



# Education (Schools) Act 1992

## 1992 CHAPTER 38

An Act to make provision with respect to the inspection of schools and with respect to information about schools and their pupils. [16th March 1992]

<sup>F1</sup>Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

### Textual Amendments

- F1** Act (except ss. 16, 17, 21(5) and Sch. 4 paras. 1, 4-6) repealed (1.11.1996) by [1996 c. 57, ss. 47\(2\), 48\(2\)](#), [Sch. 7](#)

### Modifications etc. (not altering text)

- C1** Education Acts 1944 to 1992 explained (re: certain references)(6.5.1992, 30.9.1992, 1.4.1993, 1.8.1993) by [Further and Higher Education Act 1992 \(c. 13\)](#), [ss. 1\(6\), 14, 62\(6\)](#); [S.I. 1992/831](#), [art. 2](#), [Schs. 1-4](#)
- C2** Act applied (1.9.1993) by [1993 c. 35, s. 204\(2\)](#); [S.I. 1993/1975](#), [art. 7](#) (with transitional provision in [art. 8\(1\)](#))

*Her Majesty's Inspectorate for England*

*Her Majesty's Inspectorate for Wales*

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**Changes to legislation:** There are currently no known outstanding effects for the Education (Schools) Act 1992. (See end of Document for details)

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### *Inspections by registered inspectors*

### *Information about schools*

<sup>F7</sup>16 .....

#### **Textual Amendments**

**F7** [S. 16](#) repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), [Sch. 38, Pt. I](#) (with ss. 1(4), 582(3), Sch. 39, paras. 5, 6, 8,)

### **17 Information as to schools and pupils: Scotland.**

In Part II of the <sup>M1</sup> Education (Scotland) Act 1980 (rights and duties of parents and functions of education authorities in relation to individual pupils) after section 28H (appeals relating to exclusion of pupils from schools) there shall be inserted the following sections—

#### *“ Information as to schools and pupils*

#### **28I Information as to schools.**

- (1) The Secretary of State may by regulations make provision requiring—
- (a) in respect of every school for the management of which an education authority is responsible, the education authority; and
  - (b) in respect of every other school—
    - (i) where the school has a board of management, the board of management;
    - (ii) in any other case, the managers,
- to provide to him and to such persons (including education authorities) as may be prescribed such information as regards the school and pupils attending the school as may be prescribed.

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- (2) For the purposes of this section information about the continuing education of pupils leaving a school, or the employment or training taken up by such pupils on leaving, is to be treated as information about the school.
- (3) Where the Secretary of State exercises his power to make regulations under this section he shall do so with a view to making available information which is likely to—
  - (a) assist parents in choosing schools for their children;
  - (b) increase public awareness of the quality of the education provided by the schools concerned and the educational standards achieved in those schools; or
  - (c) assist in assessing the degree of efficiency with which the financial resources of those schools are managed.
- (4) Information which is required by virtue of regulations made under this section shall be provided—
  - (a) in such form and manner; and
  - (b) on such occasions,as may be prescribed.
- (5) No information provided in accordance with regulations made under this section shall name any pupil to whom it relates.
- (6) The Secretary of State may—
  - (a) publish information provided in accordance with regulations made under this section in such form and manner as he considers appropriate;
  - (b) require an education authority to publish such information at such times and in such form and manner as he may specify for the purposes of this section; or
  - (c) make arrangements for such information to be published in such form and manner, and by such persons, as he may specify for the purposes of this section.
- (7) The powers given to the Secretary of State by this section and section 28J of this Act may be exercised so as to make different provision in relation to different areas.
- (8) This section and sections 28J and 28K of this Act are not to be taken as restricting, or otherwise affecting, any other powers that the Secretary of State may have to make regulations with respect to, or otherwise require, the provision of information by any person.
- (9) Regulations made under this section and sections 28J and 28K of this Act may make different provision for different cases or classes of case.
- (10) This section does not apply to nursery schools.

### **28J Requirement to provide information as to school education.**

- (1) The Secretary of State may make regulations requiring education authorities, boards of management and managers of grant-aided schools to provide to prescribed persons such information or documents or categories of information or documents relating to school education as may be prescribed.

*Changes to legislation:* There are currently no known outstanding effects for the Education (Schools) Act 1992. (See end of Document for details)

- (2) Information or documents provided in pursuance of regulations made under subsection (1) above shall be provided—
  - (a) in such form and manner; and
  - (b) on such occasions,as may be prescribed.

