



Education and Skills Act 2008

2008 CHAPTER 25

PART 2

SUPPORT FOR PARTICIPATION IN EDUCATION OR TRAINING: YOUNG ADULTS WITH LEARNING DIFFICULTIES AND YOUNG PEOPLE IN ENGLAND

Provision of support services

68 Support services: provision by [F¹local authorities]

(1) A [F¹local authority] in England must make available to young persons and relevant young adults for whom it is responsible such services as it considers appropriate to encourage, enable or assist the effective participation of those persons in education or training.

^{F2}(2)

(3) For the purposes of this section ^{F3}... , a [F¹local authority] makes services available if it—

- (a) provides them, or
- (b) makes arrangements with another [F¹local authority] or another person for their provision.

(4) In carrying out its functions under this section, a [F¹local authority] must—

- ^{F4}(a)
- (b) have regard to any guidance issued by the Secretary of State.

(5) Nothing in this section requires a [F¹local authority] to make services available to a young person or relevant young adult for whom it is responsible if—

- (a) another [F¹local authority] in England is also responsible for the person, and
- (b) services are being provided to the person by, or under arrangements made by, the other authority in exercise of its functions under subsection (1).

Changes to legislation: *Education and Skills Act 2008, Section 68 is up to date with all changes known to be in force on or before 21 April 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) View outstanding changes*

Textual Amendments

- F1** Words in Act substituted (5.5.2010) by [The Local Education Authorities and Children’s Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), **Sch. 2 para. 15(2)**
- F2** S. 68(2) omitted (1.9.2012) by virtue of [Education Act 2011 \(c. 21\)](#), **ss. 28(3)(a)(i)**, 82(3); S.I. 2012/1087, **art. 3**
- F3** Words in s. 68(3) omitted (1.9.2012) by virtue of [Education Act 2011 \(c. 21\)](#), **ss. 28(3)(a)(ii)**, 82(3); S.I. 2012/1087, **art. 3**
- F4** S. 68(4)(a) omitted (1.9.2012) by virtue of [Education Act 2011 \(c. 21\)](#), **ss. 28(3)(a)(iii)**, 82(3); S.I. 2012/1087, **art. 3**

Modifications etc. (not altering text)

- C1** S. 68 functions made exercisable concurrently (23.12.2016) by [The Greater Manchester Combined Authority \(Functions and Amendment\) Order 2016 \(S.I. 2016/1267\)](#), arts. 1(2), **12(1)(g)(2)(3)**
- C2** S. 68 functions made exercisable concurrently (2.11.2018) by [The Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority \(Establishment and Functions\) Order 2018 \(S.I. 2018/1133\)](#), arts. 1, **18** (with art. 28)
- C3** S. 68 functions made exercisable concurrently (28.7.2020) by [The Barnsley, Doncaster, Rotherham and Sheffield Combined Authority \(Functions and Amendment\) Order 2020 \(S.I. 2020/806\)](#), arts. 1, **5**
- C4** S. 68: functions made exercisable concurrently (30.1.2021) by [The West Yorkshire Combined Authority \(Election of Mayor and Functions\) Order 2021 \(S.I. 2021/112\)](#), arts. 1(2), **5**

Commencement Information

- I1** S. 68 in force at 26.1.2009 by [S.I. 2008/3077](#), **art. 4(a)**

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 68 functions made exercisable concurrently by [S.I. 2024/402 art. 33](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 91(3)(c) inserted by [2022 asc 1 Sch. 4 para. 22\(3\)](#)