

Changes to legislation: Equality Act 2010, Cross Heading: Jurisdiction — Wales is up to date with all changes known to be in force on or before 19 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

SCHEDULES

SCHEDULE 17

DISABLED PUPILS: ENFORCEMENT

Modifications etc. (not altering text)

- C1** Sch. 17: power to amend or repeal conferred (10.2.2012) by Education (Wales) Measure 2009 (nawm 5), s. 18(2)(c) (as amended by [S.I. 2011/1651, art. 12\(b\)](#)); [S.I. 2012/320, art. 2\(g\)](#))

PART 2

TRIBUNALS IN ENGLAND AND WALES

[^{F1}Jurisdiction — Wales

Textual Amendments

- F1** Sch. 17 para. 3A and cross-heading inserted (E.W.) (6.3.2012) by Education (Wales) Measure 2009 (nawm 5), s. 9(3) (as substituted (6.7.2011) by The Right of a Child to Make a [Disability Discrimination Claim \(Schools\) \(Wales\) Order 2011 \(S.I. 2011/1651, art. 3\)](#); [S.I. 2012/320, art. 3\(f\)](#))

- 3A** (1) A claim that a responsible body for a school in Wales has contravened Chapter 1 of Part 6 in relation to a person because of disability may be made to the Tribunal by—
[^{F2}(a) the person (including a child not over compulsory school age), or
(b) if the person is a child not over compulsory school age, the person's parent].
- (2) But this paragraph does not apply to a claim to which paragraph 13 or 14 applies.
- ^{F3}(3)
- (4) The exercise of rights under this paragraph is subject to provision made by regulations under paragraphs 6 and [^{F4}6A(7)].

Textual Amendments

- F2** Sch. 17 para. 3A(1)(a)(b) substituted for words in Sch. 17 para. 3A(1) (1.9.2021) by [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018 \(anaw 2\), s. 100\(3\), Sch. 1 para. 19\(5\)\(d\)\(i\)](#); [S.I. 2021/373, art. 8\(j\)\(xxxiii\)](#)
- F3** Sch. 17 para. 3A(3) omitted (1.9.2021) by virtue of [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018 \(anaw 2\), s. 100\(3\), Sch. 1 para. 19\(5\)\(d\)\(ii\)](#); [S.I. 2021/373, art. 8\(j\)\(xxxiii\)](#)
- F4** Word in Sch. 17 para. 3A(4) substituted (1.9.2021) by virtue of [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018 \(anaw 2\), s. 100\(3\), Sch. 1 para. 19\(5\)\(d\)\(iii\)](#); [S.I. 2021/373, art. 8\(j\)\(xxxiii\)](#)

Changes to legislation: Equality Act 2010, Cross Heading: Jurisdiction — Wales is up to date with all changes known to be in force on or before 19 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](#)

Modifications etc. (not altering text)

- C1** Sch. 17 para. 3A(1)(a) modified (W.) (1.9.2021) by [The Equality Act 2010 \(Capacity of parents and persons over compulsory school age\) \(Wales\) Regulations 2021 \(S.I. 2021/403\)](#), regs. 1(2), [4](#)
- C2** Sch. 17 para. 3A(1)(b) modified (W.) (1.9.2021) by [The Equality Act 2010 \(Capacity of parents and persons over compulsory school age\) \(Wales\) Regulations 2021 \(S.I. 2021/403\)](#), regs. 1(2), [3](#)

Changes to legislation:

Equality Act 2010, Cross Heading: Jurisdiction — Wales is up to date with all changes known to be in force on or before 19 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 the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 40A inserted by [2023 c. 51 s. 1](#)
- s. 120(9) inserted by [2023 c. 51 s. 2\(b\)](#)
- s. 124A inserted by [2023 c. 51 s. 3](#)