



Children and Families Act 2014

2014 CHAPTER 6

PART 3

CHILDREN AND YOUNG PEOPLE IN ENGLAND WITH SPECIAL EDUCATIONAL NEEDS OR DISABILITIES

Identifying children and young people with special educational needs and disabilities

22 Identifying children and young people with special educational needs and disabilities

A local authority in England must exercise its functions with a view to securing that it identifies—

- (a) all the children and young people in its area who have or may have special educational needs, and
- (b) all the children and young people in its area who have a disability.

Commencement Information

- II** [S. 22](#) in force at 1.9.2014 by [S.I. 2014/889](#), [art. 7\(a\)](#) (with savings and transitional provisions in [S.I. 2014/2270](#) (as amended (1.4.2015) by [S.I. 2015/505](#) and (1.9.2015) by [S.I. 2015/1619](#)))

23 Duty of health bodies to bring certain children to local authority's attention

- (1) This section applies where, in the course of exercising functions in relation to a child who is under compulsory school age, [^{F1}an integrated care board], NHS trust or NHS foundation trust form the opinion that the child has (or probably has) special educational needs or a disability.
- (2) The [^{F2}board] or trust must—
 - (a) inform the child's parent of their opinion and of their duty under subsection (3), and

Changes to legislation: There are currently no known outstanding effects for the Children and Families Act 2014, Cross Heading: Identifying children and young people with special educational needs and disabilities. (See end of Document for details)

- (b) give the child's parent an opportunity to discuss their opinion with an officer of the [F2board] or trust.
- (3) The [F2board] or trust must then bring their opinion to the attention of the appropriate local authority in England.
- (4) If the [F2board] or trust think a particular voluntary organisation is likely to be able to give the parent advice or assistance in connection with any special educational needs or disability the child may have, they must inform the parent of that.

Textual Amendments

- F1** Words in s. 23(1) substituted (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), s. 186(6), [Sch. 4 para. 200\(2\)](#); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)
- F2** Word in s. 23(2)-(4) substituted (1.7.2022) by [Health and Care Act 2022 \(c. 31\)](#), s. 186(6), [Sch. 4 para. 200\(3\)](#); S.I. 2022/734, reg. 2(a), Sch. (with regs. 13, 29, 30)

Commencement Information

- I2** [S. 23](#) in force at 1.9.2014 by [S.I. 2014/889](#), [art. 7\(a\)](#) (with savings and transitional provisions in [S.I. 2014/2270](#) (as amended (1.4.2015) by [S.I. 2015/505](#) and (1.9.2015) by [S.I. 2015/1619](#)))

Changes to legislation:

There are currently no known outstanding effects for the Children and Families Act 2014, Cross Heading: Identifying children and young people with special educational needs and disabilities.