



Education and Inspections Act 2006

2006 CHAPTER 40

PART 1

EDUCATION FUNCTIONS OF LOCAL AUTHORITIES

3 Duty to consider parental representations

After section 14 of EA 1996 insert—

“14A Duty of [F1local authority] to consider parental representations

- (1) Where a [F1local authority] in England receive any representation from a parent of a qualifying child as to the exercise by the authority of their functions under section 14, the authority shall—
 - (a) consider the representation and what action (if any) to take in response to it, and
 - (b) within a reasonable time provide the parent with a statement setting out—
 - (i) any action which the authority propose to take in response to the representation, or
 - (ii) where the authority are of the opinion that no such action is necessary, their reasons for being of that opinion.
- (2) In subsection (1) “qualifying child”, in relation to a [F1local authority], means any child in the authority's area who is of or under compulsory school age.
- (3) Subsection (1) does not apply in relation to any representation which—
 - (a) appears to the [F1local authority] to be frivolous or vexatious, or
 - (b) is the same as, or similar to, a representation previously received by the authority from the same person.
- (4) In exercising their functions under this section, a [F1local authority] must have regard to any guidance given from time to time by the Secretary of State.”

Status: Point in time view as at 27/06/2016.

Changes to legislation: Education and Inspections Act 2006, Section 3 is up to date with all changes known to be in force on or before 26 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Textual Amendments

- F1** Words in Pts. 1-7 substituted (5.5.2010) by [The Local Education Authorities and Children's Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), art. 1, **Sch. 2 para. 14(2)**
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Commencement Information

- I1** S. 3 in force at 25.5.2007 by [S.I. 2007/935](#), **art. 7(a)**

Status:

Point in time view as at 27/06/2016.

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