



SEND AND YOU
SENDIAS
FOR YOUNG PEOPLE

SAY 0-25 Toolkit

Part 2 - Post 16 Education and Training

What counts as education & training in an EHC plan post 16?

You are considered as still in education or training if you are attending a course which is approved for Government further education funding. This includes: college courses, sixth form courses, [supported internships](#), [apprenticeships](#), online courses where the course is Ofsted approved.

What should a further education course offer?

All courses must include Maths and English if you do not have a level 2 qualification (unless it is written in your plan that this is not beneficial to you). All courses must include quality work related experience.

The [SEND Code of Practice](#) 2015, 8.30 says that:

Schools and colleges are expected to design study programmes which enable students to progress to a higher level of study than their prior attainment, take rigorous, substantial qualifications, study English and maths, participate in meaningful work experience and non-qualification activity. They should not be repeating learning they have already completed successfully.

For students who are not taking qualifications, their study programme should focus on high quality work experience, and on non-qualification activity which prepares them well for employment, independent living, being healthy adults and participating in society.

Health or social care

As well as your course details, EHC plans may also include additional education or training such as travel training or speech and language therapy.

The [SEND Code of Practice](#) 2015, 9.73 says:

Health or social care provision which educates or trains a child or young person must be treated as special educational provision and included in Section F of the EHC plan.

Will I get my choice of college?

When making a decision about your educational placement the local authority must consider your views.

The [SEND Code of Practice](#) 2015, 9.79 says:

The local authority must comply with your wishes unless: the post 16 institution is unsuitable for your age, ability, aptitude or SEND. Attending will be incompatible with the efficient education of others, or the efficient use of resources.

For example, the local authority may choose to name a post 16 provision if it is a lot less expensive than your choice – as long as it meets all of your needs.

If you are not happy with a decision you can appeal. Please contact SEND and You (a parent or carer can help you) if you need information, advice or support. We are here to help.

What if I have a special educational need (SEND) or a learning disability or difficulty (LDD) but don't have an EHC plan?

If you are a student with a learning difficulty or disability and you need special educational provision, the college must use its best endeavours to put appropriate support in place.

Post 16 sixth forms and colleges have a duty to meet the needs of students with SEND in the same way that schools do. They must follow a

process of Assess, Plan, Do, Review in line with the SEND Code of Practice 2015.



If you need support, colleges should keep a student profile and record of your support up to date. They should regularly discuss this support with you (at least 3 times a year).

They should record details of what additional or different provision they offer to meet your SEN and help you progress towards specified outcomes.

For more information see the Department for Education's [Further Education Guide to the Code of Practice](#)

Post 16 providers **must** comply with the [Equalities Act 2010](#)

They **must** make reasonable adjustments to ensure disabled young people are not at a substantial disadvantage compared with their peers.

What if I need 5 days a week at college or residential?

Local authorities should consider the need for a full package of education, health and social care provision that covers 5 days a week where that is appropriate to meet your needs.

5-day packages do not need to be offered by the same provider and they may include non-educational activities e.g. work experience.

Residential packages of support may be considered if a social care, education or health based need for residential provision is identified e.g. if a professional recommends a waking day curriculum.

Where residential provision is appropriate this must be recorded under 'provision' on the EHC plan.

When does an EHC plan finish?

A local authority may only cease to maintain your EHC plan if:

- you have chosen to stop education and go into work
- you are going to University (universities offer their own support)
- you have completed all the outcomes on your EHC plan
- You have moved out of that local authority

You are expected to stay in education or training until you are 18.

For students aged 19 or over the [SEND Code of Practice 2015](#), 9.200 says:

When deciding whether a young person aged 19 or over no longer needs the special educational provision specified in the EHC plan, a local authority must take account of whether the **education or training outcomes** specified in the EHC plan have been achieved.

Local authorities must not cease to maintain the EHC plan simply because the young person is aged 19 or over.

Any questions?

Please contact us if you are still unclear or have any questions about any information in this document, or about any other aspect of Special Educational Needs & Disabilities.

- call our Information, Advice & Support line: **0117 989 7725**
- email us: support@sendandyou.org.uk
- contact us via our website: www.sendandyou.org.uk

The helpline is open 10am – 2pm Mondays, Wednesdays and Fridays during term time. There is an answer phone at all other times.

If you are 16 or over and would like a parent or carer to contact us on your behalf, you will need to complete a [consent form](#). Your parent/carer can ask us for one or you can download one from our website.

Expanded links used in this document:

- supported internships:
https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/620920/Supported_Internship_Guidance_updated_with_EFA_funding_advice_May_2017_2.pdf
- apprenticeships:
<https://www.gov.uk/apprenticeships-guide>
- SEND Code of Practice 2015:
<https://www.gov.uk/government/publications/send-code-of-practice-0-to-25>
- Further Education Guide to the Code of Practice:
https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/348883/Further_education_guide_to_the_0_to_25_SEND_code_of_practice.pdf
- Equalities Act 2010
<http://www.legislation.gov.uk/ukpga/2010/15/contents>

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