

Annual Report

2008-2009

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1. Special Educational Needs

1.1 Speed of Disposal

The following table shows the number of appeals that have had a decision (including struck out) and the average time it has taken from registration to decision.

Decisions issued 2008-2009	Number issued	Average number of months	Decisions issued 2007-2008	Number issued	Average number of months
Sep-Nov	241	7.0	Sep-Nov	214	6.8
Dec-Feb	177	6.4	Dec-Feb	193	5.5
Mar-May	193	6.5	Mar-May	217	5.7
Jun-Aug	183	5.7	Jun-Aug	248	5.2
Total	794	6.4	_	872	5.8

1.2 Previous Year

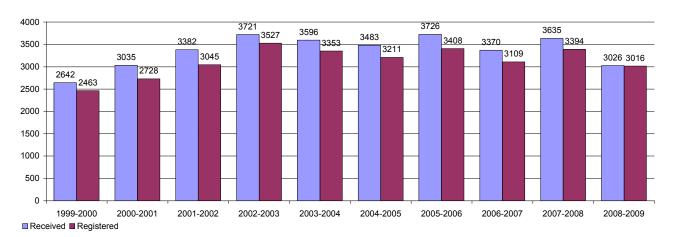
The outcome of cases disposed of during the previous years was as follows:

	2007-2008	2006-2007
Conceded	1090	968
Decided	811	978
Struck Out	61	61
Withdrawn	1227	1236
Total	3189	3243

1.3 Volume of work

The proportion of registered appeals relating to boys was 71% and girls 29% (2007-2008 ratio 74% boys: 26% girls).

The following chart shows the total number of appeals received and registered in recent years.



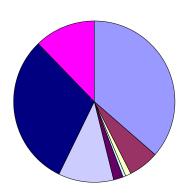
1.4 Disposal of appeals

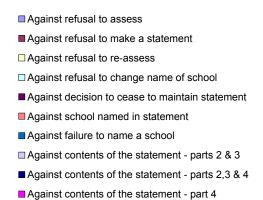
The following table shows the disposal of appeals over the last year.

	2008-2009	%	2007-2008	%
Conceded	905	30	1090	34
Decided	739	25	811	25
Struck Out	55	2	61	2
Withdrawn	1317	44	1226	38
Total	3016		3188	

1.5 Types of appeal

The following chart and table show the different types of appeal that we receive and the amounts that we have registered during the year.

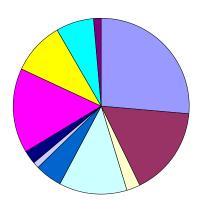




Types of appeal	2008-2009	% of total	2007-2008	% of total
Against refusal to assess	1094	36	1257	37
Against refusal to make a statement	188	6	240	7
Against refusal to re-assess	37	1	56	2
Against refusal to change name of school	12	0	16	0
Against decision to cease to maintain statement	57	2	45	1
Against school named in statement	0	0	0	0
Against failure to name a school	5	0	0	0
Against contents of the statement - parts 2 & 3	333	11	389	11
Against contents of the statement - parts 2,3 & 4	925	31	1034	30
Against contents of the statement - part 4	365	12	355	10
Total appeals registered	3016		3392	

1.6 Nature of SEN

The following chart and table shows a breakdown of appeals registered by nature of SEN.



- Autistic Spectrum Disorder (ASD)
- Behaviour, Emotional and Social Difficulty (BESD)
- ☐ Hearing Impairment (HI)
- Moderate Learning Difficulty (MLD)
- Multi Sensory Impairment (MSI)
- Other (OTH)
- Physical Disability (PD)
- ☐ Profound and Multiple Learning Difficulty (PMLD)
- Severe Learning Difficulty (SLD)
- Specific Learning Difficulty (SpLD)
- □ Speech, Language and Communication Needs (SLCN)
- Unknown

Nature of SEN	2008-2009	% of total	2007-2008	% of total
Autistic Spectrum Disorder (ASD)	795	26	945	28
Behaviour, Emotional and Social Difficulty (BESD)	492	16	570	17
Hearing Impairment (HI)	76	3	91	3
Moderate Learning Difficulty (MLD)	378	13	347	10
Multi Sensory Impairment (MSI)	0	0	2	0
Other (OTH)	1	0	2	0
Physical Disability (PD)	148	5	152	4
Profound and Multiple Learning Difficulty (PMLD)	36	1	39	1
Severe Learning Difficulty (SLD)	73	2	73	2
Specific Learning Difficulty (SpLD)	474	16	556	16
Speech, Language and Communication Needs (SLCN)	295	10	334	10
Unknown	209	7	255	8
Visual Impairment (VI)	39	1	28	1
Total appeals registered	3016		3394	

1.7 Outcome of appeals: general

The following table shows the total percentage of appeals that are withdrawn or conceded (i.e. do not go to a hearing) along side the number of appeals decided by the tribunal.

