



# Education Act 1997

## 1997 CHAPTER 44

### PART II

#### SCHOOL DISCIPLINE

##### *LEA plans*

#### 9 LEA plans relating to children with behavioural difficulties

After section 527 of the Education Act 1996 there shall be inserted—

*“Plans relating to children with behavioural difficulties*

##### **527A Duty of LEA to prepare plan relating to children with behavioural difficulties**

- (1) Every local education authority shall prepare, and from time to time review, a statement setting out the arrangements made or proposed to be made by the authority in connection with the education of children with behavioural difficulties.
- (2) The arrangements to be covered by the statement include in particular—
  - (a) the arrangements made or to be made by the authority for the provision of advice and resources to relevant schools, and other arrangements made or to be made by them, with a view to—
    - (i) meeting requests by such schools for support and assistance in connection with the promotion of good behaviour and discipline on the part of their pupils, and
    - (ii) assisting such schools to deal with general behavioural problems and the behavioural difficulties of individual pupils;
  - (b) the arrangements made or to be made by the authority in pursuance of section 19(1) (exceptional provision of education for children not receiving education by reason of being excluded or otherwise); and

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*Status: This is the original version (as it was originally enacted).*

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- (c) any other arrangements made or to be made by them for assisting children with behavioural difficulties to find places at suitable schools.
- (3) The statement shall also deal with the interaction between the arrangements referred to in subsection (2) and those made by the authority in relation to pupils with behavioural difficulties who have special educational needs.
- (4) In the course of preparing the statement required by this section or any revision of it the authority shall carry out such consultation as may be prescribed.
- (5) The authority shall—
  - (a) publish the statement in such manner and by such date, and
  - (b) publish revised statements in such manner and at such intervals, as may be prescribed, and shall provide such persons as may be prescribed with copies of the statement or any revised statement.
- (6) In discharging their functions under this section a local education authority shall have regard to any guidance given from time to time by the Secretary of State.
- (7) In this section “relevant school”, in relation to a local education authority, means—
  - (a) a school maintained by the authority (whether situated in their area or not), or
  - (b) a grant-maintained or grant-maintained special school situated in their area.”