



Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

ADDITIONAL LEARNING NEEDS AND EDUCATION TRIBUNAL (WALES) ACT 2018

PART 1

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PART 2

ADDITIONAL LEARNING NEEDS

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- 3 Additional learning provision

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- 4 Additional learning needs code
- 5 Procedure for making the code

Participation, United Nations conventions and access to information

- 6 Duty to involve and support children, their parents and young people
- 7 Duty to have regard to the United Nations Convention on the Rights of the Child

Changes to legislation: Additional Learning Needs and Education Tribunal (Wales) Act 2018 is up to date with all changes known to be in force on or before 20 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

- 8 Duty to have regard to the United Nations Convention on the Rights of Persons with Disabilities
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- 12 Duties to prepare and maintain plans: maintained schools and further education institutions
- 13 Duty to decide: local authorities
- 14 Duties to prepare and maintain plans: local authorities

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- 30 Registration or enrolment at more than one institution

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- 83 Parents and young people lacking capacity
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SCHEDULE 1 — MINOR AND CONSEQUENTIAL AMENDMENTS AND REPEALS

Local Authority Social Services Act 1970 (c. 42)

- 1 In Schedule 1 to the Local Authority Social Services Act...

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Children Act 1989 (c. 41)

2 (1) The Children Act 1989 is amended as follows.

Tribunals and Inquiries Act 1992 (c. 53)

3 In Schedule 1 to the Tribunals and Inquiries Act 1992...

Education Act 1996 (c. 56)

4 (1) The Education Act 1996 is amended as follows.

5

6 In consequence of the amendments made by paragraphs 4 and...

School Standards and Framework Act 1998 (c. 31)

7 (1) The School Standards and Framework Act 1998 is amended...

Learning and Skills Act 2000 (c. 21)

8 (1) The Learning and Skills Act 2000 is amended as...

Education Act 2002 (c. 32)

9 (1) The Education Act 2002 is amended as follows.

Constitutional Reform Act 2005 (c. 4)

10 In paragraph 4 of Schedule 7 to the Constitutional Reform...

National Health Service Act 2006 (c. 41)

11 In Schedule 1 to the National Health Service Act 2006...

National Health Service (Wales) Act 2006 (c. 42)

12 In Schedule 1 to the National Health Service (Wales) Act...

Tribunals, Courts and Enforcement Act 2007 (c. 15)

13 In Part 7 of Schedule 6 to the Tribunals, Courts...

Learner Travel (Wales) Measure 2008 (nawm 2)

14 (1) The Learner Travel (Wales) Measure 2008 is amended as...

Education and Skills Act 2008 (c.25)

15 (1) The Education and Skills Act 2008 is amended as...

Learning and Skills (Wales) Measure 2009 (nawm 2)

16 In the Schedule to the Learning and Skills (Wales) Measure...

Apprenticeships, Skills, Children and Learning Act 2009 (c. 22)

17 In section 129 of the Apprenticeships, Skills, Children and Learning...

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Education (Wales) Measure 2009 (nawm 7)

18 (1) The Education (Wales) Measure 2009 is amended as follows....

Equality Act 2010 (c. 15)

19 (1) The Equality Act 2010 is amended as follows.

Welsh Language (Wales) Measure 2011 (nawm 1)

20 In Schedule 6 to the Welsh Language (Wales) Measure 2011...

Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10)

21 (1) The Legal Aid, Sentencing and Punishment of Offenders Act...

School Standards and Organisation (Wales) Act 2013 (anaw 1)

22 (1) The School Standards and Organisation (Wales) Act 2013 is...

Children and Families Act 2014 (c. 6)

23 (1) The Children and Families Act 2014 is amended as...

Social Services and Well-being (Wales) Act 2014 (anaw 4)

24 (1) The Social Services and Well-being (Wales) Act 2014 is...

Changes to legislation:

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[View outstanding changes](#)

Changes and effects yet to be applied to :

- s. 2 coming into force by [S.I. 2022/893 art. 2\(a\)](#)
- s. 3 coming into force by [S.I. 2022/893 art. 2\(a\)](#)
- s. 4 coming into force by [S.I. 2022/893 art. 2\(a\)](#)
- s. 4(3)(i) substituted by [2022 c. 31 Sch. 1 para. 35\(b\)](#) (Amendment to Welsh text only)
- s. 4(3)(j) substituted by [2022 c. 31 Sch. 4 para. 231\(b\)](#) (Amendment to Welsh text only)
- s. 4(9) words omitted by [2018 c. 12 Sch. 19 para. 226\(3\)\(a\)](#) (Amendment to Welsh text only)
- s. 4(9A) inserted by [2018 c. 12 Sch. 19 para. 226\(3\)\(b\)](#) (Amendment to Welsh text only)
- s. 6 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 7 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 8 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 9 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 10 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 11 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 12 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 13 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 14 coming into force by [S.I. 2022/893 art. 2\(b\)](#)
- s. 17 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 18 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 19 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 20 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 21 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 22 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 23 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 24 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 25 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 26 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 27 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 28 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 29 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 30 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 31 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 32 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 33 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 34 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 35 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 36 coming into force by [S.I. 2022/893 art. 2\(c\)](#)
- s. 38 coming into force by [S.I. 2022/893 art. 2\(d\)](#)
- s. 40 coming into force by [S.I. 2022/893 art. 2\(e\)](#)
- s. 41 coming into force by [S.I. 2022/893 art. 2\(e\)](#)
- s. 42 coming into force by [S.I. 2022/893 art. 2\(e\)](#)
- s. 43 coming into force by [S.I. 2022/893 art. 2\(e\)](#)
- s. 44 coming into force by [S.I. 2022/893 art. 2\(e\)](#)
- s. 47 coming into force by [S.I. 2022/893 art. 2\(f\)](#)
- s. 48 coming into force by [S.I. 2022/893 art. 2\(f\)](#)
- s. 49 coming into force by [S.I. 2022/893 art. 2\(f\)](#)