**28K Information as to pupils.**

- (1) The Secretary of State may by regulations make provision requiring that such information and reports as may be prescribed as regards pupils attending schools to which this section applies shall be supplied to the parents of such pupils at such times and in such form and manner as may be determined by or in accordance with the regulations.
- (2) This section applies to any school which is not a grant-aided school, an independent school or a nursery school.
- (3) Regulations made under this section may contain provision as to—
  - (a) the means of involvement of parents in consideration of such reports; and
  - (b) the extent to which any information relating to general standards of performance in examinations or other forms of assessment of any group of pupils shall be supplied to parents of other pupils.”

**Marginal Citations**

M1 1980 c.44

*Miscellaneous*

**21 Short title, commencement, extent etc.**

- <sup>F8</sup>(1) .....
- <sup>F8</sup>(2) .....
- <sup>F8</sup>(3) .....
- <sup>F8</sup>(4) .....
- (5) Section 17 extends to Scotland only.
- <sup>F8</sup>(6) .....
- <sup>F8</sup>(7) .....
- <sup>F8</sup>(8) .....

*Changes to legislation: There are currently no known outstanding effects for the Education (Schools) Act 1992. (See end of Document for details)*

Textual Amendments

**F8** S. 21 except s. 21(5) repealed (1.11.1996) by 1996 c. 57, ss. 47(2), 48(2), **Sch. 7**

Commencement Information

**I18** S. 21 partly in force; s. 21(1)–(6) in force at Royal Assent see s. 21(3); s. 21(7)(8) in force for specified purposes: at 16.5.1992 and 31.8.1992 by S.I. 1992/1157, art. 2, **Sch.**; at 1.5.1993 by S.I. 1993/1190, **art. 3**; at 12.6.1993 by S.I. 1993/1491, **art. 3(1)**; at 1.9.1993 and 1.9.1994 by S.I. 1993/1491, **art. 3(2)**

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SCHEDULES

SCHEDULE 1 Sections 1(6) and 5(6).

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SCHEDULE 2 Sections 9(7) and 13(9).

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SCHEDULE 3 Section 12(5).

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<sup>F33</sup>SCHEDULE 4 Section 21(7).

MINOR AND CONSEQUENTIAL AMENDMENTS

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**Textual Amendments**

**F33** Sch. 4 (except paras. 1, 4-6) repealed (1.11.1996) by 1996 c. 57, ss. 47(2), 48(2), Sch.7

*The Education Act 1944 (c. 31)*

<sup>F34</sup><sub>1</sub> .....

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**Textual Amendments**

**F34** Sch. 4 para. 1 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2),Sch. 38, Pt. I, (with s. 1(4), 582(3), Sch. 39 paras. 5, 6, 8, 30, 36, 39)

*The Tribunals and Inquiries Act 1971 (c. 62)*

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3 .....

*The Education Act 1980 (c. 20)*

<sup>F37</sup><sub>4</sub> .....

Changes to legislation: There are currently no known outstanding effects for the Education (Schools) Act 1992. (See end of Document for details)

Textual Amendments

F37 Sch. 4 para. 4 repealed (1.11.1996) by 1996 c. 56, ss. 582(2), 583(2), Sch. 38, Pt. I, Sch. 39 (with s. 1(4), 582(3), Sch. 39 paras. 5, 6, 8, 30, 36, 39)

The Education (No. 2) Act 1986 (c. 61)

F385 .....

Textual Amendments

F38 Sch. 4 para. 5 repealed (1.11.1996) by 1996 c. 56, ss. 582(2)(3), 583(2), Sch. 38, Pt. I, Sch. 39 (with s. 1(4), 582(3)Sch. 39, para. 5, 6, 8, 30, 36, 39)

The Education Reform Act 1988 (c. 40)

F396 .....

Textual Amendments

F39 Sch. 4 para. 6 repealed (1.11.1996) by 1996 c. 56 ss. 582(2)(3), 583(2), Sch. 38, Pt. I, Sch. 39 (with s. 1(4), 582(3), Sch. 39 para. 5, 6, 8, 30, 36, 39)

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**Changes to legislation:**

There are currently no known outstanding effects for the Education (Schools) Act 1992.