
WELSH STATUTORY INSTRUMENTS

2021 No. 938

The Additional Learning Needs and Education Tribunal
(Wales) Act 2018 (Amendment of Commencement
Order No. 2 and Revocation of Commencement Order
No. 3 and Commencement Order No. 4) Order 2021

**Amendment of the Additional Learning Needs and Education Tribunal (Wales) Act 2018
(Commencement No. 2) Order 2021**

2.—(1) The Additional Learning Needs and Education Tribunal (Wales) Act 2018 (Commencement No. 2) Order 2021⁽¹⁾ is amended as follows.

(2) In article 1(2), insert in the appropriate place—

““school year” (“*blwyddyn ysgol*”) has the same meaning as in section 579(2) of the 1996 Act;”

““year 11” (“*blwyddyn 11*”) means a year group in which the majority of children will, in the school year, attain the age of 16”;

““year group” (“*grŵp blwyddyn*”) means a group of children at a school the majority of whom will, in a particular school year, attain the same age”.

(3) In article 4, before paragraph (a) insert—

“(za) who is in year 11;

(zb) who is not at a school and will attain the age of 16 during the 2021-2022 school year;”.

(4) In article 6, after “falls into” insert “either of the paragraphs in”.

(5) For article 7 substitute—

“7. A person in relation to whom an individual development plan —

(a) is being prepared under section 40 or kept under section 42 of the Act;

(b) is being prepared or maintained under section 14 of the Act as a result of regulation 23 of the Additional Learning Needs (Wales) Regulations 2021⁽³⁾.”

(1) S.I. 2021/373 (W. 116) (C. 12) amended by S.I. 2021/735 (W. 184) (C. 34).

(2) Definition of “school year” was inserted by the Education Act 1997 (c. 44), section 57, paragraph 43 of Schedule 7.

(3) S.I. 2021/401 (W. 130).