



Education and Inspections Act 2006

2006 CHAPTER 40

PART 8

INSPECTIONS

CHAPTER 3

INSPECTION OF FURTHER EDUCATION AND TRAINING ETC.

Inspection

124 Inspection of education and training to which this Chapter applies

- (1) The Chief Inspector must conduct—
 - (a) inspections of such education or training to which this Chapter applies as may be specified by the Secretary of State, and
 - (b) inspections of such class of education or training to which this Chapter applies as may be so specified.
- (2) The inspections are to be conducted at such intervals as may be specified by the Secretary of State.
- (3) On completing an inspection under this section, the Chief Inspector must make a written report on it.
- (4) The report—
 - (a) must state whether the Chief Inspector considers the education or training inspected to be of a quality adequate to meet the reasonable needs of those receiving it, and
 - (b) may deal with such other matters as he considers relevant.
- (5) The Chief Inspector must send copies of the report to—
 - (a) the Secretary of State,

Status: Point in time view as at 31/10/2010.

Changes to legislation: Education and Inspections Act 2006, Cross Heading: Inspection 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)

- [^{F1}(b) the YPLA,]
 - [^{F1}(ba) the Chief Executive,]
 - (c) any [^{F2}local authority in England] providing funds for the education or training inspected, and
 - (d) the provider of the education or training inspected.
- (6) Copies may also be sent to such other persons as the Chief Inspector considers appropriate.
- (7) The Chief Inspector must arrange for the report to be published in such manner as he considers appropriate.

Textual Amendments

- F1** S. 124(5)(b)(ba) substituted for s. 124(5)(b) (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), **Sch. 1 para. 62** (with art. 2(3))
- F2** Words in s. 124(5)(c) 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(7)**

Commencement Information

- I1** S. 124 in force at 1.4.2007 by [S.I. 2007/935](#), **art. 5(u)**

125 Inspection of further education institutions

- (1) The Chief Inspector must inspect all institutions within the further education sector.
- (2) The inspections are to be conducted at such intervals as may be specified by the Secretary of State.
- (3) On completing an inspection under this section, the Chief Inspector must make a written report on it.
- (4) The report—
 - (a) must state whether the Chief Inspector considers the education or training inspected to be of a quality adequate to meet the reasonable needs of those receiving it, and
 - (b) may deal with such other matters as he considers relevant.
- (5) The Chief Inspector must send copies of the report to—
 - (a) the Secretary of State,
 - [^{F3}(b) the YPLA,]
 - [^{F3}(ba) the Chief Executive, and]
 - (c) the provider of the education or training inspected.
- (6) Copies may also be sent to such other persons as the Chief Inspector considers appropriate.
- (7) The Chief Inspector must arrange for the report to be published in such manner as he considers appropriate.

Status: Point in time view as at 31/10/2010.

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Textual Amendments

- F3** S. 125(5)(b)(ba) substituted for s. 125(5)(b) (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), [Sch. 1 para. 63](#) (with art. 2(3))

Commencement Information

- I2** S. 125 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(u\)](#)

126 Other inspections

- (1) The Chief Inspector may inspect any education or training to which this Chapter applies (in a case where he is not required to do so by virtue of any provision of this Chapter).
- (2) The Chief Inspector may inspect any education or training to which this Chapter does not apply if—
 - (a) it is further education (whether for persons aged 16 or over but under 19, or for persons aged 19 or over) or training for persons aged 16 or over, and
 - (b) he is requested to conduct the inspection by the provider of the education or training.
- (3) On completing an inspection under this section, the Chief Inspector may—
 - (a) make a written report on it;
 - (b) arrange for the report to be published in such manner as he considers appropriate.
- (4) If the Chief Inspector makes a report of an inspection conducted under subsection (1), he must send copies of the report to—
 - (a) the Secretary of State,
 - ^[F4](b) the YPLA,]
 - ^[F4](ba) the Chief Executive,]
 - (c) any ^[F5]local authority in England] providing funds for the education or training inspected, and
 - (d) the provider of the education or training inspected.
- (5) Copies may also be sent to such other persons as the Chief Inspector considers appropriate.
- (6) In the case of an inspection conducted under subsection (2) the Chief Inspector may charge the provider of the education or training concerned for the cost of the inspection.
- (7) For the purposes of that subsection it is immaterial whether the education or training concerned is provided in the United Kingdom or elsewhere.

Textual Amendments

- F4** S. 126(4)(b)(ba) substituted for s. 126(4)(b) (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), [Sch. 1 para. 64](#) (with art. 2(3))

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F5 Words in s. 126(4)(c) 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(7)**

Commencement Information

I3 S. 126 in force at 1.4.2007 by [S.I. 2007/935](#), **art. 5(u)**

127 Action plans

- (1) This section applies where the Chief Inspector publishes a report of an inspection conducted under section 124 or 125 or section 126(1).
- (2) The provider of the education or training which is the subject of the report must prepare a written statement of—
 - (a) the action which he proposes to take in the light of the report, and
 - (b) the period within which he proposes to take that action.
- (3) That person must—
 - (a) publish the statement within such period, and in such manner, as may be prescribed by regulations made by the Secretary of State; and
 - (b) send copies of it to such persons as may be so prescribed.
- (4) The requirements of subsection (2) may be waived by the Chief Inspector.

