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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.

| $\begin{aligned} & \text { Decisions } \\ & \text { issued } \\ & 2008-2009 \end{aligned}$ | 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:

|  | $\mathbf{2 0 0 7 - 2 0 0}$ | $\mathbf{2 0 0 6 - 2 0 0 7}$ |
| :---: | :---: | :---: |
| Conceded | 1090 | 968 |
| Decided | 811 | 978 |
| Struck Out | 61 | 61 |
| Withdrawn | 1227 | 1236 |
| Total | $\mathbf{3 1 8 9}$ | $\mathbf{3 2 4 3}$ |

### 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.

|  | $\mathbf{2 0 0 8 - 2 0 0 9}$ | \% | $\mathbf{2 0 0 7 - 2 0 0 8}$ | \% |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Conceded | 905 | 30 | 1090 | 34 |  |  |
| Decided | 739 | 25 | 811 | 25 |  |  |
| Struck Out | 55 | 2 | 61 | 2 |  |  |
| Withdrawn | 1317 | 44 | 1226 | 38 |  |  |
| Total | $\mathbf{3 0 1 6}$ |  |  |  |  |  |
|  |  |  |  |  |  |  |

### 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.

$\square$ Against refusal to assess
$\square$ Against refusal to make a statement
$\square$ Against refusal to re-assess
$\square$ Against refusal to change name of school
$\square$ Against decision to cease to maintain statement
$\square$ Against school named in statement
$\square$ Against failure to name a school
$\square$ Against contents of the statement - parts $2 \& 3$
■ Against contents of the statement - parts 2,3 \& 4
$\square$ Against contents of the statement - part 4

| Types of appeal | $\mathbf{2 0 0 8 - 2 0 0 9}$ | \% of total | $\mathbf{2 0 0 7 - 2 0 0 8}$ | \% of total |
| :---: | :---: | :---: | :---: | :---: |
| Against refusal to assess | 1094 | 36 | 1257 | $\mathbf{3 7}$ |
| 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 | $\mathbf{1 2}$ | 355 | 10 |
| Total appeals registered | $\mathbf{3 0 1 6}$ |  | $\mathbf{3 3 9 2}$ |  |

### 1.6 Nature of SEN

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

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

|  | Outcomes 2008-2009 |  |  |  |  |  |  | Outcomes 2007-2008 |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & \text { 융 } \\ & \text { O} \\ & 0 \\ & \hline 0 \end{aligned}$ |  |  |  | $\begin{aligned} & \text { ס} \\ & 0 \\ & \hline 0 \\ & 0 \\ & 0 \\ & 0 \\ & \hline \end{aligned}$ |  | $\begin{aligned} & \overline{\text { ®un }} \end{aligned}$ |  |  |  |  | $\begin{aligned} & \text { す } \\ & \text { © } \\ & 0 \\ & 0 \\ & 0 \end{aligned}$ |  | ¢ |
| Appeals not involving contents of statements |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| 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.

