



Education and Inspections Act 2006

2006 CHAPTER 40

PART 8

INSPECTIONS

CHAPTER 1

THE OFFICE AND THE CHIEF INSPECTOR

The Chief Inspector and other inspectors

113 Her Majesty's Chief Inspector of Education, Children's Services and Skills

- (1) Her Majesty may by Order in Council appoint a person to the office of Her Majesty's Chief Inspector of Education, Children's Services and Skills.
- (2) In this Part the holder of that office is referred to as “the Chief Inspector”.
- (3) The Chief Inspector is to be a member of the Office (see paragraph 1 of Schedule 11).
- (4) The Chief Inspector holds and vacates office in accordance with the terms of his appointment.
- (5) Those terms are to be determined by the Secretary of State.
- (6) But the Chief Inspector—
 - (a) must not be appointed for a term of more than five years,
 - (b) may at any time resign by giving written notice to the Secretary of State, and
 - (c) may be removed from office by Her Majesty on the grounds that he is unable or unfit to carry out the duties of his office.
- (7) The previous appointment of a person as Chief Inspector does not affect his eligibility for appointment.

Changes to legislation: Education and Inspections Act 2006, Cross Heading: The Chief Inspector and other inspectors is up to date with all changes known to be in force on or before 23 April 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) View outstanding changes

- (8) The office of Her Majesty's Chief Inspector of Schools in England is abolished.
- (9) But any person holding that office immediately before the appointed day is to become, as from that day, Her Majesty's Chief Inspector of Education, Children's Services and Skills.
- (10) As from the appointed day—
 - (a) the Order in Council by which such a person was appointed has effect as if it were an Order in Council under subsection (1) appointing him as Chief Inspector, and
 - (b) the terms of his appointment have effect as if determined under subsection (5).
- (11) In this section “the appointed day” means the day appointed under section 188 for the coming into force of this section.

Commencement Information

- I1** S. 113 partly in force; s. 113 in force at 8.11.2006 in so far as it confers power to make subordinate legislation see s. 188(1)
- I2** S. 113 in force at 1.4.2007 in so far as not already in force by [S.I. 2007/935, art. 5\(s\)](#)

114 Her Majesty's Inspectors of Education, Children's Services and Skills

- (1) Her Majesty may by Order in Council appoint persons as Her Majesty's Inspectors of Education, Children's Services and Skills.
- (2) In this Part a person so appointed is referred to as an “HMI”.
- (3) An HMI is to serve, in accordance with the terms of his appointment, as a member of the staff of the Office.
- (4) Those terms are to be determined by the Chief Inspector.
- (5) A person's appointment as HMI ends when he ceases to serve as a member of the staff of the Office.
- (6) Any person who—
 - (a) is one of Her Majesty's Inspectors of Schools in England immediately before the appointed day, and
 - (b) is then serving as member of the staff of Her Majesty's Chief Inspector of Schools in England or of the Adult Learning Inspectorate,
 is to become, as from that day, one of Her Majesty's Inspectors of Education, Children's Services and Skills.
- (7) As from the appointed day—
 - (a) the Order in Council by which such a person was appointed has effect as if it were an Order in Council under subsection (1) appointing him as an HMI, and
 - (b) the terms of his appointment have effect as if determined under subsection (4).
- (8) In this section “the appointed day” means the day appointed under section 188 for the coming into force of this section.

Changes to legislation: Education and Inspections Act 2006, Cross Heading: The Chief Inspector and other inspectors is up to date with all changes known to be in force on or before 23 April 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) [View outstanding changes](#)

Commencement Information

- I3** S. 114 partly in force; s. 114 in force at 8.11.2006 in so far as it confers power to make subordinate legislation see s. 188(1)
- I4** S. 114 in force at 1.4.2007 in so far as not already in force by [S.I. 2007/935, art. 5\(s\)](#)

115 Further provision about Chief Inspector and other inspectors etc.

Schedule 12 makes further provision about the Chief Inspector and persons acting on his behalf.

Commencement Information

- I5** S. 115 in force at 1.4.2007 by [S.I. 2007/935, art. 5\(s\)](#)

Changes to legislation:

Education and Inspections Act 2006, Cross Heading: The Chief Inspector and other inspectors is up to date with all changes known to be in force on or before 23 April 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.

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing SI 2006/2990 art. 4 by [S.I. 2008/54 art. 2](#)
- specified provision(s) amendment to earlier commencing SI 2007/935 art. 7(n) by [S.I. 2007/1271 art. 4](#)
- specified provision(s) transitional provisions for earlier commencing SI 2007/935 by [S.I. 2007/1271 art. 5](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 11A inserted by [2010 c. 26 s. 7](#)
- s. 88(A1) inserted by [2015 c. 20 Sch. 16 para. 1\(2\)](#)
- s. 93A inserted by [2009 c. 22 s. 246](#)
- s. 93A(7) words inserted by [S.I. 2016/413 reg. 235](#) (This amendment comes into force on the day that section 93A of the Education and Inspections Act 2006 (c. 40) comes into force. That provision is still prospective)
- s. 162(5A)(aa) inserted by [2010 nawm 1 Sch. 1 para. 20\(a\)](#)