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## STATUTORY INSTRUMENTS

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# 2014 No. 1530

## The Special Educational Needs and Disability Regulations 2014

### PART 2

#### Children and young people with special educational needs

##### *Miscellaneous provisions*

#### **Academic year**

**46.**—(1) For the purposes of section 46 of the Act, an academic year is the period of twelve months which ends—

- (a) in relation to a young person attending an institution within the further education sector on 31<sup>st</sup> July;
- (b) in relation to a young person receiving apprenticeship training, on the date that that apprenticeship training finishes, or on the day before the young person attains the age of 26 if earlier;
- (c) in all other cases, on the day that the young person's course of education or training is scheduled to end, or on the day before the young person attains the age of 26 if earlier.

(2) In this regulation ‘apprenticeship training’ has the same meaning as in section 83(5) of the Apprenticeships, Skills, Children and Learning Act 2009 <sup>M1</sup>.

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#### **Marginal Citations**

**M1** [2009 c.22](#)

#### **Disclosure of EHC plans in relation to higher education**

**47.** When a young person is intending to undertake a course of higher education, the local authority must disclose a copy of that young person's EHC plan to—

- (a) any person in connection with the young person's application for a disabled student's allowance in accordance with chapter 3 of part 5 of the Education (Student Support) Regulations 2011 <sup>M2</sup>; and
- (b) the principal (or equivalent position) of the institution at which it has been confirmed that the young person has a place to undertake a course of higher education,

within 15 working days of being asked to do so by the young person.

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#### **Marginal Citations**

**M2** [S.I.2011/1986](#)

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**Changes to legislation:** The Special Educational Needs and Disability Regulations 2014, Cross Heading: Miscellaneous provisions is up to date with all changes known to be in force on or before 26 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

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### **Remaining in a special school or special post-16 institution without an EHC plan**

**48.**—(1) Where a child or young person has been admitted to a special school or special post-16 institution for the purposes of an EHC needs assessment, he or she may remain at that school or post-16 institution—

- (a) for a period of ten school or institution days after the local authority serves a notice under section 36(9) of the Act informing the child's parent or the young person that it does not propose to make an EHC plan; or
- (b) until an EHC plan is finalised.

(2) In this regulation “school or institution day” means a day on which the school or post-16 institution is open to admit students.

**Changes to legislation:**

The Special Educational Needs and Disability Regulations 2014, Cross Heading: Miscellaneous provisions is up to date with all changes known to be in force on or before 26 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. A1 inserted by [S.I. 2024/535 Sch.](#)
- reg. 49(7)-(9) inserted by [S.I. 2024/535 reg. 2\(2\)\(c\)](#)