



Children and Families Act 2014

2014 CHAPTER 6

PART 3

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

Education, health and care plans

42 Duty to secure special educational provision and health care provision in accordance with EHC Plan

- (1) This section applies where a local authority maintains an EHC plan for a child or young person.
- (2) The local authority must secure the specified special educational provision for the child or young person.
- (3) If the plan specifies health care provision, the responsible commissioning body must arrange the specified health care provision for the child or young person.
- (4) “The responsible commissioning body”, in relation to any specified health care provision, means the body (or each body) that is under a duty to arrange health care provision of that kind in respect of the child or young person.
- (5) Subsections (2) and (3) do not apply if the child's parent or the young person has made suitable alternative arrangements.
- (6) “Specified”, in relation to an EHC plan, means specified in the plan.

Modifications etc. (not altering text)

- C1** S. 42(5) modified (1.9.2014) by [The Special Educational Needs and Disability Regulations 2014 \(S.I. 2014/1530\)](#), regs. 1, 64(1)(b), 64(2), **Sch. 3 Pt. 2**

Changes to legislation: There are currently no known outstanding effects for the Children and Families Act 2014, Section 42. (See end of Document for details)

Commencement Information

- II** S. 42 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, Section 42.