

PROSECUTION

A case will be referred for a PACE interview where either:

- bringing a prosecution is justified in the circumstances; or
- an alternative to prosecution is appropriate in the circumstances, but you have refused the alternative.

Please note:

The information in this leaflet is intended to provide general outline guidance only about why the Council is asking you to attend an Interview under Caution and the possible actions that may arise. It is

not intended, and should not be regarded, as complete and authoritative statement of law or your rights. If you do not understand any of the contents of this leaflet, you may wish to seek independent advice.

For further information contact:

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THE EDUCATION WELFARE SERVICE

THE POLICE AND CRIMINAL EVIDENCE (PACE) INTERVIEW.

(interview under caution)

**Request to attend an Interview
under Caution –**

What it means.

INTRODUCTION

Calderdale Metropolitan Borough council is committed to ensuring that every child living in the Borough receives their full entitlement to education. A parent/carer is invited to attend an Interview Under Caution when we have reasonable grounds for suspecting that an offence relating to The Education Act of 1996 section 444, in that you, the parent/carer, did fail to ensure that your child/ren attend regularly at school, and or section 444(1A), in that you the parent/carer, did fail to ensure that your child/ren attend regularly at school, and that you, the parent/carer, knew and failed to cause them to do so.

WHAT HAPPENS AT THE INTERVIEW?

An Interview under Caution is part of the investigation process. The purpose of the interview is to obtain information relating to the suspected offence, including any explanations or reasons you may wish to give. We will conduct the interview with an “open mind” to establish if there is any evidence to support our suspicion.

The interview will be recorded and it will be conducted in accordance with the Police and Criminal Evidence Act 1984 Code of Practice. You may inspect the Code at our offices or at any police station.

WHAT HAPPENS AFTER THE INTERVIEW?

We will consider the information gained from the interview, together with any associated evidence, to decide what further action will be taken.

NO FURTHER ACTION

If, following the interview we are satisfied that no offence has been committed, we will notify you that the investigation has ended.