

## Bath & North East Somerset Council

MEETING/ DECISION MAKER:	Early Years, Children & Youth Policy Development & Scrutiny Panel	
MEETING/ DECISION DATE:	25 <sup>th</sup> November 2013	EXECUTIVE FORWARD PLAN REFERENCE:
TITLE:	Special Educational Needs & Disability (SEND) reform	
WARD:	All	
<b>AN OPEN PUBLIC ITEM</b>		
<b>List of attachments to this report:</b> Implications of SEND reform for PDS.		

### 1 THE ISSUE

- 1.1 A briefing on SEND reform and its implications for Bath and North East Somerset. The report sets out the new requirements, outlines work underway and some of the issues and implications. This paper does not make firm proposals for changes to the way services are organised or funded at this stage.

### 2 RECOMMENDATION

- 2.1 Members are invited to note the issues and consider the implications of SEND reform for Bath & North East Somerset.

### 3 RESOURCE IMPLICATIONS (FINANCE, PROPERTY, PEOPLE)

- 3.1 A one-off grant of £75,000 has been provided to each local authority to support the implementation of SEND reform. Work is being done to establish the cost of the implementation project in B&NES which is not yet complete.
- 3.2 The reform risks creating capacity and resource pressures. Some key possible risks are identified in the report. Further work will be needed on the resource implications of this new legal framework and ways of mitigating these through integration of processes and/or services.

### 4 STATUTORY CONSIDERATIONS AND BASIS FOR PROPOSAL

- 4.1 SEND reform will change the statutory basis for support to children and young people up to age 25 with special educational needs. The Children & Families Bill 2013 together with draft regulations and statutory guidance (draft code of practice for SEN) will create

new statutory duties for the local authority, the clinical commissioning group, early years settings, schools, colleges and other providers.

- 4.2 There are existing statutory duties to children and young people with SEN and disabilities which are unchanged, in particular those set out in the Children Act 1989 and Equality Act 2010.

## 5 THE REPORT

- 5.1 The attached paper outlines the key requirements of SEND reform, the work planned in B&NES and key issues and implications.

## 6 RATIONALE

- 6.1 To brief elected Members on SEND reform and its implications.

## 7 OTHER OPTIONS CONSIDERED

- 7.1 None

## 8 CONSULTATION

- 8.1 The attached paper has been shared with Richard Morgan as nominated report clearance officer.

## 9 RISK MANAGEMENT

- 9.1 A risk assessment related to the issue and recommendations has been undertaken, in compliance with the Council's decision making risk management guidance.

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<b>Background papers</b>	<i><a href="http://www.bathnes.gov.uk/SENDreform">www.bathnes.gov.uk/SENDreform</a> provides links to relevant background information</i> <i><a href="https://www.facebook.com/SENDreform">www.facebook.com/SENDreform</a> provides a forum to promote engagement in SEND reform in B&amp;NES</i> <i><a href="https://www.education.gov.uk/consultations/index.cfm?action=consultationDetails&amp;consultationId=1914&amp;external=no&amp;menu=1">https://www.education.gov.uk/consultations/index.cfm?action=consultationDetails&amp;consultationId=1914&amp;external=no&amp;menu=1</a> links to the draft code of practice for SEN on the DfE website</i>
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