



# Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

## PART 2

### ADDITIONAL LEARNING NEEDS

#### CHAPTER 2

##### INDIVIDUAL DEVELOPMENT PLANS

*Local authority reconsideration of governing body decisions and plans*

#### **26 Reconsideration by local authorities of decisions under section 11(1)**

- (1) Subsection (2) applies where—
  - (a) a governing body of a maintained school has made a decision about a registered pupil under section 11(1) or has refused to make a decision under that section, and
  - (b) the child or young person or, in the case of a child, the child's parent requests the local authority responsible for the child or young person to reconsider the matter.
- (2) The local authority must decide whether the child or young person has additional learning needs.
- (3) Before it makes its decision, the local authority must inform the governing body of the request and invite representations from the governing body.
- (4) For the purposes of this Part, a decision under subsection (2) is to be treated as a decision under section 13(1).

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*Status: This is the original version (as it was originally enacted).*

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- (5) Where a local authority makes a decision under subsection (2), the previous decision of the governing body under section 11(1) ceases to have effect.