		(Outcor	nes 200	8-2009)			0	utcom	nes 200	7-200	8	
	Decided		Withdrawn		Conceded		Total	Decided		Withdrawn		Conceded		Total
Appeals not involving contents of stateme	nts				•									
Refusal to assess	119	11%	189	18%	764	71%	1072	188	15%	158	12%	921	73%	1267
Refusal to statement	39	21%	33	18%	110	60%	182	65	27%	42	17%	134	56%	241
Refusal to re-assess	5	13%	15	38%	20	50%	40	10	19%	12	23%	31	58%	53
Cease to maintain	13	38%	21	62%	0	0%	34	23	53%	20	47%	0	0%	43
Totals	176	13%	258	19%	894	67%	1328	286	18%	232	14%	1086	68%	1604
Contents of statement														
Parts 2 and/or 3, not 4	89	25%	262	75%	0	0%	351	85	25%	255	75%	0	0%	340
Parts 2, 3 and 4	410	44%	525	56%	0	0%	935	405	46%	472	54%	0	0%	877
Part 4 only	76	22%	265	78%	0	0%	341	89	26%	256	74%	0	0%	345
Refusal to change school named	2	22%	4	44%	3	33%	9	7	33%	11	52%	3	14%	21
Failure to name a school	0	0%	3	100%	0	0%	3	0	0%	0	0%	0	0%	0
Totals	577	35%	1059	65%	3	0%	1639	586	37%	994	63%	3	0%	1583
Total decisions issued	753	25%	1317	44%	897	30%	2967	872	27%	1226	38%	1089	34%	3187

1.8 Outcome of appeals: decided

The following table shows the outcome of appeals decided at the tribunal by the type of appeal.

	Outcom	nes 20	08-2009		(Outcom	es 200	07-2008	3
Upheld		Dismissed		Total	Upheld		Dismissed		Total
nts									
88	66%	46	34%	134	113	60%	75	40%	188
24	59%	17	41%	41	40	62%	25	38%	65
3	60%	2	40%	5	8	80%	2	20%	10
9	64%	5	36%	14	19	83%	4	17%	23
124	64%	70	36%	194	180	63%	106	37%	286
		•							
85	94%	5	6%	90	74	87%	11	13%	85
388	92%	34	8%	422	379	94%	26	6%	405
50	61%	32	39%	82	56	63%	33	37%	89
3	100%	0	0%	3	2	29%	5	71%	7
0	0%	0	0%	0	0	0%	0	0%	0
526 650	88% 82%	71 141	12% 18%	597 791	511 691	87% 79%	75 181	13%	586 872
	88 24 3 9 124 85 388 50 3	## ## ## ## ## ## ## ## ## ## ## ## ##	### ### ### ### ### ### ### ### ### ##	## ## ## ## ## ## ## ## ## ## ## ## ##	Text Text	Part Part	Text Text	Text Text	The color of the

1.9 Outcomes by SEN

The following table shows the outcomes of appeals by SEN.

Outcomes 2008-2009

	Decided		Withdrawn		Conceded		Total
Autistic Spectrum Disorder (ASD)	225	28%	399	50%	167	21%	791
Behaviour, Emotional and Social Difficulty (BESD)	105	21%	215	42%	190	37%	510
Hearing Impairment (HI)	33	34%	56	58%	7	7%	96
Moderate Learning Difficulty (MLD)	63	19%	145	44%	124	37%	332
Multi Sensory Impairment (MSI)	0	100%	0	100%	0	100%	0
Other (OTH)	1	50%	0	0%	1	50%	2
Physical Disability (PD)	48	30%	80	50%	32	20%	160
Profound and Multiple Learning Difficulty (PMLD)	12	39%	14	45%	5	16%	31
Severe Learning Difficulty (SLD)	12	21%	36	62%	10	17%	58
Specific Learning Difficulty (SpLD)	138	30%	162	35%	160	35%	460
Speech, Language and Communication Needs (SLCN)	78	27%	142	50%	66	23%	286
Unknown	30	15%	49	24%	125	61%	204
Visual Impairment (VI)	8	22%	19	51%	10	27%	37
Total	753	25%	1317	44%	897	30%	2967

