REFUSAL TO ISSUE AN EHCP

Liaise

LA decision not to issue an EHCP following the needs assessment.

- Happens at week 16 of the needs assessment
-LA update the EHC hub with the decision
-Letter can be downloaded from the hub with your right of appeal

Within 2 months of the LA decision

Consider Mediation

Contact Global Mediation on 0800 064 4488 to talk to a mediation advisor.

You must talk to a mediation advisor about mediation, even if you do not wish to do it.

Mediation not requestd

Mediation requested

LA is notified that Mediation has been requested.

The LA have 30 days to arrange the mediation meeting. If they are unable to arrange this within the timescale a mediation certificate must be issued.

Within 30 days

Mediation meeting held

The meeting is usually held online via a video call. During the meeting an outcome form will be completed. This will then be sent out to all parties.

Within 3 days

Mediation Certificate issued by Global Mediation

Keep this as you will be required to send it should you appeal to the tribunal.

Do not agree

Agree with outcome

Lodge an appeal with First-Tier SEND tribunal (SENDIST)

An appeal to tribunal must be lodged within 2 months of the LA letter or one month from the mediation certificate, whichever is the latter.

Mediation Agreement Actioned

Unless timescales are set the LA must issue a draft EHC Plan within 5 weeks and send a final copy to the family within 11 weeks