**Supporting Children & Young People with EHCPs During COVID-19 Outbreak**

**Temporary arrangements for securing or arranging provision in an EHC plan under the modified s42 duty**

On 29th April the Secretary of State for Education issued a Notice under the Coronavirus Act 2020 to modify the duty on local authorities to deliver provision identified in an EHCP. The modification requires local authorities or health commissioning bodies to use ‘reasonable endeavors’ to secure or arrange the provision identified in an EHCP.

Therefore, in order to meet the ‘reasonable endeavours’ duty, where the full provision in an EHC plan cannot be delivered or delivered in the way prescribed in the plan, local authorities, health commissioning bodies, education settings and others must explore with parents and the child or young person what provision can reasonably be secured or arranged at the current time.

What constitutes reasonable endeavours will vary according to the needs of each child and young person and the specific local context. In deciding what provision would be required there should be focus on:

* The provision that the EHC plan describes as needed by the individual child or young person
* The availability of those who should usually deliver what is needed
* What can be done to deliver provision differently?

The DfE provide a framework for guiding these considerations in their guidance here:

[**Education, Health and Care needs assessments and plans: guidance on temporary legislative changes relating to coronavirus (COVID-19)**](https://www.gov.uk/government/publications/changes-to-the-law-on-education-health-and-care-needs-assessments-and-plans-due-to-coronavirus).

Please use the table below to review delivery of the provision in each child’s EHCP in your setting. You must record what reasonable steps are required or can be taken to identify appropriate or alternative delivery of special educational provision temporarily. You must involve parents in decisions about their support and ensure they understand why the change is required and how long it will be required for. You must put in place a review process and date. You must update this document whenever provision delivery changes. Please provide a copy to the family and the SEN Assessment Team (including any updated versions). Where disagreement arises please refer to the SEN Team.

PUPIL NAME: DOB: Parent Email:

Name of current setting:

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| **Description of provision** (extract from Section F, G & H of EHCP) | **Can this be delivered as specified?****Yes/No** (if no provide details of reasons why) | **If no – description of alternative arrangement that will be delivered including What? Where? How? When? By whom?H** | **Parent view?**  | **Date and process for review.** |
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