Outcomes 2007-2008

	Decided		Withdrawn		Conceded		Total
Autistic Spectrum Disorder (ASD)	284	32%	>	42%	236	26%	895
Behaviour, Emotional and Social Difficulty (BESD)	105	20%	229	43%	196	37%	530
Hearing Impairment (HI)	31	36%	40	47%	14	16%	85
Moderate Learning Difficulty (MLD)	55	20%	115	41%	112	40%	282
Multi Sensory Impairment (MSI)	0	0%	1	50%	1	50%	2
Other (OTH)	0	0%	1	100%	0	0%	1
Physical Disability (PD)	41	30%	60	44%	35	26%	136
Profound and Multiple Learning Difficulty (PMLD)	20	43%	24	51%	3	6%	47
Severe Learning Difficulty (SLD)	24	38%	29	45%	11	17%	64
Specific Learning Difficulty (SpLD)	157	31%	138	27%	215	42%	510
Speech, Language and Communication Needs (SLCN)	94	28%	135	40%	107	32%	336
Unknown	55	20%	67	24%	153	56%	275
Visual Impairment (VI)	6	25%	12	50%	6	25%	24
Total	872	27%	1226	38%	1089	34%	3187

1.10 Decisions by SEN

This table indicates the number of decisions made in each category of SEN.

	Dismiss appeal	Order LA to make and maintain a statement	Remit case to LA to consider	Order LA to continue to maintain a statement	Order LA to cease to maintain statement	Order LA to name parent's preferred school	Order LA to make an assessment	Order LA to make a reassessment	Order LA to cahnge school named	Upheld parts 2 & 3	Upheld parts 2 & 3, dismiss part 4 of the statem
Autistic Spectrum Disorder (ASD)	20	3	0	1	0	0	16	0	1	21	42
Behaviour, Emotional and Social Difficulty (BESD)	15	5	0	1	0	0	16	0	0	7	10
Hearing Impairment (HI)	1	1	0	2	0	0	2	0	1	2	1
Moderate Learning Difficulty (MLD)	10	1	0	1	0	0	9	0	0	10	3
Multi Sensory Impairment (MSI)	0	0	0	0	0	0	0	0	0	0	0
Other (OTH)	0	0	0	0	0	0	0	0	0	0	0
Physical Disability (PD)	10	1	0	0	0	0	8	0	0	9	11
Profound and Multiple Learning Difficulty (PMLD)	1	0	0	0	0	0	1	0	0	1	3
Severe Learning Difficulty (SLD)	0	0	0	0	0	0	0	0	0	4	0
Specific Learning Difficulty (SpLD)	18	7	2	2	0	0	26	0	0	15	8
Speech, Language and Communication Needs (SLCN)	3	1	0	1	0	0	2	0	0	21	7
Unknown	5	3	0	0	0	0	9	0	0	1	0
Visual Impairment (VI)	3	1	0	1	0	0	1	0	0	0	1
Total	86	23	2	9	9	0	0	90	0	2	91

	Upheld part 2, dismiss part 3	Upheld part 2, dismiss parts 3 & 4 of the stateme	Upheld part 3, dismiss part 2	Upheld parts 3, dismiss part 2 & 4	Uphled 3 & 4, dismiss part 2	Upheld parts 2, 3 & 4 of the statement	Upheld part 4 , dismiss parts 2 & 3 of the stateme	Upheld part 4 of the statement	Upheld parts 2 & 4, dismiss part 3	Appeal struck out	Total
Autistic Spectrum Disorder (ASD)	0	0	1	1	0	110	1	12	0	7	236
Behaviour, Emotional and Social Difficulty (BESD)	0	0	0	0	0	33	0	4	0	18	109
Hearing Impairment (HI)	0	0	0	0	0	20	0	3	0	0	33
Moderate Learning Difficulty (MLD)	0	0	0	0	1	19	0	10	0	5	69
Multi Sensory Impairment (MSI)	0	0	0	0	0	0	0	0	0	0	0
Other (OTH)	0	0	0	0	0	1	0	0	0	0	1
Physical Disability (PD)	0	0	0	0	0	8	0	1	0	3	51
Profound and Multiple Learning Difficulty (PMLD)	0	0	0	0	0	4	0	2	0	0	12
Severe Learning Difficulty (SLD)	0	0	0	0	0	7	0	0	0	1	12
Specific Learning Difficulty (SpLD)	0	0	0	0	0	63	1	3	0	5	150
Speech, Language and Communication Needs (SLCN)	0	2	0	0	0	32	0	1	0	10	80
Unknown	0	0	0	0	0	6	0	1	0	6	31
Visual Impairment (VI)	0	0	0	0	0	2	0	0	0	0	9
Total	0	2	1	1	1	305	2	37	0	55	793

1.11 Outcome of appeals: schools

The following table shows appeals with decisions where a school placement was a factor during the appeal.