Commencement Information

- I4** S. 127 partly in force; s. 127 in force at 8.11.2006 in so far as it confers power to make subordinate legislation see s. 188(1)
- I5** S. 127 in force at 1.4.2007 in so far as not already in force by [S.I. 2007/935](#), **art. 5(u)**

128 Area inspections

- (1) If requested to do so by the Secretary of State, the Chief Inspector must inspect—
 - (a) the quality and availability of a specified description of education or training, in a specified area in England, for persons who are aged 15 or over but under 19;
 - (b) the standards achieved by those receiving that education or training; and
 - (c) whether the financial resources made available to those providing that education and training are managed efficiently and used in a way which provides value for money.
- (2) The Chief Inspector may conduct such an inspection without being requested to do so.
- (3) Subsection (4) applies if financial resources have been applied by—
 - ^{F6}(a) the YPLA,
 - ^{F6}(aa) the Chief Executive, or]
 - (b) a ^{F7}[local authority in England],
 in respect of education or training which is being inspected under this section.
- (4) In such a case the inspection may extend to considering whether the application of those resources in that way—

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- (a) constituted an efficient and effective use of the resources for the purpose of meeting the needs of persons within subsection (1)(a) as regards education or training of the kind in question, and
 - (b) was appropriate to secure value for money.
- (5) The education or training that may be made the subject of an inspection under this section (“an area inspection”) is—
- (a) any education or training to which this Chapter applies, or
 - (b) any other education or training within the scope of the Chief Inspector's functions.
- (6) A provider of education or training which is the subject of an area inspection must provide the Chief Inspector with any information reasonably requested by him in connection with the inspection.
- (7) Any [^{F8}local authority in England] whose area is wholly or partly within the area which is the subject of an area inspection must provide the Chief Inspector with any information reasonably requested by him in connection with the inspection.
- (8) In subsection (1)(a) the reference to persons who are aged 15 includes persons—
- (a) for whom education is being provided at a school, and
 - (b) who will attain that age in the current school year;
- and for this purpose “school” and “school year” have the same meanings as in EA 1996.

Textual Amendments

- F6** S. 128(3)(a)(aa) substituted for s. 128(3)(a) (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), [Sch. 1 para. 65](#) (with art. 2(3))
- F7** Words in s. 128(3)(b) 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\(7\)](#)
- F8** Words in s. 128(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\(7\)](#)

Commencement Information

- I6** S. 128 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(u\)](#)

129 Reports of area inspections

- (1) On completing an area inspection conducted under section 128, the Chief Inspector must make a written report on it.
- (2) The Chief Inspector must send copies of the report to—
 - (a) the Secretary of State,
 - [^{F9}(b) the YPLA,]
 - [^{F9}(ba) the Chief Executive, and]
 - (c) each [^{F10}local authority in England] whose area is wholly or partly within the area subject to the inspection.
- (3) Copies may also be sent to such other persons as the Chief Inspector considers appropriate.

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- (4) The Chief Inspector must arrange for the report to be published in such manner as he considers appropriate.

Textual Amendments

- F9** S. 129(2)(b)(ba) substituted for s. 129(2)(b) (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), **Sch. 1 para. 66** (with art. 2(3))
- F10** Words in s. 129(2)(c) 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(7)**

Commencement Information

- I7** S. 129 in force at 1.4.2007 by [S.I. 2007/935](#), **art. 5(u)**

130 Action plans following area inspections

- (1) This section applies where the Chief Inspector publishes a report of an area inspection conducted under section 128.
- (2) The Secretary of State may direct [^{F11}a relevant body] to prepare a written statement of—
- (a) the action which it proposes to take in the light of the report, and
 - (b) the period within which it proposes to take that action.
- (3) The Secretary of State may direct a [^{F12}local authority in England] whose area is wholly or partly within the area covered by the report to prepare a written statement of—
- (a) the action which they propose to take in the light of the report, and
 - (b) the period within which they propose to take that action.
- (4) In preparing a statement under subsection (2) or (3) the [^{F13}body] or the authority must consult such persons as the Secretary of State may direct.
- (5) The [^{F14}body] or the authority must—
- (a) publish the statement within such period, and in such manner, as may be prescribed by regulations made by the Secretary of State; and
 - (b) send copies of it to such persons as may be so prescribed.

[^{F15}(6) In this section “relevant body” means the YPLA or the Chief Executive.]

Textual Amendments

- F11** Words in s. 130(2) substituted (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), **Sch. 1 para. 67(a)** (with art. 2(3))
- F12** Words in s. 130(3) 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(7)**
- F13** Word in s. 130(4) substituted (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), **Sch. 1 para. 67(b)** (with art. 2(3))

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- F14** Word in s. 130(5) substituted (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), [Sch. 1 para. 67\(b\)](#) (with art. 2(3))
- F15** S. 130(6) inserted (1.4.2010) by [The Apprenticeships, Skills, Children and Learning Act 2009 \(Consequential Amendments\) \(England and Wales\) Order 2010 \(S.I. 2010/1080\)](#), art. 1(2)(a), [Sch. 1 para. 67\(c\)](#) (with art. 2(3))

Commencement Information

- 18** S. 130 partly in force; s. 130 in force at 8.11.2006 in so far as it confers power to make subordinate legislation see s. 188(1)
- 19** S. 130 in force at 1.4.2007 in so far as not already in force by [S.I. 2007/935](#), [art. 5\(u\)](#)

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