

2007 No. 464

EDUCATION, ENGLAND

EMPLOYMENT AND TRAINING, ENGLAND

**The Education and Inspections Act 2006 (Prescribed Education
and Training etc) Regulations 2007**

<i>Made</i> - - - -	<i>20th February 2007</i>
<i>Laid before Parliament</i>	<i>28th February 2007</i>
<i>Coming into force</i> - -	<i>1st April 2007</i>

The Secretary of State for Education and Skills makes the following Regulations in exercise of the powers conferred by sections 123, 127, 130 and 183(1) of the Education and Inspections Act 2006(a):

Citation and commencement

1. These Regulations may be cited as the Education and Inspections Act 2006 (Prescribed Education and Training etc) Regulations 2007 and come into force on 1st April 2007.

Interpretation

2. In these Regulations “the Act” means the Education and Inspections Act 2006.

Prescribed education and training

3.—(1) The following education and training is prescribed for the purposes of section 123(1)(h) of the Act—

- (a) LSC or HEFCE funded training of or for teachers, lecturers, trainers or other persons who will themselves provide education or training falling within section 123(1)(a) to (g) of the Act;
- (b) education or training (not falling within section 123(1)(g) of the Act) provided other than in institutions within the further education sector which is suitable to the requirements of persons aged 16 or over but under 19 and funded wholly or partly by the Council.

(2) In paragraph (1) “LSC or HEFCE funded training” means training funded wholly or partly by the Council or by the Higher Education Funding Council for England(b).

(a) 2006 c.40.

(b) established under section 62 of the Further and Higher Education Act 1992 (c.13).

Amendment of the Education (Grants etc) (Dance and Drama) (England) Regulations 2001

4.—(1) The Education (Grants etc) (Dance and Drama) (England) Regulations 2001(a) are amended as follows.

(2) For regulation 14 substitute the following—

“14. Education or training in dance or drama which is provided by a relevant institution to award students is prescribed for the purposes of section 123(1)(h) of the Education and Inspections Act 2006.”

Information, advice and guidance

5. The provision of information, advice or guidance falling within section 5(1)(i) of the Learning and Skills Act 2000(b) is to be treated as training to which Chapter 3 of the Act applies.

Publication of action plans following inspections

6.—(1) A statement which is required to be prepared under section 127(2) of the Act must be published in accordance with the following timescales.

(2) Where the Chief Inspector finds the education or training inspected to be of a quality inadequate to meet the needs of those receiving it, the statement must be published within one month from the date on which the person making the statement receives the Chief Inspector’s report.

(3) In any other case, the statement must be published within two months from the date on which the person making the statement receives the Chief Inspector’s report.

Manner of publication of action plans following inspections

7.—(1) A statement which is required to be prepared under section 127(2) of the Act must be published in the following manner.

(2) The person making the statement must make copies of the statement available on request to any person who has an interest in the education or training inspected.

(3) The person making the statement must send copies of the statement to the following—

- (a) the Chief Inspector;
- (b) the Council;
- (c) the Quality Improvement Agency(c); and
- (d) any body which the person making the statement knows to be providing public funds in respect of the education or training inspected.

Publication of action plans following area inspections

8.—(1) A statement which is required to be prepared under section 130(2) or (3) of the Act must be published in accordance with the following timescales.

(2) Where the Chief Inspector finds the education or training inspected to be inadequate, the statement must be published within one month from the date on which the person making the statement receives the Chief Inspector’s report.

(3) In any other case, the statement must be published within two months from the date on which the person making the statement receives the Chief Inspector’s report.

(a) S.I. 2001/2857, to which there are amendments not relevant to these Regulations.

(b) 2000 c.21.

(c) a company limited by guarantee (company registration number 02958922) and registered charity (charity registration number 1044145)

Manner of publication of action plans following area inspections

9.—(1) A statement which is required to be prepared under section 130(2) or (3) must be published in the following manner.

(2) The person making the statement must make copies available on request to any person who has an interest in the education or training inspected.

(3) The person making the statement must send copies of the statement to the following—

- (a) the Chief Inspector;
- (b) the Quality Improvement Agency;
- (c) any body which the person making the statement knows to be providing public funds in respect of the education or training inspected; and
- (d) each provider of the education or training inspected.

Revocation

10. The Post-16 Education and Training Inspection Regulations 2001(**a**) are revoked.

20th February 2007

Bill Rammell
Minister of State
Department for Education and Skills

(a) S.I.2001/799

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make provision for the inspection of education and training by Her Majesty's Chief Inspector of Education, Children's Services and Skills ("the Chief Inspector"). Certain education is prescribed for the purposes of section 123(1)(h) of the Education and Inspections Act 2006 ("the Act"), thereby bringing it within the remit of the Chief Inspector (regulation 3).

Regulation 4 amends the Education (Grants etc) (Dance and Drama) (England) Regulations 2001 so that education or training in dance or drama is brought within the remit of the Chief Inspector. Regulation 5 provides that information, advice and guidance funded by the Learning and Skills Council ("the Council") is to be treated as training which the Chief Inspector may inspect.

Regulations 6 and 7 set out the requirements for publication of action plans which are required to be prepared following an inspection and report by the Chief Inspector. The provider of the education or training inspected has to write a statement of the action he proposes to take in light of the Chief Inspector's report. That statement has to be published within certain time limits and copies have to be provided to prescribed bodies.

Where the Chief Inspector carries out an area inspection under section 128 of the Education and Inspections Act 2006, he may direct the Council or a local authority to prepare an action plan. Regulations 8 and 9 set out the timescales for publication of the action plan and requirements as to the manner of publication.

Regulation 10 revokes the Post-16 Education and Training Inspection Regulations 2001.

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