



## Quick Guide to Choosing a School with an Education Health and Care Plan (EHCP)

A parent or young person will be able to request a particular school or college when they receive a draft EHCP or an Amendment Notice amending an EHCP. This might be when they are getting an EHCP for the first time; if the EHCP is being amended after an annual review; or if the EHCP is being amended at any other time. The parent or young person has the right to request any of the following types of school or college

- A maintained school/nursery – mainstream or special
- An academy – mainstream or special
- An institution in the Further Education sector
- A non-maintained special school
- A Section 41 school

These are listed in Section 38(3) of the Children and Families Act 2014

The only reason the Local Authority can refuse the request is if;

- The setting is unsuitable for the age, ability, aptitude or SEN of the child or young person; or
- The attendance of the child or young person would be incompatible with the provision of efficient education for others, or efficient use of resources.



[Children and Families Act 2014 \(legislation.gov.uk\)](https://www.legislation.gov.uk)

[Choosing a school/college with an EHC plan | \(IPSEA\) Independent Provider of Special Education Advice](#)

<https://www.togethertrust.org.uk/SENDIASS>

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