

Section 21: Special educational provision, health care provision and social care provision

1. 'Special educational provision', for a child aged two or more or a young person, means educational or training provision that is additional to, or different from, that made generally for others of the same age in—
 - a. mainstream schools in England,
 - b. maintained nursery schools in England,
 - c. mainstream post-16 institutions in England, or
 - d. places in England at which relevant early years education is provided.
2. 'Special educational provision', for a child aged under two, means educational provision of any kind.
3. 'Health care provision' means the provision of health care services as part of the comprehensive health service in England continued under section 1(1) of the National Health Service Act 2006.
4. 'Social care provision' means the provision made by a local authority in the exercise of its social services functions.
5. Health care provision or social care provision which educates or trains a child or young person is to be treated as special educational provision (instead of health care provision or social care provision).