



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

27 Reconsideration by local authorities of plans maintained under section 12

- (1) Subsection (2) applies where—
 - (a) a governing body of a maintained school maintains an individual development plan for a registered pupil under section 12(1) or 12(3), 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 plan with a view to it being revised.
- (2) The local authority must reconsider the plan and decide whether or not to revise the plan.
- (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) If the local authority decides that the plan should not be revised it must notify the child or young person and, in the case of a child, the child's parent of—
 - (a) the decision, and
 - (b) the reasons for the decision.

Status: This is the original version (as it was originally enacted).

- (5) The local authority must give a copy of a notification under subsection (4) to the governing body.
- (6) If the local authority decides that the plan should be revised, or is ordered to revise it by the Education Tribunal for Wales, it must prepare a revised plan and either—
 - (a) direct the governing body to maintain it, or
 - (b) exercise the power in section 28(6) to take over responsibility for maintaining the plan.
- (7) The local authority must give a copy of the revised plan to the governing body (for provision about others to whom a copy must be given, see section 23(11)).