



# Education and Inspections Act 2006

## 2006 CHAPTER 40

### PART 8

#### INSPECTIONS

#### CHAPTER 1

##### THE OFFICE AND THE CHIEF INSPECTOR

##### *The Chief Inspector and other inspectors*

#### **113 Her Majesty's Chief Inspector of Education, Children's Services and Skills**

- (1) Her Majesty may by Order in Council appoint a person to the office of Her Majesty's Chief Inspector of Education, Children's Services and Skills.
- (2) In this Part the holder of that office is referred to as "the Chief Inspector".
- (3) The Chief Inspector is to be a member of the Office (see paragraph 1 of Schedule 11).
- (4) The Chief Inspector holds and vacates office in accordance with the terms of his appointment.
- (5) Those terms are to be determined by the Secretary of State.
- (6) But the Chief Inspector—
  - (a) must not be appointed for a term of more than five years,
  - (b) may at any time resign by giving written notice to the Secretary of State, and
  - (c) may be removed from office by Her Majesty on the grounds that he is unable or unfit to carry out the duties of his office.
- (7) The previous appointment of a person as Chief Inspector does not affect his eligibility for appointment.

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*Status: This is the original version (as it was originally enacted).*

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- (8) The office of Her Majesty’s Chief Inspector of Schools in England is abolished.
- (9) But any person holding that office immediately before the appointed day is to become, as from that day, Her Majesty’s Chief Inspector of Education, Children’s Services and Skills.
- (10) As from the appointed day—
  - (a) the Order in Council by which such a person was appointed has effect as if it were an Order in Council under subsection (1) appointing him as Chief Inspector, and
  - (b) the terms of his appointment have effect as if determined under subsection (5).
- (11) In this section “the appointed day” means the day appointed under section 188 for the coming into force of this section.

#### **114 Her Majesty’s Inspectors of Education, Children’s Services and Skills**

- (1) Her Majesty may by Order in Council appoint persons as Her Majesty’s Inspectors of Education, Children’s Services and Skills.
- (2) In this Part a person so appointed is referred to as an “HMI”.
- (3) An HMI is to serve, in accordance with the terms of his appointment, as a member of the staff of the Office.
- (4) Those terms are to be determined by the Chief Inspector.
- (5) A person’s appointment as HMI ends when he ceases to serve as a member of the staff of the Office.
- (6) Any person who—
  - (a) is one of Her Majesty’s Inspectors of Schools in England immediately before the appointed day, and
  - (b) is then serving as member of the staff of Her Majesty’s Chief Inspector of Schools in England or of the Adult Learning Inspectorate,
 is to become, as from that day, one of Her Majesty’s Inspectors of Education, Children’s Services and Skills.
- (7) As from the appointed day—
  - (a) the Order in Council by which such a person was appointed has effect as if it were an Order in Council under subsection (1) appointing him as an HMI, and
  - (b) the terms of his appointment have effect as if determined under subsection (4).
- (8) In this section “the appointed day” means the day appointed under section 188 for the coming into force of this section.

#### **115 Further provision about Chief Inspector and other inspectors etc.**

Schedule 12 makes further provision about the Chief Inspector and persons acting on his behalf.