

Response to Request for Information

Reference FOI 0216133
Date 24 February 2016

Applied Behavioural Analysis (ABA) Provision

Request:

Please can you tell me how many children are receiving any Applied Behavioural Analysis (ABA) provision - whether it is provided in an ABA/VB* home programme, in an ABA/VB primary or secondary special school or alongside mainstream school at any age in a part-time home/school programme. *ABA is sometimes called VB or Verbal Behaviour.

Please can you then tell me how many of them had Applied Behavioural Analysis due to a tribunal order and how many receive this without a tribunal. If without a tribunal, had parents initiated legal action but reached settlement with you for ABA before tribunal took place?

Please can you forward me any policy documents that are associated with the awarding of any Applied Behavioural Analysis provision and demonstrate how the decision is made.

Finally, please can you explain your rationale for awarding Applied Behavioural Analysis without tribunal orders? Are your criteria for awarding ABA laid out on your SEND Local Offer page?

In response to your request, I can confirm the request falls under Section 40(2), Personal Data, of the Freedom of Information Act 2000 as it asks for information 'other than that of the requester' and where disclosure would breach the data protection principles contained in the Data Protection Act 1998 as information held may identify individuals. *(The Freedom of Information Act 2000 created a new category of data which extended the definition of "data" in the Data Protection Act to include any information held by a public authority which would not otherwise be caught by the definition. Where information requested under the FOI Act includes information about identifiable individuals, public authorities must consider whether its release would breach the Data Protection Act. The new category of data (which is often referred to as "category (e) data") is designed to ensure that before releasing any personal information under the FOI Act, public authorities consider whether this would be fair. Processing category (e) data is exempt from most of the rights and duties created by the Data Protection Act).*

We do not have a policy on ABA but a Statement is currently on the Councils Local Offer, which is due to be amended shortly. For ease of reference please find link below:

<http://www.wolverhampton.gov.uk/send>