|  | Outcomes 2008-2009 |  |  |  |  | Outcomes 2007-2008 |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & \text { 증 } \\ & \frac{1}{ㅁ} \\ & \hline \end{aligned}$ |  |  |  | $\begin{gathered} \overline{\text { ®0 }} \end{gathered}$ | $\begin{aligned} & \text { 믕 } \\ & \text { 잉 } \end{aligned}$ |  | $\begin{aligned} & \overline{0} \\ & \stackrel{0}{0} \\ & \ddot{0} \\ & \underline{\theta} \\ & \ddot{0} \end{aligned}$ |  | \} |
| Appeals not involving contents of statements |  |  |  |  |  |  |  |  |  |  |
| Refusal to assess | 88 | 66\% | 46 | 34\% | 134 | 113 | 60\% | 75 | 40\% | 188 |
| Refusal to statement | 24 | 59\% | 17 | 41\% | 41 | 40 | 62\% | 25 | 38\% | 65 |
| Refusal to re-assess | 3 | 60\% | 2 | 40\% | 5 | 8 | 80\% | 2 | 20\% | 10 |
| Cease to maintain | 9 | 64\% | 5 | 36\% | 14 | 19 | 83\% | 4 | 17\% | 23 |
| Totals | 124 | 64\% | 70 | 36\% | 194 | 180 | 63\% | 106 | 37\% | 286 |
| Contents of statement |  |  |  |  |  |  |  |  |  |  |
| Parts 2 and/or 3, not 4 | 85 | 94\% | 5 | 6\% | 90 | 74 | 87\% | 11 | 13\% | 85 |
| Parts 2,3 and 4 | 388 | 92\% | 34 | 8\% | 422 | 379 | 94\% | 26 | 6\% | 405 |
| Part 4 only | 50 | 61\% | 32 | 39\% | 82 | 56 | 63\% | 33 | 37\% | 89 |
| Refusal to change school named | 3 | 100\% | 0 | 0\% | 3 | 2 | 29\% | 5 | 71\% | 7 |
| Failure to name a school | 0 | 0\% | 0 | 0\% | 0 | 0 | 0\% | 0 | 0\% | 0 |
| Totals | 526 | 88\% | 71 | 12\% | 597 | 511 | 87\% | 75 | 13\% | 586 |
| Total decisions issued | 650 | 82\% | 141 | 18\% | 791 | 691 | 79\% | 181 | 21\% | 872 |

### 1.9 Outcomes by SEN

The following table shows the outcomes of appeals by SEN.
Outcomes 2008-2009

| Outcomes 2008-2009 |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & \text { ㅇ } \\ & \text { 잉 } \\ & 0 \end{aligned}$ |  |  |  | $\begin{aligned} & \hline \overline{0} \\ & \text { O} \\ & \hline 0 \\ & 0 \\ & 0 \\ & 0 \end{aligned}$ |  | ¢ |
| 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

|  |  |  |  |  | $\begin{aligned} & \text { す } \\ & \text { © } \\ & 0 \\ & 0 \\ & 0 \end{aligned}$ |  | 끙 |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Autistic Spectrum Disorder (ASD) | 284 | 32\% | 375 | 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

1.11 Outcome of appeals: schools

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


### 1.12 Ethnic Origin

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

|  | $\mathbf{2 0 0 8 - 2 0 0 9}$ | $\mathbf{2 0 0 7 - 2 0 0 8}$ |
| :---: | :---: | :---: |
| 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 | $\mathbf{3 3 9 4}$ |

### 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 | $\mathbf{1}$ | $\mathbf{2 0}$ |
| Disposal |  |  |
| Withdrawn | 0 | 0 |
| Dismissed | 1 | 2 |
| Out of time | 0 | 0 |
| Successful | 0 | 1 |
| Referred Back | 0 | 5 |
| Total | $\mathbf{1}$ | $\mathbf{8}$ |

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

|  | $\mathbf{2 0 0 8 - 2 0 0 9}$ | $\mathbf{2 0 0 7 - 2 0 0 8}$ |
| :---: | :---: | :---: |
| Previous decision confirmed <br> (or substantially confirmed) | 0 | 0 |
| Parents withdrew | 0 | 0 |
| Previous decision set aside | 0 | 0 |
| Pending | 0 | 6 |
| Total | $\mathbf{0}$ | $\mathbf{6}$ |

## 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 <br> issued <br> 2008-2009 | Number <br> issued | Average number of <br> months | Decision issued <br> 2007-2008 | Number issued | Average number <br> 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 | $\mathbf{5 6}$ | $\mathbf{6 . 6}$ |  | $\mathbf{8 3}$ | $\mathbf{5 . 6}$ |

### 2.2 Previous Year

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

|  | $\mathbf{2 0 0 7 - 2 0 0 8}$ | $\mathbf{2 0 0 6 - 2 0 0 7}$ |
| :---: | :---: | :---: |
| Decided | 78 | 80 |
| Withdrawn | 50 | 37 |
| Struck Out | 5 | 4 |
| Total | $\mathbf{1 3 3}$ | $\mathbf{1 2 1}$ |

