



Education Act 2005

2005 CHAPTER 18

PART 1

SCHOOL INSPECTIONS AND OTHER INSPECTIONS BY SCHOOL INSPECTORS

CHAPTER 6

OTHER INSPECTIONS: ENGLAND AND WALES

Inspection of careers services in Wales

55 Inspection of careers services in Wales

- (1) This section applies to relevant services provided in Wales in pursuance of arrangements made or directions given by the Assembly under section 10 of the Employment and Training Act 1973 (c. 50).
- (2) The Chief Inspector has the general duty of keeping the Assembly informed about the quality of the relevant services provided in Wales in accordance with such arrangements or directions.
- (3) In subsections (4) to (7) “a service provider” means a person who provides, or arranges for the provision of, relevant services in accordance with such arrangements or directions.
- (4) The Chief Inspector must inspect any service provider under this section at prescribed intervals.
- (5) When asked to do so by the Assembly, the Chief Inspector must—
 - (a) give advice to the Assembly on such matters relating to the provision of relevant services in Wales in pursuance of such arrangements or directions as may be specified in the Assembly's request, or
 - (b) inspect any service provider under this section.

Changes to legislation: There are currently no known outstanding effects for the Education Act 2005, Cross Heading: Inspection of careers services in Wales. (See end of Document for details)

- (6) The Chief Inspector may at any time—
 - (a) give advice to the Assembly relating to the provision of relevant services in Wales in pursuance of such arrangements or directions, or
 - (b) inspect any service provider under this section.
- (7) An inspection of any service provider under this section is to consist of a review of the way in which he is discharging his responsibilities under or by virtue of the arrangements or directions in question, having regard to any guidance given by the Assembly with respect to the provision of relevant services.
- (8) In this section and sections 56 and 57—
 - “the Chief Inspector” means Her Majesty's Chief Inspector for Education and Training in Wales;
 - “prescribed” means prescribed by regulations;
 - “regulations” means regulations made by the Assembly;
 - “relevant services” has the same meaning as in sections 8 and 9 of the Employment and Training Act 1973 (provision of careers services).

56 Inspection of services related to careers services in Wales

- (1) This section applies if a person (“a relevant provider”) who provides a relevant service to which section 55 applies also provides in Wales education, training or an advisory service—
 - (a) in pursuance of arrangements made by the Assembly under section 2 of the Employment and Training Act 1973 (c. 50), or
 - (b) with the assistance of a grant or loan made under section 12(1) of the Industrial Development Act 1982 (c. 52).
- (2) The Chief Inspector has the general duty of keeping the Assembly informed about the quality of any education, training or advisory services falling within subsection (1) provided by relevant providers in Wales.
- (3) The Chief Inspector must inspect any relevant provider under this section at prescribed intervals.
- (4) When asked to do so by the Assembly, the Chief Inspector must—
 - (a) give advice to the Assembly on such matters relating to the provision of education, training or advisory services falling within subsection (1) by relevant providers, or
 - (b) inspect any relevant provider under this section.
- (5) The Chief Inspector may at any time—
 - (a) give advice to the Assembly relating to the provision of education, training or advisory services falling within subsection (1) by relevant providers, or
 - (b) inspect any relevant provider under this section.
- (6) An inspection of any relevant provider under this section is to consist of a review of the way in which he is providing the education, training or advisory service falling within subsection (1)(a) or (b).

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57 Inspections under sections 55 and 56: further provisions

- (1) This section applies to any inspection under section 55 or 56.
- (2) The inspection must be conducted by one or more of the following—
 - (a) any of Her Majesty's Inspectors of Education and Training in Wales, or
 - (b) any additional inspector authorised under paragraph 2 of Schedule 2;but such an inspector or inspectors may be assisted by such other persons (whether or not members of the Chief Inspector's staff) as the Chief Inspector thinks fit.
- (3) In conducting the inspection, the inspector or inspectors must act in accordance with any instructions or guidelines given from time to time by the Assembly.
- (4) The inspector conducting the inspection, and any person assisting him by virtue of subsection (2), have at all reasonable times—
 - (a) a right of entry to any premises where the relevant services, or as the case requires the education, training or advisory services falling within section 56(1), are provided, and
 - (b) a right to inspect, and take copies of, any records or other documents kept by the person being inspected, which he requires for the purposes of the inspection.
- (5) It is an offence intentionally to obstruct—
 - (a) the inspector conducting the inspection, or
 - (b) any person assisting him by virtue of subsection (2),in the exercise of his functions in relation to the inspection.
- (6) A person guilty of an offence under subsection (5) is liable on summary conviction to a fine not exceeding level 4 on the standard scale.
- (7) Where the inspection has been completed, the Chief Inspector must—
 - (a) prepare a written report on the inspection within a prescribed period,
 - (b) send a copy of the report to—
 - (i) the person inspected,
 - (ii) the Assembly,
 - (iii) any prescribed person, and
 - (iv) any other person whom he considers appropriate, and
 - (c) publish the report in the prescribed manner or, if none is prescribed, in such manner as the Chief Inspector considers appropriate.
- (8) Subsections (3) and (4) of section 29 (which relate to defamation) apply to the publication of a report under this section as they apply to the publication of a report under either of the provisions mentioned in subsection (2) of that section.
- (9) Regulations may require the person inspected to prepare a written statement in response to the report of the inspection.
- (10) Regulations under subsection (9) may—
 - (a) prescribe the matters to be dealt with in the statement,
 - (b) prescribe the period within which it must be prepared, and
 - (c) require the person who prepared it to send copies of the statement to prescribed persons and to publish it in the prescribed manner.

Changes to legislation:

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