

SCHEDULES

SCHEDULE 1

Article 15.

MAKING OF ASSESSMENTS UNDER ARTICLE 15

Introductory

1. In this Schedule, “assessment” means an assessment of a child’s educational needs under Article 15.

Medical and other advice

2.—(1) Regulations shall make provision as to the advice which a board is to seek in making assessments.

(2) Without prejudice to the generality of sub-paragraph (1), the regulations shall, except in such circumstances as may be prescribed, require the board to seek medical, psychological and educational advice and such other advice as may be prescribed.

Manner, and timing, of assessments, etc.

3.—(1) Regulations may make provision—

- (a) as to the manner in which assessments are to be conducted,
- (b) requiring the board, where, after conducting an assessment in respect of a child for whom a statement is maintained under Article 16, it determines not to amend the statement, to serve on the parent of the child notice giving the prescribed information, and
- (c) in connection with such other matters relating to the making of assessments as the Department considers appropriate.

(2) Sub-paragraph (1)(b) does not apply to a determination made following the service of notice under paragraph 10 of Schedule 2 of a proposal to amend the statement.

(3) Regulations may provide that, where a board is under a duty to make an assessment, the duty must, subject to prescribed exceptions, be performed within the prescribed period.

(4) Such provision shall not relieve the board of the duty to make an assessment which has not been performed within that period.

Attendance at examinations

4.—(1) Where a board proposes to make an assessment, it may serve a notice on the parent of the child concerned requiring the child’s attendance for examination in accordance with the provisions of the notice.

(2) The parent of a child examined under this paragraph may be present at the examination if he so desires.

(3) A notice under this paragraph shall—

Status: This is the original version (as it was originally made).

- (a) state the purpose of the examination,
- (b) state the time and place at which the examination will be held,
- (c) name an officer of the board from whom further information may be obtained,
- (d) inform the parent that he may submit such information to the board as he may wish, and
- (e) inform the parent of his right to be present at the examination.

Offence

5.—(1) Any parent who fails without reasonable excuse to comply with any requirements of a notice served on him under paragraph 4 commits an offence if the notice relates to a child who is not over compulsory school age at the time stated in it as the time for holding the examination.

(2) A person guilty of an offence under this paragraph is liable on summary conviction to a fine not exceeding level 2 on the standard scale.