

Bath & North East Somerset Council	
MEETING:	Health and Wellbeing Board
MEETING DATE:	29 th January 2014
TITLE:	Implications of Special Educational Needs & Disability reform
WARD:	All
AN OPEN PUBLIC ITEM	
List of attachments to this report:	
Implications of SEND reform for Health & Wellbeing Board	

1 THE ISSUE

- 1.1 A briefing on Special Educational Needs & Disability (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

The Board is invited to

- 2.1 note the issues and consider the implications of SEND reform for Bath & North East Somerset.
- 2.2 agree to work with the SEND reform project manager to ensure B&NES Council and Clinical Commissioning Group meet their statutory duties in respect of SEND reform including the identification of designated officers for education, health and social care and establishment of suitable strategic governance arrangements by September 2014.
- 2.3 agree to take a lead in ensuring all necessary consultation on the Local Offer.

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 the Board on SEND reform and its implications.

7 OTHER OPTIONS CONSIDERED

7.1 None.

8 CONSULTATION

8.1 The draft report has been shared with the SEND reform steering group, Ashley Ayre, Simon Allen, Richard Morgan and Amanda Brookes.

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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Background papers	www.bathnes.gov.uk/SENDreform provides links to relevant background information www.facebook.com/SENDreform provides a forum to promote engagement in SEND reform in B&NES https://www.education.gov.uk/consultations/index.cfm?action=conResults&consultationId=1914&external=no&menu=3 links to the draft code of practice for SEN on the DfE website
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