



Education (Schools) Act 1992

1992 CHAPTER 38

Miscellaneous

18 Interpretation

(1) In this Act—

“agreed syllabus” has the meaning given in section 114(1) of the Education Act 1944;

“appropriate authority”, in relation to any school, has the meaning given in paragraph 1 of Schedule 2;

“Chief Inspector” shall be read—

(a) in relation to any school in England, as a reference to Her Majesty’s Chief Inspector of Schools in England; and

(b) in relation to any school in Wales, as a reference to Her Majesty’s Chief Inspector of Schools in Wales;

“Chief Inspector for England” has the meaning given in section 1(1);

“Chief Inspector for Wales” has the meaning given in section 5(1);

“city technology college” and “city college for the technology of the arts” have the meanings given in section 105 of the Education Reform Act 1988;

“delegated budget” has the same meaning as in section 36 of the Education Reform Act 1988;

“denominational education” has the meaning given in section 13(2);

“inspection team” has the meaning given in paragraph 3(1) of Schedule 2;

“maintained school” means any county school, voluntary school, maintained special school, maintained nursery school or grant-maintained school;

“nursery school” has the meaning given in section 9(4) of the Education Act 1944;

“prescribed” means prescribed by regulations made by the Secretary of State; and

“registered inspector” means a person registered under section 10(1) or (2).

- (2) For the purposes of this Act any reference to a condition imposed under section 10(5) (c) includes a reference to a condition imposed under section 11(3).
- (3) Any person authorised by this Act to inspect records—
 - (a) shall be entitled at any reasonable time to have access to, and inspect and check the operation of, any computer and any associated apparatus or material which is or has been in use in connection with the records in question; and
 - (b) may require—
 - (i) the person by whom or on whose behalf the computer is or has been so used; or
 - (ii) any person having charge of, or otherwise concerned with the operation of, the computer, apparatus or material, to afford him such assistance as he may reasonably require.
- (4) This Act and the Education Act 1944 shall be construed as one.

19 Regulations and orders

- (1) In addition to any power to make an Order in Council, any power to make regulations or any other kind of order conferred by this Act shall be exercisable by statutory instrument.
- (2) Any statutory instrument containing an order or regulations made under this Act, except one made under section 21(3), shall be subject to annulment in pursuance of a resolution of either House of Parliament.
- (3) Any regulations or order made under this Act may make different provision with respect to different cases, or classes of case, (including provision for the designation by the Secretary of State, in accordance with the regulations, of particular schools or classes of school for the purposes of the application of particular provisions of the regulations in relation to such schools) and may make different provision in relation to different areas.

20 Financial provisions

- (1) There shall be paid out of money provided by Parliament—
 - (a) any expenses incurred by the Secretary of State under this Act; and
 - (b) any increase attributable to this Act in the sums payable under any other Act out of money so provided.
- (2) There shall be paid into the Consolidated Fund any sums received by the Chief Inspector under section 10(4)(b) or paragraph 4(3) or 5(3) of Schedule 2.

21 Short title, commencement, extent etc

- (1) This Act may be cited as the Education (Schools) Act 1992.
- (2) This Act shall be included among the Acts which may be cited as the Education Acts 1944 to 1992.
- (3) Subsections (1) to (6) of this section shall come into force on the passing of this Act but otherwise this Act shall come into force on such date as may be appointed by order made by the Secretary of State.

- (4) Subject to subsections (5) and (6), this Act extends to England and Wales only.
- (5) Section 17 extends to Scotland only.
- (6) Paragraphs 7 to 9 of Schedule 1 and paragraphs 2 and 3 of Schedule 4 also extend to Scotland and Northern Ireland.
- (7) The minor and consequential amendments set out in Schedule 4 shall have effect.
- (8) The repeals set out in Schedule 5 shall have effect.