



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

2018 anaw 2

## PART 2

### ADDITIONAL LEARNING NEEDS

#### CHAPTER 3

##### SUPPLEMENTARY FUNCTIONS

*Functions relating to securing additional learning provision*

#### **49 No power to charge for provision secured under this Part**

- (1) No charge may be made by a governing body or a local authority to a child, a child's parent or a young person for anything that the governing body or local authority secures for a child or young person under this Part.
- (2) A child, a child's parent or a young person is not liable to pay any charge made by a person for anything that a governing body or local authority secures for a child or young person under this Part.
- (3) In this section, “parent” does not include a parent who is not an individual.
- (4) Schedule 1 to the Social Services and Well-being (Wales) Act 2014 (anaw 4) is amended as follows.
- (5) In paragraph 1, in sub-paragraph (1), after “other than in the cases mentioned in sub-paragraph (8)” insert “, and in cases where charging is prohibited by or under an enactment”.

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**Changes to legislation:** Additional Learning Needs and Education Tribunal (Wales) Act 2018, Section 49 is up to date with all changes known to be in force on or before 08 May 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

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### Commencement Information

- I1** S. 49 in force at 1.9.2021 for specified purposes by [S.I. 2021/373](#), **arts. 3, 4** (as amended by [S.I. 2021/938](#), **art. 2(3)**)
- I2** S. 49 in force at 1.9.2021 for specified purposes by [S.I. 2021/373](#), **arts. 6, 7** (as amended by [S.I. 2021/938](#), **art. 2(4)(5)**)
- I3** S. 49 in force at 1.1.2022 for specified purposes by [S.I. 2021/1244](#), **art. 3(f)** (with **arts. 4-21**) (as amended by [S.I. 2021/1428](#), **art. 3**; and (10.6.2022) by [S.I. 2022/663](#), **art. 3**; and (21.8.2023) by [S.I. 2023/932](#), **art. 3**)
- I4** S. 49 in force at 1.1.2022 for specified purposes by [S.I. 2021/1243](#), **art. 3(f)** (with **arts. 4-23**) (as amended by [S.I. 2021/1428](#), **art. 2**; (10.6.2022) by [S.I. 2022/663](#), **art. 2** and (21.8.2023) by [S.I. 2023/932](#), **art. 2**)
- I5** S. 49 in force at 1.1.2022 for specified purposes by [S.I. 2021/1245](#), **arts. 3(f), 4** (with **art. 1(4)**)
- I6** S. 49 in force at 1.9.2022 for specified purposes by [S.I. 2022/893](#), **art. 4** (with **art. 1(2)**)
- I7** S. 49 in force at 1.9.2022 for specified purposes by [S.I. 2022/896](#), **art. 3(f)** (with **arts. 4-22**) (as amended (21.8.2023) by [S.I. 2023/932](#), **art. 5**)
- I8** S. 49 in force at 1.9.2022 for specified purposes by [S.I. 2022/898](#), **arts. 2(f), 3**
- I9** S. 49 in force at 1.9.2022 for specified purposes by [S.I. 2022/891](#), **art. 3(f)** (with **arts. 4-25**) (as amended (21.8.2023) by [S.I. 2023/932](#), **art. 4**)
- I10** S. 49 in force at 1.9.2022 for specified purposes by [S.I. 2022/897](#), **art. 3(f)** (with **arts. 1(8), 4-21**) (as amended (21.8.2023) by [S.I. 2023/932](#), **art. 6**)
- I11** S. 49 in force at 1.9.2022 for specified purposes by [S.I. 2022/894](#), **art. 3(f)**
- I12** S. 49 in force at 1.9.2022 for specified purposes by [S.I. 2022/892](#), **art. 3(f)** (with **arts. 2, 4-18**)
- I13** S. 49 in force at 1.9.2022 for specified purposes by [S.I. 2022/895](#), **arts. 3(f), 4**

**Changes to legislation:**

Additional Learning Needs and Education Tribunal (Wales) Act 2018, Section 49 is up to date with all changes known to be in force on or before 08 May 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.

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**Changes and effects yet to be applied to :**

- s. 49 coming into force by [S.I. 2022/893 art. 2\(f\)](#)
- specified provision(s) coming into force by [S.I. 2021/381 art. 23](#) (This commencement not applied to legislation.gov.uk. S.I. 2021/381 revoked (12.8.2021) by S.I. 2021/938, art. 3)
- specified provision(s) coming into force by [S.I. 2021/383 art. 23](#) (This commencement not applied to legislation.gov.uk. S.I. 2021/383 revoked (12.8.20210) by S.I. 2021/938, art. 4)

**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):

- s. 4(3)(ca)(cb) inserted by [2022 asc 1 Sch. 4 para. 39\(2\)](#)
- s. 5(1)(da) inserted by [2022 asc 1 Sch. 4 para. 39\(3\)](#)
- s. 65(4)(da)(db) inserted by [2022 asc 1 Sch. 4 para. 39\(5\)](#)
- Sch. 1 para. 4(32)(a)(i)para. 4(32)(a)(ii)(b) coming into force by [S.I. 2022/893 art. 2\(o\)\(xi\)](#)