- s. 50(1) coming into force by S.I. 2022/893 art. 2(g)
- s. 50(2)-(4) omitted by 2022 asc 1 Sch. 4 para. 39(4)
- s. 50(4)(5) coming into force by S.I. 2022/893 art. 2(h)
- s. 51 coming into force by S.I. 2022/893 art. 2(i)
- s. 52 coming into force by S.I. 2022/893 art. 2(i)
- s. 53 coming into force by S.I. 2022/893 art. 2(i)
- s. 55 coming into force by S.I. 2022/893 art. 2(j)
- s. 59 coming into force by S.I. 2022/893 art. 2(k)
- s. 63 coming into force by S.I. 2022/893 art. 2(l)
- s. 64 coming into force by S.I. 2022/893 art. 2(l)
- s. 64(2)(c) substituted by 2022 c. 31 Sch. 4 para. 232(b) (Amendment to Welsh text only)
- s. 65 coming into force by S.I. 2022/893 art. 2(l)
- s. 65(4)(j) substituted by 2022 c. 31 Sch. 1 para. 36(b) (Amendment to Welsh text only)
- s. 65(4)(k) substituted by 2022 c. 31 Sch. 4 para. 233(b) (Amendment to Welsh text only)
- s. 66 coming into force by S.I. 2022/893 art. 2(l)
- s. 68 coming into force by S.I. 2022/893 art. 2(m)
- s. 69 coming into force by S.I. 2022/893 art. 2(m)
- s. 96 coming into force by S.I. 2022/893 art. 2(n)
- s. 99(1) words inserted by 2022 c. 31 Sch. 1 para. 37(b) (Amendment to Welsh text only)
- s. 99(1) words inserted by 2022 c. 31 Sch. 4 para. 234(b)(ii) (Amendment to Welsh text only)
- s. 99(1) words omitted by 2022 c. 31 Sch. 4 para. 234(b)(i) (Amendment to Welsh text only)
- Sch. 1 para. 1 coming into force by S.I. 2022/893 art. 2(o)(i)
- Sch. 1 para. 4(1) coming into force by S.I. 2022/893 art. 2(o)(ii)
- Sch. 1 para. 4(2)-(6) coming into force by S.I. 2022/893 art. 2(o)(iii)
- Sch. 1 para. 4(7) coming into force by S.I. 2022/893 art. 2(o)(iv)
- Sch. 1 para. 4(8)(9) coming into force by S.I. 2022/893 art. 2(o)(v)
- Sch. 1 para. 4(10) coming into force by S.I. 2022/893 art. 2(o)(vi)
- Sch. 1 para. 4(13)-(18) coming into force by S.I. 2022/893 art. 2(o)(vii)
- Sch. 1 para. 4(19)(b) coming into force by S.I. 2022/893 art. 2(o)(viii)
- Sch. 1 para. 4(20)(21) coming into force by S.I. 2022/893 art. 2(o)(ix)
- Sch. 1 para. 4(23)-(29) coming into force by S.I. 2022/893 art. 2(o)(x)
- Sch. 1 para. 7 coming into force by S.I. 2022/893 art. 2(o)(xii)
- Sch. 1 para. 8 coming into force by S.I. 2022/893 art. 2(o)(xiii)
- Sch. 1 para. 11(a) coming into force by S.I. 2022/893 art. 2(o)(xiv)
- Sch. 1 para. 12(a) coming into force by S.I. 2022/893 art. 2(o)(xv)
- Sch. 1 para. 14(1) coming into force by S.I. 2022/893 art. 2(o)(xvi)
- Sch. 1 para. 14(2)(3) coming into force by S.I. 2022/893 art. 2(o)(xvii)
- Sch. 1 para. 19(1) coming into force by S.I. 2022/893 art. 2(o)(xviii)
- Sch. 1 para. 19(5)(e)(ii) coming into force by S.I. 2022/893 art. 2(o)(xix)
- Sch. 1 para. 21(1) coming into force by S.I. 2022/893 art. 2(o)(xx)
- Sch. 1 para. 21(2)(a)(i)para. 21(2)(b)(ii) coming into force by S.I. 2022/893 art. 2(o)(xxi)
- Sch. 1 para. 22 coming into force by S.I. 2022/893 art. 2(o)(xxii)
- Sch. 1 para. 23(1) coming into force by S.I. 2022/893 art. 2(o)(xxiii)
- Sch. 1 para. 23(4) coming into force by S.I. 2022/893 art. 2(o)(xxiv)
- Sch. 1 para. 24(1) coming into force by S.I. 2022/893 art. 2(o)(xxv)
- Sch. 1 para. 24(3)para. 24(6)(a) coming into force by S.I. 2022/893 art. 2(o)(xxvi)
- 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\(o\)\(xi\)](#)