



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

78 Supplementary

(1) In sections 68 to 77 and this section—

[^{F1}“local authority” has the meaning given by section 579(1) of the Education Act 1996;]

“parent”, in relation to a child, has the meaning given by section 576 of [^{F2}that Act] (c. 56);

“proprietor”, in relation to a school or other institution, means the person or body of persons responsible for its management;

“relevant young adult” means a person who—

(a) has attained the age of 20 but not the age of 25, and

(b) has [^{F3}special educational needs (within the meaning given by section 579(1) of the Education Act 1996)];

^{F4}

“young person” means a person who has attained the age of 13 but not the age of 20.

(2) For the purposes of sections 68 to 77, a [^{F5}local authority] is responsible for any young person or relevant young adult who is—

- (a) receiving education or training in its area,
- (b) normally resident in its area, or
- (c) otherwise within its area.

Changes to legislation: *Education and Skills Act 2008, Section 78 is up to date with all changes known to be in force on or before 14 May 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*

- (3) For the purposes of subsection (2)(a), “training” includes vocational, social, physical and recreational training.

Textual Amendments

- F1** Words in s. 78(1) inserted (5.5.2010) by [The Local Education Authorities and Children’s Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), art. 1, **Sch. 2 para. 15(5)(a)**
- F2** Words in s. 78(1) substituted (5.5.2010) by [The Local Education Authorities and Children’s Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), art. 1, **Sch. 2 para. 15(5)(b)**
- F3** Words in s. 78(1) substituted (1.9.2014) by [Children and Families Act 2014 \(c. 6\)](#), s. 139(6), **Sch. 3 para. 86(a)**; S.I. 2014/889, art. 7(a)
- F4** Words in s. 78(1) omitted (1.9.2014) by virtue of [Children and Families Act 2014 \(c. 6\)](#), s. 139(6), **Sch. 3 para. 86(b)**; S.I. 2014/889, art. 7(a)
- F5** 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)**

Commencement Information

- I1** S. 78 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 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\(3\)](#)