



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

2018 anaw 2

## PART 2

### ADDITIONAL LEARNING NEEDS

#### CHAPTER 4

#### AVOIDING AND RESOLVING DISAGREEMENTS

##### *Appeals and applications to the Tribunal*

#### **76 NHS Bodies: evidence and Tribunal recommendations**

- (1) The Education Tribunal for Wales may, in relation to an appeal under this Part,—
  - (a) exercise its functions to require an NHS body to give evidence about the exercise of the body's functions;
  - (b) make recommendations to an NHS body about the exercise of the body's functions.
- (2) Nothing in subsection (1) affects the generality of the powers to make regulations in sections 74 and 75.
- (3) An NHS body to whom a recommendation has been made by the Tribunal must make a report to the Tribunal before the end of any prescribed period beginning with the date on which the recommendation is made.
- (4) The report under subsection (3) must state —
  - (a) the action that the NHS body has taken or proposes to take in response to the recommendation, or
  - (b) why the NHS body has not taken and does not propose to take any action in response to the recommendation.

---

**Changes to legislation:** Additional Learning Needs and Education Tribunal (Wales) Act 2018, Section 76 is up to date with all changes known to be in force on or before 25 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](#)

---

---

#### Commencement Information

- I1** S. 76 in force at 2.11.2020 for specified purposes by [S.I. 2020/1182](#), **reg. 3(1)(i)**
- I2** S. 76 in force at 1.9.2021 by [S.I. 2021/373](#), **art. 8(g)**

**Changes to legislation:**

Additional Learning Needs and Education Tribunal (Wales) Act 2018, Section 76 is up to date with all changes known to be in force on or before 25 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.

[View outstanding changes](#)

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

- 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\(o\)\(xi\)](#)