

# A guide to SEND law and funding for SENDCOs

# 3 October 2023

A comprehensive training course for SENDCOs and other teaching professionals designed and delivered by specialist SEND solicitors

Being a SENDCO fulfils a very important role in any school. However, the relentless level of paperwork and the expectation that a SENDCO understands the legalities connected to funding, EHCPs and the EHC needs assessment process can be a significant challenge.

To help SENDCOs with their understanding of SEND law and funding, Birkett Long's Education Team has created specialist training for SENDCOs and teaching professionals. The training aims to provide SENDCOs and teaching professionals with a detailed and well-rounded understanding of SEND law, EHCPs and funding. This one-day course has been developed to cover everything SENDCOs and teaching professionals need to know about SEND law, EHCPs and funding.

Part 1 of the training course introduces SEND law, how it can assist in securing additional support for a child or young person, what obligations local authorities have in law as well as details on the legal obligations of educational settings.

Part 2 of the training course focuses on all things EHCPs, starting with guidance and hints and tips on how to obtain one all the way through to looking at what an EHCP should contain and effective use of annual reviews and re-assessments.

The final part of the course will consider the legal framework for school funding, the law on the EHC needs assessment process and LA policy, common issues education settings face with funding, common strategies using both legal and non-legal means to challenge LAs on funding issues and strategies using both legal and non-legal means to challenge LAs on being inappropriately named in an EHCP.

All our training sessions are delivered by specialist SEND solicitors, who practice SEND law and advise clients (including SENDCOs) on SEND law, EHCPs and funding. The training relates to the law as it applies in England.

# What the training covers - a breakdown

# Part 1 - SEND law

- What is SEND law and where can I find it?
- The SEND law framework and key legal definitions
- What are the SEND law duties on local authorities?
- What are the SEND law duties on nurseries, schools and colleges?
- What is the legal process of obtaining an EHCP?
- What rights do parents, carers and young people have if they or their child has an EHCP?

### Part 2 - EHCPs

- How to obtain an EHCP
- What should the structure of an EHCP be and what should be included in it?
- Section B of an EHCP detailing special educational needs
- Section F of an EHCP and the requirement to detail provision in a specific and quantifiable way - legislation, guidance and case law
- Section I of an EHCP, consultations and the naming of your educational setting in a plan
- Annual reviews
- Re-assessments what are they, when should they be used and what are the benefits and potential implications

# Part 3 - Funding

- The legal framework for school funding
- Types of funding
- The law on the EHC needs assessment process and LA policy
- A closer look at annual reviews, related law and LA policy
- A closer look at Section F, provision and funding
- The truth about common funding myths
- Common issues education settings face with funding
- Strategies using both legal and non-legal means to challenge LAs on funding issues
- Strategies using both legal and nonlegal means to challenge LAs on being inappropriately named in an EHCP



# Suitability

SENDCOs and other teaching professionals



#### Cost

£100 plus VAT and Eventbrite fee



# **Duration**

The training starts at 10:00am and finishes at 3:00pm. There will be regular breaks throughout. There will also be an opportunity to ask questions of a specialist SEND solicitor in a Q&A session run after the training from 5:00pm to 6:00 pm.



# How to book

To book a space on this training day, please use this link:

https://SEND-law-and-funding-for-SENDCOs-trainingcourse.eventbrite. co.uk?aff=oddtdtcreator

We will be in touch to confirm your booking.



### **Format**

Virtual via Teams.

If you have a question about the training day, please contact:

# **Thomas Emmett**

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**Important note:** This virtual training will only go ahead provided there are a sufficient number of bookings. We will provide a refund if this session is cancelled.