							т т											
	Dismiss appeal	Order LA to change school named	Order LA to make and maintain statement	Order LA to continue to maintain statement	Order LA to cease to manintain statement	Upheld parts 2 & 3, of the statement	Upheld part 2, dismiss part 3	Upheld part 2, dismiss parts 3 & 4	Upheld part 3, dismiss parts 2 & 4	Upheld part 3, dismiss parts 2 & 4	Upheld parts 3 & 4, dismiss part 2	Upheld parts 2, 3 & 4 of the statement	Upheld parts 2 & 4, dismiss part 3	Upheld part 4, dismiss parts 2 & 3 of the stateme	Upheld part 4 of the statement	Appeal Struck Out	Order LA to name parent's preferred school	Total
Mainstream School			•		_	-	_	0		_	•	•	_	_		-	_	07
Community	3	1	0	0	0	3	0	0	0	0	0	9 10	0	0	4	7	0	27
Foundation Independent	0	0	0	0	0	4	3 6	0	0	0	0	16	0	0	3	1	0	22 29
Academies	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Special Schools	U	U	U	- 0	U	- 0	U	U	- 0	U	U	U	U	U	U	U	U	U
Community Special	12	1	0	0	0	2	17	0	2	0	0	30	0	0	14	9	0	87
Foundation Special	1	0	0	0	0	0	2	0	0	0	0	1	0	0	2	1	0	7
NMSS	2	0	0	0	0	3	20	0	0	0	0	59	0	0	6	3	0	93
Independent Special	6	0	0	0	0	1	26	0	0	1	0	129	0	1	3	5	0	172
Other	3	0	0	0	0	2	5	0	0	0	1	10	0	1	1	2	0	25
Home Tuition - Lovaas	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Home Tuition - Other	0	0	0	0	0	0	2	0	0	0	0	8	0	0	0	0	0	10
Total	31	2	0	0	0	17	81	0	2	1	1	272	0	2	35	28	0	472
	Dismiss appeal	Order LA to change school named	Order LA to make and maintain statement	Order LA to continue to maintain statement	Order LA to cease to manintain statement	rts 2 & 3, of the statement	ω Upheld part 2, dismiss part 3	Upheld part 2, dismiss parts 3 & 4	O Upheld part 3, dismiss parts 2 & 4	Upheld part 3, dismiss parts 2 & 4	Upheld parts 3 & 4, dismiss part 2	ts 2, 3 & 4 of the statement	Upheld parts 2 & 4, dismiss part 3	Upheld part 4, dismiss parts 2 & 3 of the stateme	Upheld part 4 of the statement	uck Out	Order LA to name parent's preferred school	
Autistic Spectrum	13	1 Order	O Order L	O Order L	O Order LA	+ Upheld parts 2 &	S Upheld part	O Upheld part	O Upheld par	n Upheld pa	O Upheld par	Upheld parts	O Upheld par	→ Upheld par	S Upheld par	Appeal Struck Out	O Order LA to	176
Disorder (ASD)	13	1	0	0	0	4		0		1	0		0	1	13	4	0	
Disorder (ASD) Behaviour, Emotional and	13	1 Order			O Order LA		38	O Upheld part	O Upheld par	n Opheld pa		101	O Upheld par	0 Upheld par	13		O Order LA to	176 53
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI)	7 0	0	0 0	0 0	0 0	0 1	10	0 0	0	0 0	0	25 19	0 0	0 0	2 3	9	0 0	53 25
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning	13	0	0	0	0	0	10	0	0	0	0	25	0	0	13	9	0	53
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD)	7 0 6	0 1 0	0 0 0	0 0 0	0 0 0	1 0	10	0 0 0	0 0	0 0	0 0 1	25 19 16	0 0 0	0 0	3 10	9 0 3	0 0 0	53 25 40
Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI)	7 0 6	1 0 0	0 0 0	0 0 0 0	0 0 0	1 0 0	10 1 4	0 0 0	0 0 0	0 0 0	0 0 1 0	25 19 16	0 0 0 0	0 0 0	3 10 0	9 0 3	0 0 0	53 25 40
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH)	7 0 6	1 0 1 0	0 0 0 0	0 0 0 0	0 0 0 0	0 1 0 0 0	10 1 4	0 0 0 0	0 0 0	0 0 0 0	0 0 0 1	25 19 16 0	0 0 0 0	0 0 0 0	3 10 0 0	9 0 3	0 0 0 0	53 25 40 0 1
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple	7 0 6	1 0 0	0 0 0	0 0 0 0	0 0 0	1 0 0	10 1 4	0 0 0	0 0 0	0 0 0	0 0 1 0	25 19 16	0 0 0 0	0 0 0	3 10 0	9 0 3	0 0 0	53 25 40
