

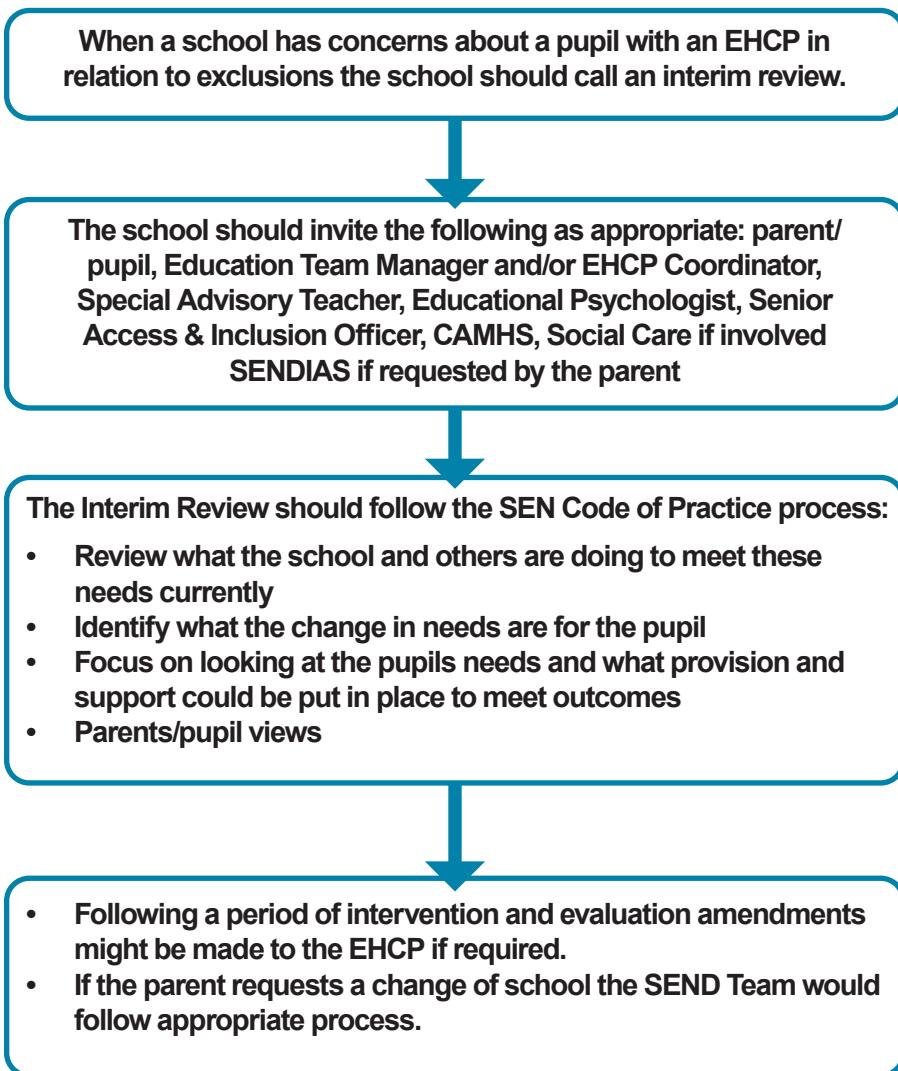
Pupils with EHCPs who are at risk of or have been permanently excluded from school

The purpose of the below flow charts are to formalise a process for how schools/academies and the Local Authority respond when a pupil with an EHCP is at serious risk of or has been permanently excluded (prior to governors disciplinary committee meeting) in line with the SEN Code of Practice and the statutory exclusion guidance. It is acknowledged that the SEN and exclusion guidance are not compatible in terms of statutory timescales.

Legal Framework- Special Education Needs (SEN) Code of Practice September 2017. Exclusions from maintained schools, academies and pupil referral units statutory guidance September 2017.

Before a school calls an interim review, it is expected that they have been following the pupil's EHCP, made all reasonable adjustments and have taken external advice from whoever is named in the plan such as Special Advisory Teacher or Educational Psychologist.

Pupils with EHCP at risk of exclusion



When a head teacher has made the decision to permanently exclude a pupil with an EHCP

When a head teacher makes the decision to permanently exclude a pupil with an EHCP they must inform the parent/carer and Local Authority without delay as per paragraph 27 of the exclusion guidance.

- Access & Inclusion inform the Education Team Manager/EHCP Coordinator and the PRU of the exclusion and as appropriate SAT, EP.
- Senior Access & Inclusion Officer will make initial contact with the parent to explain the exclusion process.

- Local Authority arrange full-time education provision for the pupil by the 6th day following the decision to exclude.

- The school should call an interim review, and this should take place before the governors disciplinary committee meeting.
- The school should invite parent, Education Team Manager, SAT, EP, Senior Access & Inclusion Officer, PRU, Social Worker, CAMHS as appropriate.

- The interim review should follow SEN Code of Practice; considering parent's views, the pupil's needs, progress made and what the school are doing to meet the pupil's needs.
- Although the meeting is not a review of the head's decision to exclude there should be some discussion about incidents leading to exclusion and exploration of whether the school have followed the pupils EHCP and made all reasonable adjustments.
- Evidence should be shared demonstrating the support and interventions carried out. This could be in the form of SEN support plans, costed provision maps and/or behaviour support plans.

- Recommendations of the interim review could include additional advice/assessments from external professionals such as SATs, EP.
- If the interim review recommends additional resource or a change of provision this would need to go to the LA moderation panel for consideration.
- If the parent requests a change of school the SEND Team would follow

If a parent does not agree with an alternative, they should not be pressured to accept this to avoid a permanent exclusion.