



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

2018 anaw 2

## PART 2

### ADDITIONAL LEARNING NEEDS

#### CHAPTER 5

##### GENERAL

###### *Giving notice etc.*

#### **88 Giving notice etc. under this Part**

- (1) This section applies where a provision of this Part requires or authorises (in whatever terms) a governing body or local authority to—
  - (a) notify a person of something, or
  - (b) give a document to a person (including a notice or a copy of a document).
- (2) The notification or document may be given to the person in question—
  - (a) by delivering it to the person,
  - (b) by sending it by post to the person's proper address,
  - (c) by leaving it at the person's proper address, or
  - (d) if the conditions in subsection (3) are met, by sending it electronically.
- (3) A governing body or local authority may send a notification or document to a person electronically only if the following requirements are met—
  - (a) the person to whom the notification or document is to be given must have—
    - (i) indicated to the governing body or local authority a willingness to receive the notification or document electronically, and

---

*Status: This is the original version (as it was originally enacted).*

---

- (ii) provided the governing body or local authority with an address suitable for that purpose, and
  - (b) the governing body or local authority sends the notification or document to that address.
- (4) For the purposes of this section and section 7 of the [Interpretation Act 1978 \(c. 30\)](#) (references to service by post) in its application to this section, the proper address of a person is the last known address of the person.
- (5) A notification or document given to a person by leaving it at the person's proper address is to be treated for the purposes of this Part as having been given at the time at which it was left at that address.