



# Education and Inspections Act 2006

## 2006 CHAPTER 40

### PART 7

#### DISCIPLINE, BEHAVIOUR AND EXCLUSION

### CHAPTER 2

#### PARENTAL RESPONSIBILITIES AND EXCLUDED PUPILS

##### *Parenting contracts and parenting orders*

#### **99 Parenting contracts and parenting orders: further provisions**

(1) The Anti-social Behaviour Act 2003 (c. 38) is amended as follows.

(2) In section 21 (parenting orders: supplemental)—

- (a) in subsection (1)(a), after “subsection (1)” insert “ or (1A) ”,
- (b) after subsection (1) insert—

“(1A) In deciding whether to make a parenting order under section 20, a court must also take into account any failure by the parent without reasonable excuse to attend a reintegration interview under section 102 of the Education and Inspections Act 2006 (reintegration interview in case of fixed period exclusion) when requested to do so in accordance with regulations under that section.”,

- (c) omit subsection (4), and
- (d) in subsection (5), after “authorities,” insert “ governing bodies ”.

(3) After section 22 insert—

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**Changes to legislation:** *Education and Inspections Act 2006, Section 99 is up to date with all changes known to be in force on or before 28 February 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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### **“22A Parenting contracts and parenting orders: further provisions**

- (1) The appropriate person may by regulations make further provision about the exercise by [F1local authorities] and the governing bodies of relevant schools of their functions relating to—
  - (a) parenting contracts under section 19, and
  - (b) parenting orders under section 20.
- (2) The provision that may be made under subsection (1) includes—
  - (a) provision limiting the power of a [F1local authority] to enter into a parenting contract, or apply for a parenting order, in prescribed cases where—
    - (i) the school by reference to which the contract is entered into or the application is made is not in the area of the authority, or
    - (ii) the child by reference to whom the contract is entered into or the application is made does not reside in that area;
  - (b) provision as to which governing body may apply for a parenting order in cases where a pupil has been admitted to a relevant school after being permanently excluded from another;
  - (c) provision requiring one [F1local authority] or governing body to consult with another before taking any prescribed step;
  - (d) provision authorising or requiring the provision of information by one [F1local authority] or governing body to another;
  - (e) provision as to how the costs associated with parenting contracts entered into by [F1local authorities] or governing bodies of relevant schools or the costs associated with the requirements of parenting orders under section 20 (including in each case the costs of providing counselling or guidance programmes) are to be met.
- (3) In subsection (2), “prescribed” means prescribed by regulations made by the appropriate person under subsection (1).”
- (4) In section 24 (interpretation)—
  - (a) for “sections 19 to 21” substitute “ sections 19 to 22A ”, and
  - (b) after the definition of “child of compulsory school age” insert—
 

““governing body”, in relation to a relevant school which is an Academy, a city technology college or a city college for the technology of the arts, means the proprietor of the school, as defined by section 579(1) of the 1996 Act;”.

#### **Textual Amendments**

- F1** Words in Pts. 1-7 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(2)**

#### **Commencement Information**

- I1** S. 99 in force at 1.9.2007 for E. by [S.I. 2007/1801](#), **art. 3(c)** (with art. 5(2))
- I2** [S. 99](#) in force at 31.10.2010 for specified purposes for W. by [S.I. 2010/2543](#), **art. 2(h)**
- I3** [S. 99](#) in force at 5.1.2011 for W. in so far as not already in force by [S.I. 2010/2543](#), **art. 3(a)**

**Changes to legislation:**

Education and Inspections Act 2006, Section 99 is up to date with all changes known to be in force on or before 28 February 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\(a\)](#)