### 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.

|  | $\mathbf{2 0 0 8 - 2 0 0 9}$ | $\mathbf{2 0 0 7 - 2 0 0 8}$ |
| :---: | :---: | :---: |
| Decisions issued | 54 | 78 |
| Struck Out | 2 | 5 |
| Withdrawn | 37 | 50 |
| Total | $\mathbf{9 3}$ | $\mathbf{1 3 3}$ |

### 2.5 Types of claim

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

$\square$ Child's admission to a school
$\square$ Child's permanent exclusion from school
$\square$ Child's temporary exclusion from school
$\square$ Other issues to do with education and associated services

| Type of claim | 2008-2009 | \% of total | 2007-2008 |  |
| :---: | :---: | :---: | :---: | :---: |
| 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 <br> services | 55 | 55 | 74 | 51 |
| Total claims registered | $\mathbf{1 0 0}$ |  | $\mathbf{5}$ | $\mathbf{1 4 6}$ |

### 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.


| $\square$ Ability to learn | $\square$ Ability to lift |
| :--- | :--- |
| $\square$ Continence | $\square$ Eyesight |
| $\square$ Hearing | $\square$ Manual dexterity |
| $\square$ Memory | $\square$ Mental health problem |
| $\square$ Mobility | $\square$ Perception of risk |
| $\square$ Physical co-ordination | $\square$ Progressive illness |
| $\square$ Severe disfigurement | $\square$ Speech |


| Nature of disability | $\mathbf{2 0 0 8 - 2 0 0 9}$ | \% of total | $\mathbf{2 0 0 7 - 2 0 0 8}$ | \% 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 | 0 | 7 |
| Perception of risk | 0 | 0 | 11 | 0 |
| Physical co-ordination | 0 | 0 | 2 | 7 |
| Progressive illness | 2 | 2 | 0 | 1 |
| Severe disfigurement | 1 | 1 | 2 | 0 |
| Speech | 1 | 1 | $\mathbf{1 4 7}$ | 1 |
| Total claims registered | $\mathbf{1 0 0}$ |  |  |  |

### 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 |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & \text { ס } \\ & \text { 응 } \\ & 0 \\ & \hline \end{aligned}$ | ふ๐ |  | ঞㅇ | $\begin{gathered} \overline{\text { ® }} \\ \hline \end{gathered}$ | $\begin{aligned} & \text { ס } \\ & \text { D } \\ & \hline 0 \\ & 0 \\ & \hline 0 \end{aligned}$ | ஃㅇ |  | ஃㅇ | 끙 |
| 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 |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  | $\begin{aligned} & \text { 믕 } \\ & \text { 음 } \end{aligned}$ |  | $\begin{aligned} & \text { ర } \\ & 0 \\ & \ddot{0} \\ & \underline{E} \\ & \ddot{0} \end{aligned}$ |  | $\underset{\sim}{\bar{\circ}}$ | $\begin{aligned} & \text { 믕 } \\ & \text { 잉 } \end{aligned}$ |  |  |  | ¢ |
| 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.

|  | $\mathbf{2 0 0 8 - 2 0 0 9}$ | $\mathbf{2 0 0 7 - 2 0 0 8}$ |
| :---: | :---: | :---: |
| 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 | $\mathbf{1 0 0}$ | $\mathbf{1 4 7}$ |

### 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.

|  | $\mathbf{2 0 0 8 - 2 0 0 9}$ |  |
| :--- | :---: | :---: |
| Appeals Lodged | 0 | 4 |
| Parents | 0 | 2 |
| LEA | 0 | 6 |
| Total |  |  |

Disposal

| Withdrawn | 0 | 0 |
| :--- | :--- | :--- |
| Dismissed | 0 | 0 |
| Out of time | 0 | 0 |
| Successful | 0 | 0 |
| Referred Back | 0 | 0 |
| Total | $\mathbf{0}$ | $\mathbf{0}$ |

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

|  | $\mathbf{2 0 0 8 - 2 0 0 9}$ | $\mathbf{2 0 0 5 - 2 0 0 6}$ |
| :---: | :---: | :---: |
| Previous decision confirmed <br> (or substantially confirmed) | 0 | 0 |
| Parents withdrew | 0 | 0 |
| Previous decision set aside | 0 | 0 |
| Pending | 0 | 0 |
| Total | $\mathbf{0}$ | $\mathbf{0}$ |

