



Education and Inspections Act 2006

2006 CHAPTER 40

PART 8

INSPECTIONS

CHAPTER 3

INSPECTION OF FURTHER EDUCATION AND TRAINING ETC.

Inspection

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—
 - [^{F1}(a) the [^{F2}Secretary of State],]
 - (aa) ^{F3}... or
 - (b) a [^{F4}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—

Changes to legislation: Education and Inspections Act 2006, Section 128 is up to date with all changes known to be in force on or before 14 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

- (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 ^{F5}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

- F1** 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))
- F2** Words in s. 128(3)(a) substituted (1.4.2012) by [Education Act 2011 \(c. 21\)](#), s. 82(3), [Sch. 16 para. 34](#); [S.I. 2012/924](#), art. 2
- F3** S. 128(3)(aa) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 55](#)
- F4** 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\(7\)](#)
- F5** 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\(7\)](#)

Modifications etc. (not altering text)

- C1** S. 128(3)(4) applied (9.11.2015) by [The Children Act 2004 \(Joint Area Reviews\) Regulations 2015 \(S.I. 2015/1792\)](#), reg. 1(1), [Sch. para. 2](#)
- C2** S. 128(6)(7) applied (9.11.2015) by [The Children Act 2004 \(Joint Area Reviews\) Regulations 2015 \(S.I. 2015/1792\)](#), reg. 1(1), [Sch. para. 2](#)

Commencement Information

- I1** S. 128 in force at 1.4.2007 by [S.I. 2007/935](#), [art. 5\(u\)](#)

Changes to legislation:

Education and Inspections Act 2006, Section 128 is up to date with all changes known to be in force on or before 14 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\(a\)](#)