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple Learning Difficulty (PMLD)	13	0 0 0 0 0 0	0 0 0 0 0 0	0 0 0 0 0 0	0 0 0 0 0 0	4 0 1 0 0 0 0 4 0	10 1 4 0 0 0 8 8 3	0 0 0 0 0 0	0 0 0 0 0 0	0 0 0 0 0 0	0 0 1 0 0 0 0	25 19 16 0 1 7 4	0 0 0 0 0 0	0 0 0 0 0 0	3 10 0 0 1 2	9 0 3 0 0 0	0 0 0 0 0 0	53 25 40 0 1 23 9
Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple Learning Difficulty (PMLD) Severe Learning Difficulty (SLD)	13	1 0 1 0 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0 0	4 0 1 0 0 0 4 0	10 1 4 0 0 0 8 8 3	0 0 0 0 0 0 0	0 0 0 0 0 0	0 0 0 0 0 0	0 0 1 0 0 0 0	25 19 16 0 1 7 4	0 0 0 0 0 0 0	0 0 0 0 0 0	3 10 0 0 1 2	9 0 3 0 0 0 0	0 0 0 0 0 0 0	53 25 40 0 1 23 9
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple Learning Difficulty (PMLD) Severe Learning Difficulty (SLD) Specific Learning	13	0 0 0 0 0 0	0 0 0 0 0 0	0 0 0 0 0 0	0 0 0 0 0 0	4 0 1 0 0 0 0 4 0	10 1 4 0 0 0 8 8 3	0 0 0 0 0 0	0 0 0 0 0 0	0 0 0 0 0 0	0 0 1 0 0 0 0	25 19 16 0 1 7 4	0 0 0 0 0 0	0 0 0 0 0 0	3 10 0 0 1 2	9 0 3 0 0 0	0 0 0 0 0 0	53 25 40 0 1 23 9
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple Learning Difficulty (PMLD) Severe Learning Difficulty (SLD) Specific Learning Difficulty (SpLD)	13	0 0 0 0 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0 0 0		0 1 0 0 0 0 4 0	10 1 4 0 0 8 3	0 0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0	0 0 1 0 0 0 0	25 19 16 0 1 7 4 6 60	0 0 0 0 0 0 0	1 0 0 0 0 0 0 0	13 2 3 10 0 0 1 1 2	9 0 3 0 0 0 0		53 25 40 0 1 23 9
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple Learning Difficulty (PMLD) Severe Learning Difficulty (SLD) Specific Learning Difficulty (SpLD) Speech, Language and	13	1 0 1 0 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0 0	4 0 1 0 0 0 4 0	10 1 4 0 0 0 8 8 3	0 0 0 0 0 0 0	0 0 0 0 0 0	0 0 0 0 0 0	0 0 1 0 0 0 0	25 19 16 0 1 7 4	0 0 0 0 0 0 0	0 0 0 0 0 0	3 10 0 0 1 2	9 0 3 0 0 0 0	0 0 0 0 0 0 0	53 25 40 0 1 23 9
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple Learning Difficulty (PMLD) Severe Learning Difficulty (SLD) Specific Learning Difficulty (SpLD)	13	0 0 0 0 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0 0 0		0 1 0 0 0 0 4 0	10 1 4 0 0 8 3	0 0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0	0 0 1 0 0 0 0	25 19 16 0 1 7 4 6 60 27	0 0 0 0 0 0 0	1 0 0 0 0 0 0 0	13 2 3 10 0 0 1 1 2	9 0 3 0 0 0 0		53 25 40 0 1 23 9
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple Learning Difficulty (PMLD) Severe Learning Difficulty (SLD) Specific Learning Difficulty (SpLD) Speech, Language and Communication Needs (SLCN)	13 7 0 6 0 0 3 0 0	1 0 1 0 0 0 0 0	0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 4 0 2 3	10 1 4 0 0 8 3	0 0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0	0 0 1 0 0 0 0 0	25 19 16 0 1 7 4 6 60	0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0 0	3 10 0 0 1 2	9 0 3 0 0 0 0 1 3	0 0 0 0 0 0 0 0 0	53 25 40 0 1 23 9 77
Disorder (ASD) Behaviour, Emotional and Social Difficulty (BESD) Hearing Impairment (HI) Moderate Learning Difficulty (MLD) Multi Sensory Impairment (MSI) Other (OTH) Physical Disability (PD) Profound and Multiple Learning Difficulty (PMLD) Severe Learning Difficulty (SLD) Specific Learning Difficulty (SpLD) Speech, Language and Communication Needs (SLCN)	13 7 0 6 0 0 3 0 0 0	0 0 0 0 0 0 0	0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 4 0 2 3 3	10 1 4 0 0 0 8 3 3	0 0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0	0 0 1 0 0 0 0 0 0	25 19 16 0 1 7 4 6 60 27	0 0 0 0 0 0 0 0 0	0 0 0 0 0 0 0 0 0	13 2 3 10 0 0 1 1 2	9 0 3 0 0 0 0 0 1 3	0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	53 25 40 0 1 23 9 77 48

