



Standards in Scotland's Schools etc. Act 2000

2000 asp 6

Inspections

[^{F1}10A Duty of Her Majesty's Inspectors to make reference to Scottish Ministers

- (1) This section applies where, after an inspection under section 9 of this Act, Her Majesty's Inspectors identify that an education authority require to take action to secure improvement in the way the authority exercise a function in relation to the provision of school education.
- (2) If it appears to Her Majesty's Inspectors that—
 - (a) having been given sufficient opportunity to secure improvement in the way they exercise a function identified under subsection (1) above, the education authority are failing or have failed to take satisfactory action to do so; and
 - (b) having regard to the seriousness of that failure, an enforcement direction is justified,they shall make a reference to the Scottish Ministers.
- (3) A reference under subsection (2) above shall—
 - (a) be in writing;
 - (b) specify the failure mentioned in subsection (2)(a) above; and
 - (c) include recommendations as to the action which, in the opinion of Her Majesty's Inspectors, the education authority require to take to remedy or prevent the recurrence of that failure.
- (4) Where Her Majesty's Inspectors make a reference under subsection (2) above, they shall inform the education authority of the making of that reference.]

Textual Amendments

- F1** Ss. 10A - 10C inserted (31.1.2005) by [School Education \(Ministerial Powers and Independent Schools\) \(Scotland\) Act 2004 \(asp 12\)](#), ss. 2, 9(2); S.S.I. 2005/10, art. 3(a)

Changes to legislation:

There are currently no known outstanding effects for the Standards in Scotland's Schools etc. Act 2000, Section 10A.