



# Education and Inspections Act 2006

## 2006 CHAPTER 40

### PART 8

#### INSPECTIONS

#### CHAPTER 3

##### INSPECTION OF FURTHER EDUCATION AND TRAINING ETC.

##### *Inspection*

#### 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).

[<sup>F1</sup>(1A) The Chief Inspector must inspect an exempt institution if requested to do so by the Secretary of State.]

(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.

[<sup>F2</sup>(2A) On completing an inspection under subsection (1) or (1A) conducted in response to a request from the Secretary of State or any other person or body, the Chief Inspector must—

- (a) make a written report on the inspection;
- (b) arrange for the report to be published in such manner as the Chief Inspector considers appropriate.]

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*Changes to legislation: Education and Inspections Act 2006, Section 126 is up to date with all changes known to be in force on or before 18 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*

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- (3) On completing an inspection under this section [<sup>F3</sup>conducted in any other case], 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) [<sup>F4</sup>or (1A)], he must send copies of the report to—
- (a) the Secretary of State,
  - <sup>F5</sup>[<sup>F6</sup>(b)] .....  
<sup>F7</sup>(ba) .....
  - (c) any [<sup>F8</sup>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.
- [<sup>F9</sup>(5A) In the case of an inspection conducted under subsection (1) in response to a request from the provider of the education or training concerned, the Chief Inspector may charge the provider for the cost of the inspection.]
- (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.
- [<sup>F10</sup>(8) In this section “exempt institution” has the meaning given by section 125(1B).]

#### Textual Amendments

- F1** S. 126(1A) inserted (15.11.2011) by [Education Act 2011 \(c. 21\)](#), **ss. 42(4)**, 82(1)(d)
- F2** S. 126(2A) inserted (15.11.2011) by [Education Act 2011 \(c. 21\)](#), **ss. 42(5)**, 82(1)(d)
- F3** Words in s. 126(3) inserted (15.11.2011) by [Education Act 2011 \(c. 21\)](#), **ss. 42(6)**, 82(1)(d)
- F4** Words in s. 126(4) inserted (15.11.2011) by [Education Act 2011 \(c. 21\)](#), **ss. 42(7)**, 82(1)(d)
- F5** S. 126(4)(b) omitted (1.4.2012) by virtue of [Education Act 2011 \(c. 21\)](#), s. 82(3), **Sch. 16 para. 33**; [S.I. 2012/924](#), art. 2
- F6** 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))
- F7** S. 126(4)(ba) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), **Sch. 14 para. 54**
- F8** 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)**
- F9** S. 126(5A) inserted (1.2.2012) by [Education Act 2011 \(c. 21\)](#), **ss. 42(8)**, 82(3); [S.I. 2012/84](#), art. 3
- F10** S. 126(8) inserted (15.11.2011) by [Education Act 2011 \(c. 21\)](#), **ss. 42(9)**, 82(1)(d)

#### Commencement Information

- I1** S. 126 in force at 1.4.2007 by [S.I. 2007/935](#), **art. 5(u)**

**Changes to legislation:**

Education and Inspections Act 2006, Section 126 is up to date with all changes known to be in force on or before 18 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\(a\)](#)