1.12 Ethnic Origin

The following table shows a breakdown of a child's ethnic origin as stated on the appeal form.

	2008-2009	2007-2008
Bangladeshi	9	14
Black African	64	56
Black Caribbean	41	53
Black - Other	18	34
Chinese	10	12
Indian	39	34
Pakistani	43	40
White	2004	2201
Other	108	148
Not completed	680	802
Total	3016	3394

1.13 Representation

The following shows how many parents and LAs are represented legally at hearings and the number of those parents using legal and other representatives throughout the appeal process.

	2008-2009	2007-2008
Legal representative at hearing		
Parents	18%	22%
LEA	15%	17%
Other representative at hearing		
Parents	18%	25%
Legal representative through appeal process		
Parents	18%	16%
Voluntary representative through appeal process		
Parents	6%	5%

1.14 High Court appeals

These figures show the number of new appeals lodged and the appeals decided this year.

	2008-2009	2007-2008
Appeals Lodged		
Parents	0	17
LEA	1	3
Total	1	20
Disposal		
Withdrawn	0	0
Dismissed	1	2
Out of time	0	0
Successful	0	1
Referred Back	0	5
Total	1	8

The outcome of appeals referred back to the Tribunal by the Court was:

	2008-2009	2007-2008
Previous decision confirmed	0	0
(or substantially confirmed)		
Parents withdrew	0	0
Previous decision set aside	0	0
Pending	0	6
Total	0	6

2. Disability Discrimination Claims

2.1 Speed of disposal

The following table shows the number of claims that have had a decision and the average time it has taken from registration to decision.

Decisions issued 2008-2009	Number issued	Average number of months	Decision issued 2007-2008	Number issued	Average number of months
Sep-Nov	18	6.7	Sep-Nov	18	5.6
Dec-Feb	17	6.3	Dec-Feb	19	5.2
Mar-May	15	6.3	Mar-May	22	5.7
Jun-Aug	6	6.9	Jun-Aug	24	6.0
Total	56	6.6		83	5.6

2.2 Previous Year

The outcome of cases registered during the year was as follows:

	2007-2008	2006-2007
Decided	78	80
Withdrawn	50	37
Struck Out	5	4
Total	133	121

2.3 Volume of work

The proportion of registered claims relating to boys was 81% and girls 19% (2007-2008 ratio 73% boys: 27% girls).

The following chart shows the total number of appeals received and registered in recent years.



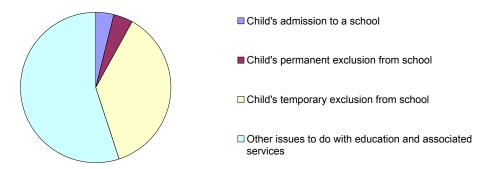
2.4 Disposal of claims

The following table shows the number of decided claims during the last year.

	2008-2009	2007-2008
Decisions issued	54	78
Struck Out	2	5
Withdrawn	37	50
Total	93	133

2.5 Types of claim

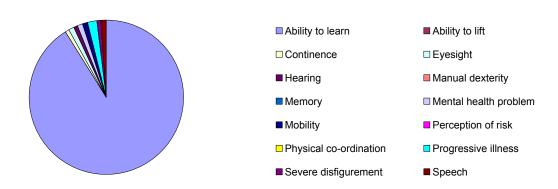
The following chart and table show a breakdown of the type of claims we registered during the year.



Type of claim	2008-2009	% of total	2007-2008	% of total
Child's admission to a school	4	4	11	8
Child's permanent exclusion from school	4	4	7	5
Child's temporary exclusion from school	37	37	54	37
Other issues to do with education and associated				
services	55	55	74	51
Total claims registered	100		146	

2.6 Nature of disability

The following chart and table show a breakdown of the type of disability for claims we registered during the year.



Nature of disability	2008-2009	% of total	2007-2008	% of total
Ability to learn	91	91	112	76
Ability to lift	0	0	2	1
Continence	1	1	1	1
Eyesight	1	1	4	3
Hearing	1	1	1	1
Manual dexterity	0	0	0	0
Memory	0	0	0	0
Mental health problem	1	1	1	1
Mobility	1	1	11	7
Perception of risk	0	0	0	0
Physical co-ordination	0	0	11	7
Progressive illness	2	2	2	1
Severe disfigurement	1	1	0	0
Speech	1	1	2	1
Total claims registered	100		147	

2.7 Outcome of claims: general

The following tables shows the number of claims decided through the year either upheld or dismissed by the type of claim.

