

SCHEDULE 2

**FUNCTIONS WHICH ARE TO BE PERFORMED BY THE TRUST ON BEHALF OF
THE AUTHORITY FROM 1 OCTOBER 2016**

Functions under the Children Act 1989

Section 35 (Duties, in capacity as a supervisor of a child subject to a supervision order, in relation to the supervision order).

Section 36 and Part 3 of Schedule 3 except paragraph 19(2) (Education Supervision Orders).

Functions under the Education Act 1996

Section 436A (Duty to make arrangements to identify children not receiving education).

Section 437 (School attendance orders).

Section 438 (Choice of school: child without EHC plan or statement of special educational needs).

Section 439 (Specification of schools in notices under section 438(2)).

Section 440 (Amendment of order at request of parent: child without EHC plan or statement of special educational needs).

Section 441 (Choice of school: child with EHC plan or statement of special educational needs).

Section 442 (Revocation of order at request of parent).

Section 444A (Penalty notice in respect of failure to secure regular attendance at school of registered pupil).

Section 444B (Compliance with regulations made in relation to penalty notices).

Section 446 (Institution of proceedings).

Section 447 (Education supervision orders).

**Functions under the Education Act 1996 (so far as not superseded by the
provisions of the Children and Families Act 2014)**

Section 318 (Provision of goods and services in connection with special educational needs).

Functions under the Education Act 2002

Section 51A (Compliance with regulations made in respect of school discipline (pupil exclusions and reviews)).

Functions under the Childcare Act 2006

Section 1 (General duties in relation to the well-being of young children)

Section 3 (Duties to encourage and facilitate access to early childhood services, and to maximise the benefit of those services.

Section 4 (Duties of a local authority and relevant partners to work together in the performance of their functions under sections 1 and 3.

Section 5A (Arrangements for the provision of Children's Centres).

Section 5B (Compliance with regulations in relation to staffing, organisation and operation of Children's Centres).

Section 5C (Arrangements to secure that a Children's Centre is within the remit of an Advisory Board)

Section 5D (Duties as to consultation in relation to the provision or discontinuance of of a Children's Centre and changes to services.

Section 5E (Duty to consider providing early childhood services through Children's Centres.

Section 6 (Duty to secure sufficient childcare for working parents)¹.

Section 7 (Duty to secure early years provision free of charge in accordance with regulations).

Section 7A (Compliance with regulations as to the discharge of duties under section 7).

Section 8 (Powers in relation to assistance and arrangements for the provision of Childcare).

Section 9 (Arrangements between a local authority and childcare providers).

Section 9A (Compliance with regulations as to arrangements made in the discharge

¹ The inclusion of sections 6-7A of the Childcare Act 2006 in this schedule have no effect on the Authority's duties pursuant to section 14 of the Education Act 1996 to secure sufficient schools for providing primary and secondary education.

of duties under section 7).

Section 10 (Power to charge where a local authority provides childcare).

Section 12 (Duty to provide information, advice and assistance in connection with childcare and other facilities or services which may be of benefit to children, young persons, parents or prospective parents in a local authority area).

Section 13 (Duty to provide information, advice and training to childcare providers).

Functions under the Children and Families Act 2014

Section 64 (Supply of goods and services).

Section 75 (Supply of goods and services: detained persons).