

Record of officer decision

Decision title:	Decision to Prosecute A Parent For Failing to Comply with a School Attendance Order
Date of decision:	26/07/2019
Decision maker:	Acting Assistant Directorate for Regulatory, Environment and Waste Services
Authority for delegated decision:	Economy and Place Scheme of Delegation – Item 64
Ward:	Tupsley
Consultation:	Legal Services: In accordance with S222 of the Local Government Act 1972 we consider a prosecution is both appropriate and reasonable in this matter for the promotion or protection of the interests of the people of the County of Herefordshire which is also in accordance with the Herefordshire Council's Enforcement and Prosecution Policy.
Decision made:	To prosecute one defendant for failing to comply with a school attendance order contrary to the Education act 1996 section 443(1)
Reasons for decision:	The defendant failed to complete the school transfer forms before the cutoff date in October 2017 for her child to go to a high school of her choice in the 18/19 school term and was allocated a place at a school where the defendant did not want her child going there. She appealed the decision but was not upheld on appeal. Defendant advised would be home schooling but when requested did not provide evidence of the child receiving an appropriate education. In January a school attendance order was issued to either enroll at the school on order or provide evidence of education. The defendant has not registered with the school nor provided evidence.
Highlight any associated risks/finance/legal/equality considerations:	None
Details of any alternative options considered and rejected:	None
Details of any declarations of interest made:	None

Signed:

Date: 26/07/2019