	Decisions issued 2008-2009				Decisions issued 2007-2008					
	Decided	%	Withdrawn	%	Total	Decided	%	Withdrawn	%	Total
Another issue with child's education	31	69%	14	31%	45	38	58%	28	42%	66
Child's admission to a school	2	100%	0	0%	2	6	67%	3	33%	9
Child's permanent exclusion from school	3	60%	2	40%	5	4	80%	1	20%	5
Child's temporary exclusion from school	18	56%	14	44%	32	32	71%	13	29%	45
Totals	54	64%	30	36%	84	80	64%	45	36%	125

2.8 Outcome of claims: decided

The following tables shows the number of claims decided through the year either upheld or dismissed by the type of claim.

	Decisions issued 2008-2009			Decisions issued 2007-2008				2008		
	Upheld		Dismissed		Total	Upheld		Dismissed		Total
Another issue with child's education	15	47%	17	53%	32	19	49%	20	51%	39
Child's admission to a school	1	50%	1	50%	2	1	17%	5	83%	6
Child's permanent exclusion from school	1	33%	2	67%	3	1	25%	3	75%	4
Child's temporary exclusion from school	10	53%	9	47%	19	22	69%	10	31%	32
Totals	27	48%	29	52%	56	43	53%	38	47%	81

2.8 Ethnic Origin

The following table shows a breakdown of a child's ethnic origin as stated on the claim form.

	2008-2009	2007-2008
Bangladeshi	0	0
Black African	0	0
Black Caribbean	2	2
Black - Other	2	2
Chinese	0	0
Indian	0	0
Pakistani	0	0
White	74	103
Other	5	5
Not completed	17	35
Total	100	147

2.9 Representation

The following shows how many parents and Responsible Bodies are represented legally at hearings and the number of those parents using legal and other representatives throughout the appeal process.

	2008-2009	2007-2008
Legal representative at hearing		
Parents	8%	11%
LEA	41%	30%
Other representative at hearing		
Parents	29%	16%
Legal representative through claim process		
Parents	9%	20%
Voluntary representative through claim process		
Parents	8%	5%

2.10 High Court appeals

These figures show the number of new appeals lodged and the appeals decided this year.

	2008-2009	2005-2006
Appeals Lodged		
Parents	0	4
LEA	0	2
Total	0	6
Disposal		
Withdrawn	0	0
Dismissed	0	0
Out of time	0	0
Successful	0	0
Referred Back	0	0
Total	0	0

The outcome of appeals referred back to the Tribunal by the Court was:

	2008-2009	2005-2006
Previous decision confirmed	0	0
(or substantially confirmed)		
Parents withdrew	0	0
Previous decision set aside	0	0
Pending	0	0
Total	0	0

3. Appendices

3.1 Appendix 1 Appeals registered

Appeals registered as a proportion of school population.

This table gives the number of appeals registered against each local authority.

It is unlikely that every registered appeal will result in a hearing and a decision by the Tribunal, because may be withdrawn or conceded before reaching that stage.

	2008-2009 No. of appeals	2007-2008 No. of appeals
Barking & Dagenham	10	7
Barnet	50	39
Barnsley	10	10
Bath & NE Somerset	11	6
Bedfordshire	0	0
Bexley	34	36
Birmingham	87	71
Blackburn	4	0
Blackpool	0	3
Bolton	7	6
Bournemouth	3	3
Bracknell Forest	5	6
Bradford	19	14
Brent	8	6
Brighton and Hove	17	24
Bristol City	40	51
Bromley	40	71
Buckinghamshire	32	35
Bury	5	7
Calderdale	15	12
Cambridgeshire	36	39
Camden	11	25
Cheshire	0	0
Cornwall	15	12
Coventry	3	5
Croydon	50	66
Cumbria	17	16
Darlington	0	0
Derby City	11	13
Derbyshire	22	19
Devon	32	31
Doncaster	3	5
Dorset	5	10
Dudley	11	7
Durham	33	45
Ealing	31	21
East Riding of Yorkshire	12	18

	2008-2009 No. of appeals	2007-2008 No. of appeals
East Sussex	82	49
Enfield	42	48
Essex	130	190
Gateshead	7	0
Gloucestershire	35	50
Greenwich	23	19
Hackney	37	22
Halton	7	3
Hammersmith & Fulham	23	15
Hampshire	132	118
Haringey	28	21
Harrow	20	18
Hartlepool	0	1
Havering	1	0
Herefordshire	11	8
Hertfordshire		
Hillingdon	58	98
Hounslow	12	11
	5	14
Isle of Wight	10	17
Isles of Scilly	0	0
Islington	15	14
Kensington & Chelsea	7	7
Kent	130	152
Kingston upon Thames	10	17
Kingston-upon-Hull, City	9	12
Kirklees	10	16
Knowsley	2	5
Lambeth	37	32
Lancashire	60	76
Leeds	23	17
Leicester City	12	20
Leicestershire	30	33
Lewisham	31	43
Lincolnshire	47	69
Liverpool	22	21
Luton	2	3
Manchester	39	41
Medway	33	30
Merton	16	22
Middlesbrough	4	14
Milton Keynes	12	11
Newcastle upon Tyne	1	1
Newham	21	19
Newport	0	0
Norfolk	51	46
North East Lincolnshire	2	15
North Lincolnshire	2	3
North Somerset	25	23
North Tyneside	10	7
North Yorkshire	17	27
Northamptonshire	17	12
riormaniptonomie	17	۱Z

