



# Education (Scotland) Act 2016

## 2016 asp 8

### PART 3

#### MISCELLANEOUS

#### **20 Children unable to attend early learning and childcare**

In section 14 of the 1980 Act (education for children unable to attend school etc.), after subsection (3) insert—

“(4) Subsection (1) applies to a pupil who receives school education under arrangements entered into by an education authority under section 35 of the Standards in Scotland's Schools etc. Act 2000 (provision of school education by persons other than education authorities) as it applies to a pupil mentioned in that subsection, but as if—

- (a) in paragraph (a), the reference to a suitable educational establishment for the purpose of receiving education were a reference to a place where early learning and childcare is provided for the purpose of receiving early learning and childcare,
- (b) in paragraph (b), the reference to an establishment were a reference to a place, and
- (c) the reference to education elsewhere than at an educational establishment were a reference to early learning and childcare at a place other than a place where such learning and childcare is normally provided.”.

#### **Commencement Information**

**II** S. 20 in force at 1.1.2017 by S.S.I. 2016/386, reg. 2, sch.

**Changes to legislation:**

Education (Scotland) Act 2016, Section 20 is up to date with all changes known to be in force on or before 26 May 2023. 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing S.S.I.2017/164, sch. by [S.S.I. 2017/352 reg. 2](#)