

*Changes to legislation: School Standards and Organisation (Wales) Act 2013, Cross Heading: Teaching space is up to date with all changes known to be in force on or before 24 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

## SCHEDULE 2

### REGULATED ALTERATIONS

#### PART 5

#### MAINTAINED NURSERY SCHOOLS

##### *Teaching space*

- 23 (1) An enlargement of the teaching space, other than a temporary enlargement, by 50% or more.
- (2) The making permanent of a temporary enlargement of the teaching space by 50% or more.
- (3) In this paragraph—
- “teaching space” (“*man addysgu*”) means any area used wholly or mainly for the provision of nursery education excluding—
- (a) any area used wholly or mainly for the education of pupils whose educational needs are being [F1assessed under section 323 of the Education Act 1996 and pupils with statements of special educational needs maintained under section 324 of that Act][F1determined under Part 2 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018 and pupils with individual development plans maintained under that Act];
- (b) any area constructed, adapted or equipped so as to be unsuitable for general teaching purposes;
- (c) any area constructed, adapted or equipped primarily for the storage of apparatus, equipment or materials used in teaching;
- (d) any part of an area which is required for the movement of pupils through that area and which is used wholly or mainly for that purpose;
- a “temporary enlargement” (“*ehangu dros dro*”) is an enlargement of the teaching space which it is anticipated, at the time of its making, will be in place for fewer than three years.

#### Textual Amendments

- F1** Words in [Sch. 2 para. 23\(3\)\(a\)](#) substituted (1.9.2021 for specified purposes, 1.1.2022 for specified purposes, 1.9.2022 for specified purposes) by [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018 \(anaw 2\), s. 100\(3\)](#), [Sch. 1 para. 22\(6\)\(c\)](#); [S.I. 2021/373, arts. 3, 4, 6, 7](#) (as amended by [S.I. 2021/938, art. 2](#)); [S.I. 2021/1243, art. 3](#) (with arts. 4-23) (as amended by [S.I. 2021/1428, art. 2](#)); [S.I. 2021/1244, art. 3](#) (with arts. 4-21) (as amended by [S.I. 2021/1428, art. 3](#)); [S.I. 2021/1245, arts. 3, 4](#) (with art. 1(4)); [S.I. 2022/891, art. 3](#) (with arts. 4-25); [S.I. 2022/892, arts. 2, 3](#) (with arts. 4-18); [S.I. 2022/893, art. 4](#); [S.I. 2022/894, art. 3](#); [S.I. 2022/895, arts. 3, 4](#); [S.I. 2022/896, art. 3](#) (with arts. 1(7), 4-22); [S.I. 2022/897, art. 3](#) (with arts. 1(8), 4-21); [S.I. 2022/898, arts. 2, 3](#)

#### Commencement Information

- II** [Sch. 2 para. 23](#) in force at 1.10.2013 by [S.I. 2013/1800, art. 3\(f\)](#)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 3 Ch. 3A inserted by [2022 asc 1 Sch. 4 para. 29\(7\)](#)
- s. 1(9A) inserted by [2022 asc 1 Sch. 4 para. 29\(2\)\(a\)](#)
- s. 38(2)(ca) inserted by [2022 asc 1 Sch. 4 para. 29\(3\)\(a\)](#)
- s. 38(5)(ca) inserted by [2022 asc 1 Sch. 4 para. 29\(3\)\(b\)](#)
- s. 39(1)(ca) inserted by [2022 asc 1 Sch. 4 para. 29\(4\)](#)
- Sch. 2 para. 19(2)(c)(i) word inserted by [2022 asc 1 Sch. 4 para. 29\(12\)\(b\)](#)