	2008-2009 No. of appeals	2007-2008 No. of appeals
Northumberland	6	7
Nottingham City	7	9
Nottinghamshire	28	26
Oldham	8	6
Oxfordshire	9	17
Peterborough	7	9
Plymouth	4	8
Poole	11	4
Portsmouth	5	10
Reading	4	2
Redbridge	19	35
Redcar and Cleveland	2	2
Richmond upon Thames	16	12
Rochdale	2	5
Rotherham	11	22
Rutland	5	0
Salford	12	15
Sandwell	5	9
Sefton	12	12
Sheffield	40	55
Shropshire	15	16
Slough	6	11
Solihull	24	15
Somerset	44	38
South Gloucestershire	7	14
South Tyneside	5	3
Southampton	15	25
Southend	17	21
Southwark	27	37
St Helens	2	1
Staffordshire	31	20
Stockport	7	14
Stockton-on-Tees	6	6
Stoke-on-Trent	12	10
Suffolk	55	56
Sunderland	3	1
Surrey	132	157
Sutton	21	11
Swindon	10	8
Tameside	10	12
Telford & Wrekin	8	6
Thurrock	4	6
Torbay	1	1
Tower Hamlets	7	3
Trafford	11	18
Wakefield	5	7
Walsall	4	10
Waltham Forest	17	23
Wandsworth	17	40
Warrington	4	3
Warwickshire	14	15
West Berkshire	4	7
West Sussex	82	99

	2008-2009 No. of appeals	2007-2008 No. of appeals
Westminster	12	6
Wigan	3	2
Wiltshire	39	52
Windsor & Maidenhead	5	6
Wirral	5	6
Wokingham	9	7
Wolverhampton	0	3
Worcestershire	23	25
York City	1	3
Total	2986	

H Rimington J Akers M Grenville C Sadd J Hall H Vassie J McIntosh F Appleyard M Hinchliffe M Tudur D Wall R Hughes J Williamson S Rees K Bond J Hare M Davies C Mather A Clarke P Gore J Astbury A Lockley H Parry M Coxon S Hunter A Askham J Buckle M Lewis S Capper S Oliver L Goldthorpe S Pearl B Herwald M Simon

Y Genn H Forrest
B Lang E May
M Sherwin M Richards
A Bowen S Bowden
A James D Burleigh
M Kane J Lom
S Knapp S Slater
A Spratling

D Williams A Wilson

J Wilson

H Zagzoule

L Strowger

M Dorsey

C Morris

R White

J Allright

C Beatson

L Bennett

A Davies

G Mott

J Reddish

3.3 Appendix 2b Lay members

Lay members who sat on tribunals in the year 2008-2009

A Adams R Baker G Ballinger D Barber J Barraclough R Bartlett R Beeden B Bennett S Boyle M Bray D Braybrook S Briggs D Brown C Buckingham J Burdess B Cameron R Cardinal P Cates R Chadwick K Chapman D Cheetham I Choudhury A Clarke A Collins H Cook D Cook G Copnall G Cranmer J Dalzell M Davies M Diamond M Donovan

K Doves

J Dunford

S Ernstoff

C Emerson

A Fordham P Fuller MBE J Funnell C Gilder J Goodwin P Grace G Graveson R Gupta D Hadleigh D Haigh L Handford J Hickson S Higgins M Higgins M Hine A Holdina D Horsford A Hussain P Kennedy A Kerr C Lazarus S Lorenz D Lucas L Mackay J Maddick K Marchant R Marks C Marshall M Martin J Martin

C May

H Miller

V McCartney

B McCormick OBE

H Evans

R Fawcett

H Murdoch J Parrott D Parry M Partington S Phillips K Pierce I Pollard J Pritchard C Radley R Radley L Redford H Reid P Richardson K Rider S Ridgway R Rieser M Rose L Rousseau J Scruton J Sheppard S Siencyn J Sinson S Smith G Snowdon J Sparkes M Stinton A Stockburn A Tinklepaugh K Tottman P Varley J Wade D Waite D Walder N Watling

M Williams

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