suspended or permanently excluded pupil within 15 school days of receiving notice of the suspension or permanent exclusion where:

- The exclusion is permanent
- It is a suspension which would bring the pupil's total number of school days of exclusion to more than 15 in a term
- It would result in a pupil missing a public examination

If a pupil would be excluded from school for more than 5 school days, but less than 15 school days, in a single term, and only where parents have made representations, the Academy Improvement Board will consider the reinstatement of a suspended pupil within 50 school days of receiving notice of the suspension.

For suspensions which do not bring the pupil's total number of days of suspension to more than five in a term, the Academy Improvement Board will consider any representations made by parents, however it cannot direct reinstatement and will not arrange a meeting with parents.

Where a suspension or permanent exclusion would result in a pupil missing a public examination or national curriculum test, the Academy Improvement Board will consider, where reasonably practicable, the reinstatement of the pupil before the date of the examination or test. If this is not practicable, the Chair / Vice Chair of the Academy Improvement Board will consider the suspension or permanent exclusion and decide whether or not to reinstate the pupil.

### **• The Review Panel Meeting**

The following parties must be invited to a meeting of the Academy Improvement Board Review Panel and allowed to make representations or share information regarding the suspension / exclusion;

- parents (and, where requested, a representative or friend);
- the pupil if they are 18 years or over;
- the Head Teacher / Head of Academy



- a representative of the local authority (in the case of a maintained school or PRU); (Parents may request that the local authority and/or the home local authority attend a meeting of an academy's governing board as an observer; that representative may only make representations with the governing board's consent).
- the child's social worker if the pupil has one; and
- the VSH if the child is LAC

After representations from all invited parties, and in consideration of the evidence. The Academy Improvement Board will consider;

- Whether the exclusion was lawful, reasonable and procedurally fair and whether the Headteacher / Head of Academy followed their legal duties.
- They will decide whether or not a fact is true 'on the balance of probabilities', which differs from the criminal standard of 'beyond reasonable doubt', as well as any evidence that was presented in relation to the decision to exclude.

Due regard will be given to the welfare and safeguarding of the pupil and their peers and any evidence that is presented to the Academy Improvement Board in relation to the decision to exclude.

**The Academy Improvement Board will then decide to either:**

- **Decline to reinstate the pupil**
- **Direct the reinstatement of the pupil immediately, or on a particular date**

Minutes will be taken of the meeting, and a record of evidence considered kept. The outcome will also be recorded on the pupil's educational record.

**• The Review Panel Decision**

The Academy Improvement Board will notify, in writing, the Headteacher/ Head of Academy, parents (or the pupil if they are aged 18 years or over) and, where relevant, the LA, Social Worker and / or VSH of its decision, along with reasons for its decision, without delay. Where the pupil resides in a different LA from the one in which the school is located, the Academy Improvement Board will also inform the pupil's 'home authority'.

Where an exclusion is permanent, and the Academy Improvement Board decides not to reinstate the pupil, the Academy Improvement Board notification will also include the following:

- The fact that it is permanent
- The reasons for its decision
- Notice of parents' right to ask for the decision to be reviewed by an independent review panel, and:
  - The date by which an application for an independent review must be made (i.e. 15 school days from the date on which written notice of the Academy Improvement Board's decision is given to parents)
  - The name and address to whom an application for a review (and any written evidence) should be submitted
  - That any application should set out the grounds on which it is being made and that, where appropriate, reference to how the pupil's SEN are considered to be relevant to the exclusion
  - That, regardless of whether the permanently excluded pupil has recognised SEN, parents have a right to require the Cavendish Learning

- Trust to appoint a SEN expert to attend the review and advise the independent review panel
  - Details of the role of the SEN expert and that there would be no cost to parents for this appointment
  - That parents must make clear if they wish for a SEN expert to be appointed in any application for a review
  - That parents may, at their own expense, appoint someone to make written and/or oral representations to the panel, and parents may also bring a friend to the review
- That if parents believe that the permanent exclusion has occurred as a result of discrimination, they may make a claim under the Equality Act 2010 to the first-tier tribunal (special educational needs and disability), in the case of disability discrimination, or the county court, in the case of other forms of discrimination. A claim of discrimination made under these routes should be lodged within 6 months of the date on which the discrimination is alleged to have taken place
- Details of any relevant sources of free and impartial information that will allow parents to make an informed decision on whether and how to seek a review of the decision.