## 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.

|  | $\mathbf{2 0 0 8} \mathbf{- 2 0 0 9}$ No. of <br> appeals | 2007-2008 No. of <br> 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 |
| Bornemouth | 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 |
|  |  |  |


|  | $\begin{gathered} \text { 2008-2009 No. of } \\ \text { appeals } \end{gathered}$ | $\begin{aligned} & \text { 2007-2008 No. of } \\ & \text { appeals } \end{aligned}$ |
| :---: | :---: | :---: |
| 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 | 58 | 98 |
| Hillingdon | 12 | 11 |
| Hounslow | 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 |
| 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 |


|  | 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 |


|  | $\mathbf{2 0 0 8 - 2 0 0 9}$ No. of <br> appeals | 2007-2008 No. of <br> 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 | $\mathbf{2 9 8 6}$ |  |  |

### 3.2 Appendix 2a Chairs

Chairs who have presided over tribunals in the year 2008-2009

| J Akers | H Rimington | Y Genn | H Forrest |
| :--- | :--- | :--- | :--- |
| M Grenville | C Sadd | B Lang | E May |
| J Hall | H Vassie | M Sherwin | M Richards |
| J Mclntosh | F Appleyard | A Bowen | S Bowden |
| M Tudur | M Hinchliffe | A James | D Burleigh |
| D Wall | R Hughes | M Kane | J Lom |
| J Williamson | S Rees | S Knapp | S Slater |
| K Bond | J Hare | A Spratling |  |
| M Davies | C Mather | L Strowger | M Dorsey |
| A Clarke | P Gore | C Morris |  |
| A Lockley | J Astbury | J Reddish |  |
| H Parry | M Coxon | R White |  |
| A Askham | S Hunter | J Allright |  |
| J Buckle | M Lewis | C Beatson |  |
| S Capper | S Oliver | L Pearl | A Davies |

### 3.3 Appendix 2b Lay members

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

| A Adams | H Evans | G Mott | D Williams |
| :--- | :--- | :--- | :--- |
| R Baker | R Fawcett | H Murdoch |  |
| G Ballinger | A Fordham | J Wilson |  |
| D Barber | P Fuller MBE | J Parrott | H Zagzoule |
| J Barraclough | J Funnell | D Parry | M Partington |
| R Bartlett | C Gilder | S Phillips |  |
| R Beeden | J Goodwin | K Pierce |  |
| B Bennett | P Grace | I Pollard |  |
| S Boyle | G Graveson | J Pritchard |  |
| M Bray | R Gupta | C Radley |  |
| D Braybrook | D Hadleigh | R Radley |  |
| S Briggs | D Haigh | L Redford |  |
| D Brown | L Handford | H Reid |  |
| C Buckingham | J Hickson | P Richardson |  |
| J Burdess | S Higgins | K Rider |  |
| B Cameron | M Higgins | S Ridgway |  |
| R Cardinal | M Hine | R Rieser |  |
| P Cates | A Holding | M Rose |  |
| R Chadwick | D Horsford | L Rousseau |  |
| K Chapman | A Hussain | J Scruton |  |
| D Cheetham | P Kennedy | J Sheppard |  |
| I Choudhury | A Kerr | S Siencyn |  |
| A Clarke | C Lazarus | J Sinson |  |
| A Collins | S Lorenz | S Smith |  |
| H Cook | D Lucas | G Snowdon |  |
| D Cook | L Mackay | J Sparkes |  |
| G Copnall | J Maddick | M Stinton |  |
| G Cranmer | K Marchant | A Stockburn |  |
| J Dalzell | R Marks | A Tinklepaugh |  |
| M Davies | C Marshall | K Tottman |  |
| M Diamond | M Martin | P Varley |  |
| M Donovan | J Martin | J Wade |  |
| K Doves | C May | D Waite |  |
| J Dunford | V McCartney | N Walder |  |
| C Emerson | B McCormick OBE | M Willer |  |
| S Ernstoff |  |  |  |
|  |  |  |  |



