SCHEDULES

SCHEDULE 2

LEA FUNCTIONS: MINOR AND CONSEQUENTIAL AMENDMENTS

Education Act 1996 (c. 56)

2 (1) Section 13 (general responsibility for education) is amended as follows.

(2) In subsection (1) after "secondary education" insert "and, in the case of a local education authority in England, further education,".

(3) After subsection (2) insert—

"(3) The reference in subsection (1) to further education is to further education for persons—

(none) "(a) who are over compulsory school age but under 19, or

(b) who are aged 19 or over but under 25 and are subject to learning difficulty assessment."

(4) For the purposes of this Act a person is subject to learning difficulty assessment if—

(a) a learning difficulty assessment has been conducted in respect of the person, or

(b) arrangements for a learning difficulty assessment to be conducted in respect of the person have been made or are required to be made.

(5) In subsection (4), a "learning difficulty assessment" means an assessment under section 139A or 140 of the Learning and Skills Act 2000 (assessments relating to learning difficulties).

(6) For the purposes of subsection (1), persons who are subject to a detention order are to be regarded as part of the population of the area in which they are detained (and not any other area)."