## **9. AN INDEPENDENT REVIEW**

If parents apply for an independent review, the Cavendish Learning Trust will arrange for an independent review panel to review the decision of the Academy Improvement Board not to reinstate a permanently excluded pupil.

Applications for an independent review must be made within 15 school days of notice being given to the parents by the Academy Improvement Board of its decision to not reinstate a permanently excluded pupil.

A panel of 3 or 5 members will be constituted with representatives from each of the categories below. Where a 5-member panel is constituted, 2 members will come from the Academy Governance category and 2 members will come from the Headteacher / Head of Academy category.

- A lay member to chair the panel who has not worked in any school in a paid capacity, disregarding any experience as an Academy / School governor or volunteer
- Academy / School governors who have served as a governor for at least 12 consecutive months in the last 5 years, provided they have not been teachers or headteachers / Head of Academy during this time
- Headteachers/ Head of Academy or individuals who have been a headteacher / Head of Academy within the last 5 years

A person may not serve as a member of a review panel if they:

- Are a member/trustee of the Cavendish Learning Trust or Academy Improvement Board of the excluding school
- Are the headteacher/ Head of Academy of the excluding school, or have held this position in the last 5 years
- Are an employee of the Cavendish Learning Trust, or the governing board, of the excluding school (unless they are employed as a headteacher at another school)
- Have, or at any time have had, any connection with the Cavendish Learning Trust, school, governing board, parents or pupil, or the incident leading to the exclusion, which might reasonably be taken to raise doubts about their impartiality
- Have not had the required training within the last 2 years (see appendix 1 for what training must cover)

A clerk will be appointed to the panel.

The independent panel will decide one of the following:

- Uphold the Academy Improvement Board's decision
- Recommend that the Academy Improvement Board reconsiders reinstatement
- Quash the Academy Improvement Board's decision and direct that they reconsider reinstatement (only when the decision is judged to be flawed)

In reaching its decision, the independent review panel will consider:

- Illegality – did the Academy Improvement Board act outside the scope of its legal powers in deciding that the pupil should not be reinstated?
- Irrationality – did the Academy Improvement Board rely on irrelevant points, fail to take account of all relevant points, or make a decision so unreasonable that no governing board acting reasonably in such circumstance could have made it?
- Procedural impropriety – was the Academy Improvement Board's consideration so procedurally unfair or flawed that justice was clearly not done?

The panel's decision can be decided by a majority vote. In the case of a tied decision, the chair has the casting vote. Written notification of the Panel's decision, and the reasons for it, must be sent to all parties without delay.

Where an independent review panel recommend or direct that reinstatement be reconsidered, the Academy Improvement Board will arrange for a meeting to reconsider whether the pupil should be reinstated within 10 school days of being given notice of the panel's decision.

## **10. SCHOOL REGISTERS**

A pupil's name will be removed from the school admissions register if:

- 15 school days have passed since the parents were notified of the Academy Improvement Board's decision to not reinstate the pupil and no application has been made for an independent review panel, or
- The parents have stated in writing that they will not be applying for an independent review panel

Where an application for an independent review has been made within 15 school days of the Academy Improvement Board's decision being notified to parents, the Academy Improvement Board will wait until that review has concluded (and where necessary any reconsideration by the Academy Improvement Board has taken place) before removing a pupil's name from the register.

Where alternative provision has been made for a suspended pupil and they attend it, code B (education off-site) or code D (dual registration) will be used on the attendance register.

Where suspended pupils are not attending alternative provision, code E (absent) will be used.

