



# Learning and Skills Act 2000

## 2000 CHAPTER 21

### PART V

#### MISCELLANEOUS AND GENERAL

##### *Other miscellaneous provisions*

#### **[<sup>F1</sup>139A Assessments relating to learning difficulties: England**

- (1) Subsection (2) applies if a local education authority in England—
  - (a) maintains a statement of special educational needs for a person, and
  - (b) believes that the person will leave school, at the end of his last year of compulsory schooling, to receive post-16 education or training or higher education.
- (2) The authority must arrange for an assessment of the person to be conducted at some time during his last year of compulsory schooling.
- (3) Subsection (4) applies if a local education authority in England—
  - (a) maintains a statement of special educational needs for a person who is over compulsory school age, and
  - (b) believes that the person will leave school, during or at the end of the current school year, to receive post-16 education or training or higher education.
- (4) The authority must arrange for an assessment of the person to be conducted at some time during the current school year.
- (5) A local education authority in England may at any time arrange for an assessment to be conducted of a person—
  - (a) who is within subsection (6), and
  - (b) for whom the authority is responsible.
- (6) A person within this subsection is one who—

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*Status: Point in time view as at 26/11/2008. This version of this provision has been superseded.*

**Changes to legislation:** Learning and Skills Act 2000, Section 139A is up to date with all changes known to be in force on or before 12 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

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- (a) is in his last year of compulsory schooling, or is over compulsory school age but has not attained the age of 25,
  - (b) appears to the authority to have a learning difficulty within the meaning of section 13, and
  - (c) is receiving, or in the opinion of the authority is likely to receive, post-16 education or training or higher education.
- (7) In exercising its functions under this section an authority must have regard to any guidance issued by the Secretary of State.]

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**Textual Amendments**

**F1** Ss. 139A-139C inserted (26.11.2008) by [Education and Skills Act 2008 \(c. 25\)](#), ss. 80, 173(1)(a)

**Status:**

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