



# Education Act 1996

## 1996 CHAPTER 56

### PART X

#### MISCELLANEOUS AND GENERAL

#### CHAPTER IV

##### EMPLOYMENT OF CHILDREN AND YOUNG PERSONS

#### **559 Power of local education authorities to prohibit or restrict employment of children.**

- (1) If it appears to a local education authority that a child who is a registered pupil at a [<sup>F1</sup>community, foundation], voluntary or special school is being employed in such a manner as to be prejudicial to his health, or otherwise to render him unfit to obtain the full benefit of the education provided for him, the authority may serve a notice in writing on the employer—
  - (a) prohibiting him from employing the child, or
  - (b) imposing such restrictions upon his employment of the child as appear to them to be expedient in the interests of the child.
- (2) A local education authority may serve a notice in writing on the parent or employer of a child who is a registered pupil at a [<sup>F2</sup>community, foundation], voluntary or special school requiring the parent or employer to provide the authority, within such period as may be specified in the notice, with such information as appears to the authority to be necessary for the purpose of enabling them to ascertain whether the child is being employed in such a manner as to render him unfit to obtain the full benefit of the education provided for him.
- (3) A person who—
  - (a) employs a child in contravention of any prohibition or restriction imposed under subsection (1), or
  - (b) fails to comply with the requirements of a notice served under subsection (2),

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*Status: Point in time view as at 01/09/1999. This version of this provision has been superseded.*

*Changes to legislation: Education Act 1996, Section 559 is up to date with all changes known to be in force on or before 23 June 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)*

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shall be guilty of an offence.

- (4) A person guilty of an offence under this section shall be liable on summary conviction—
- (a) to a fine not exceeding level 1 on the standard scale, or
  - (b) to imprisonment for a term not exceeding one month,
- or both.
- (5) Section 28(1) and (3) of the <sup>M1</sup>Children and Young Persons Act 1933 (powers of entry for the enforcement of the provisions of Part II of that Act as to the employment of children) shall apply with respect to the provisions of any notice served under this section as they apply with respect to the provisions of Part II of that Act.
- (6) This section shall cease to have effect on the coming into force of section 2 of the <sup>M2</sup>Employment of Children Act 1973.

#### Textual Amendments

- F1** Words in s. 559(1) substituted (1.9.1999) by 1998 c. 31, s. 140(1), **Sch. 30 para. 171(a)** (with ss. 138(9), 144(6)); S.I. 1999/2323, art. 2(1), **Sch. 1**
- F2** Words in s. 559(2) substituted (1.9.1999) by 1998 c. 31, s. 140(1), **Sch. 30 para. 171(b)** (with ss. 138(9), 144(6)); S.I. 1999/2323, art. 2(1), **Sch. 1**

#### Marginal Citations

- M1** 1933 c. 12.  
**M2** 1973 c. 24.

**Status:**

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