## **11. RETURNING FROM A SUSPENSION / EXCLUSION**

Following a suspension, we will support pupils to reintegrate successfully into academy life and full time education by undertaking;

- **A Reintegration Meeting**

This will be led by a member of SLT, if not the Head Teacher /Head of Academy, upon the pupil's return to the academy. Where possible this meeting should include the pupil's parents. During this meeting, the academy will communicate to the pupil that they are valued, and their previous behaviour should not be seen as an obstacle to future success. The school will explain how they will:

- Provide the pupil with a fresh start
- Help them understand the impact of their behaviour on themselves and others;
- support them to understand how they can meet the high expectations of behaviour in line with the academy culture
- Foster a renewed sense of belonging within the school community
- Build engagement with learning.

A written record should be made of the meeting and agreed actions by parties involved and logged on the pupil's behaviour log/ Safeguard, etc

If the parents do not attend, support should be still provided so that the pupil is supported to reintegrate.

Where necessary, the academy should work with relevant staff and multi-agency organisations, such as teachers, pastoral staff, mentors, social workers, educational psychologists or the Local Authority , to identify if the pupil has any SEND and/or health needs

## **12. MONITORING ARRANGEMENTS**

The Headteacher / Head of Academy monitors the number of exclusions every term and reports back to the Academy Improvement Board. They also liaise with the local authority to ensure suitable full-time education for excluded pupils.

The Department for Education collects data on suspensions and permanent exclusions from all state-funded schools via the termly school census. Schools must provide information via the school census on pupil's subject to any type of suspension or permanent exclusion in the previous two terms. Up to three reasons can be recorded for each suspension or permanent exclusion (where applicable).

This policy will be reviewed by the Executive Team every year. At every review, the policy will be shared with the Trust Board.

## **13. LINKS WITH OTHER POLICIES**

This exclusions policy is linked to our academies:

- Behaviour Management Policy
- SEND Policy and Information Report

## **A SUMMARY OF THE AIB DUTIES TO REVIEW THE HEADTEACHER/HEAD OF ACADEMY'S EXCLUSION DECISION**

### **1. IS IT A PERMANENT EXCLUSION?**

If the answer is yes, the governing board must convene a meeting to consider reinstatement within 15 school days of receiving notice of the permanent exclusion.

If the answer is no, go to step 2.

### **2. IS IT A SUSPENSION THAT ALONE, OR IN CONJUNCTION WITH PREVIOUS SUSPENSIONS, WILL TAKE THE PUPIL'S TOTAL NUMBER OF DAYS OUT OF SCHOOL ABOVE 15 FOR A TERM?**

If the answer is yes, the governing board must convene a meeting to consider reinstatement within 15 school days of receiving notice of the suspension.

If the answer is no, go to step 3.

### **3. IS IT A SUSPENSION OR PERMANENT EXCLUSION THAT WILL RESULT IN THE PUPIL MISSING A PUBLIC EXAM OR NATIONAL CURRICULUM TEST?**

If the answer is yes, the governing board must convene a meeting to consider reinstatement within 15 school days of receiving notice of the suspension or permanent exclusion.

The governing board must also take reasonable steps to meet before the date of the examination. If this is not practical, the chair of governors may consider pupil's reinstatement alone.

If the answer is no, go to step 4.

### **4. WILL THE SUSPENSION(S) TAKE THE PUPIL'S TOTAL NUMBER OF SCHOOL DAYS OUT OF SCHOOL ABOVE FIVE BUT LESS THAN 16 FOR THE TERM?**

If the answer is yes, go to step 5.

If the answer is no, the governing board must consider any representations made by parents but does not have the power to decide whether to reinstate the pupil.

### **5. HAVE THE PUPIL'S PARENTS REQUESTED A GOVERNING BOARD MEETING?**

If the answer is yes, the governing board must convene a meeting to consider reinstatement within 50 school days of receiving notice of the suspension.

The governing board is not required to consider the suspension and does not have the power to decide to reinstate the pupil.