



Education Act 2005

2005 CHAPTER 18

PART 4

MISCELLANEOUS

Information

113 Information about the school workforce: introductory

- (1) Subsections (2) and (3) apply for the purposes of section 114.
- (2) “Qualifying worker” means any person who—
 - (a) is employed at, or otherwise engaged to work at, a school,
 - (b) does not fall within paragraph (a) but provides, or assists in the provision of, education under a contract of employment or for services where the other party to the contract is—
 - [^{F1}(i) a local authority, or]
 - (ii) a person exercising a function relating to the provision of education on behalf of such an authority, or
 - (c) provides education at a further education institution[^{F2}or a 16 to 19 Academy].
- (3) “Qualifying trainee” means a person (other than a qualifying worker as defined in subsection (2)) for whom training as a member of the school workforce is being provided.
- (4) In this section—
 - “contract of employment” has the meaning given by section 230(2) of the Employment Rights Act 1996 (c. 18);
 - “further education institution” means an institution which is—
 - (a) an institution (other than a school) which provides further education, or
 - (b) an institution within the further education sector;
 - “member of the school workforce” has the same meaning as in Part 3.

*Changes to legislation: There are currently no known outstanding effects
for the Education Act 2005, Section 113. (See end of Document for details)*

F3(5)

Textual Amendments

- F1** S. 113(2)(b)(i) 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. 13(5)(a)**
- F2** Words in s. 113(2)(c) inserted (1.4.2012) by [Education Act 2011 \(c. 21\)](#), s. 82(3), **Sch. 13 para. 15(3)**; [S.I. 2012/924](#), art. 2
- F3** S. 113(5) repealed (5.5.2010) by [The Local Education Authorities and Children’s Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), art. 1, Sch.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. 13(5)(b), **3 Pt. 1**

Changes to legislation:

There are currently no known outstanding effects for the Education Act 2005, Section 113.