

SCHEDULES

SCHEDULE 1

AMENDMENT TO STATEMENT OF SPECIAL EDUCATIONAL NEEDS

PART 1

PROCEDURE FOR MAKING AMENDMENT TO STATEMENT OF SPECIAL EDUCATIONAL NEEDS

3 For paragraph 2 substitute—

- “2 (1) Before making a statement, a local education authority shall serve on the parent of the child concerned a copy of the proposed statement.
- (2) But that is subject to sub-paragraphs (3) and (4).
- (3) The copy of the proposed statement shall not specify any prescribed matter.
- (4) The copy of the proposed statement shall not specify any matter in pursuance of section 324(4).
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Amendments to a statement

- 2A (1) A local education authority shall not amend a statement except—
- in compliance with an order of the Tribunal,
 - as directed by the Secretary of State under section 442(4), or
 - in accordance with the procedure laid down in this Schedule.
- (2) If, following a re-assessment review, a local education authority propose to amend a statement, they shall serve on the parent of the child concerned a copy of the proposed amended statement.
- (3) Sub-paragraphs (3) and (4) of paragraph 2 apply to a copy of a proposed amended statement served under sub-paragraph (2) as they apply to a copy of a proposed statement served under paragraph 2(1).
- (4) If, following a periodic review, a local education authority propose to amend a statement, they shall serve on the parent of the child concerned—
- a copy of the existing statement, and
 - an amendment notice.
- (5) If, at any other time, a local education authority propose to amend a statement, they shall proceed as if the proposed amendment were an amendment proposed after a periodic review.
- (6) An amendment notice is a notice in writing giving details of the amendments to the statement proposed by the authority.

Status: This is the original version (as it was originally enacted).

Provision of additional information

- 2B (1) Sub-paragraph (2) applies when a local education authority serve on a parent—
- (a) a copy of a proposed statement under paragraph 2,
 - (b) a copy of a proposed amended statement under paragraph 2A, or
 - (c) an amendment notice under paragraph 2A.
- (2) The local education authority shall also serve on the parent a written notice explaining (to the extent that they are applicable)—
- (a) the arrangements under paragraph 3,
 - (b) the effect of paragraph 4, and
 - (c) the right to appeal under section 326.
- (3) A notice under sub-paragraph (2) must contain such other information as may be prescribed.”