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*Status: Point in time view as at 01/11/1996.*

**Changes to legislation:** *School Inspections Act 1996 (repealed), Cross Heading: Introductory is up to date with all changes known to be in force on or before 16 August 2024.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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# School Inspections Act 1996 (repealed)

## 1996 CHAPTER 57

### PART I

#### SCHOOL INSPECTIONS

### CHAPTER II

#### PROCEDURE FOR INSPECTIONS UNDER CHAPTER I

#### *Introductory*

#### **11 Application of provisions of Chapter II.**

- (1) Except as is otherwise provided in section 15, sections 13 to 15, in their application to—
  - (a) inspections under section 2(2)(b), 3(1), 5(2)(b) or 6(1) by a member of the Inspectorate, or
  - (b) inspections under section 10,apply irrespective of the nature of the schools inspected.
- (2) Except as is otherwise provided in section 18, sections 16 to 19, in their application to such inspections, apply with respect to county, voluntary, maintained special, grant-maintained or grant-maintained special schools.
- (3) Sections 20 to 22, in their application to such inspections, apply with respect to schools not falling within subsection (2) above.
- (4) In this Chapter, in its application to an inspection of a school falling within subsection (2)—

“appropriate appointing authority means, in relation to any aided or special agreement school—

  - (a) the appropriate diocesan authority, if it is a Church of England school, Church in Wales school or Roman Catholic Church school, and

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- (b) in any other case, the person who appoints the foundation governors; and  
 “appropriate authority—
  - (a) in relation to any county, voluntary or maintained special school, means the school’s governing body or, if the governing body do not have a delegated budget, the local education authority, and
  - (b) in relation to a grant-maintained or grant-maintained special school, means the school’s governing body.
- (5) In this Chapter, in its application to an inspection of a school falling within subsection (3), “appropriate authority means—
  - (a) in the case of a school falling within paragraph (e), (f) or (g) of section 10(3), the proprietor of the school;
  - (b) in the case of a maintained nursery school whose governing body does not have a delegated budget, the local education authority; and
  - (c) in any other case, the school’s governing body.
- (6) In this Chapter “section 10 inspection means an inspection under section 10.

## **12 Inspections by members of the Inspectorate.**

- (1) Where an inspection of a school is required under section 10 but the Chief Inspector is satisfied that it is not reasonably practicable to secure that the school is inspected by a suitable registered inspector, he shall secure that it is inspected by a member of the Inspectorate.
- (2) Where such an inspection is conducted by a member of the Inspectorate by virtue of this section, the following provisions, namely—
  - (a) section 10(1), (2) and (5) and Schedule 3, and
  - (b) section 13(1),
 shall (unless the context otherwise requires) have effect in relation to the inspection as if the member of the Inspectorate were a registered inspector.
- (3) If the Chief Inspector so elects in the case of any inspection of a school by a member of the Inspectorate under section 2(2)(b), 3(1), 5(2)(b) or 6(1), that inspection shall be treated for the purposes of the relevant provisions—
  - (a) as if it were an inspection under section 10, and
  - (b) in the case of sections 10(1) and (2) and 13(1), as if the member of the Inspectorate were a registered inspector.
- (4) In subsection (3) “the relevant provisions means sections 10(1) and (2), 13(1) and 14 and—
  - (a) (in the case of an inspection of a school falling within section 11(2)) sections 16 to 19; and
  - (b) (in the case of an inspection of a school falling within section 11(3)) sections 20 to 22.

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