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9 February 2018

Meg Hillier MP
Chair Public Accounts Committee
Public Accounts Committee
House of Commons
London
SW1A 0AA

Amanda Spielman
Her Majesty's Chief Inspector

Dear Meg

Thank you for your letter of 2nd February 2018 regarding the injunction secured by Learndirect Ltd through judicial review.

As mentioned in our previous correspondence, there was an inadvertent breach of the injunction very shortly after it was made. Following that event Ofsted took every precaution to ensure that no further breach would occur.

We took legal advice from counsel on the scope and impact of the injunction by telephone on or about 14th July 2017.

We did not challenge the scope of the injunction as we expected an expedited full hearing of the judicial review application.

We did, however, provide the Department for Education with a redacted version of the injunction, and made clear that we would support the DfE in any application it wished to make to the court for disclosure of information.

As a result of our understanding of the scope of the injunction, I was unable to discuss the Learndirect claim or its implications whilst the injunction was in force at my meetings with the DfE Permanent Secretary, Jonathan Slater and with the then Secretary of State, Justine Greening MP.

I hope you find the information helpful.

Yours sincerely

Amanda Spielman

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Her Majesty's Chief Inspector