

## SCHEDULES

### SCHEDULE 3

#### SPECIAL EDUCATIONAL NEEDS: CONSEQUENTIAL AMENDMENTS

#### PART 2

##### AMENDMENTS TO OTHER ACTS

##### *Disabled Persons (Services, Consultation and Representation) Act 1986 (c. 33)*

- 64 (1) In the Disabled Persons (Services, Consultation and Representation) Act 1986, section 5 (disabled persons leaving special education) is amended as follows.
- (2) In subsection (1)—
- (a) in paragraph (a) after “needs” insert “, or have maintained an EHC plan under section 37 of the Children and Families Act 2014,”, and
  - (b) in paragraph (b) after “statement” (in both places) insert “or plan”.
- (3) In subsection (2)—
- (a) in paragraph (a) after “statement” insert “, or secure the preparation of an EHC plan,”,
  - (b) in paragraph (b) after “statement” insert “or plan”, and
  - (c) after “making the statement” insert “, securing the preparation of the plan”.
- (4) After subsection (8) insert—
- “(8A) Regulations under section 47 of the Children and Families Act 2014 (transfer of EHC plans) may make such provision as appears to the Secretary of State to be necessary or expedient in connection with subsections (1) to (7) of this section.”
- (5) In subsection (9), in paragraph (a) of the definition of “the responsible authority”, after “1996” insert “or (as the case may be) Part 3 of the Children and Families Act 2014”.