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STATUTORY INSTRUMENTS

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**2002 No. 1985**

**DISABLED PERSONS  
EDUCATION, ENGLAND AND WALES**

The Special Educational Needs and Disability Tribunal (General Provisions and Disability Claims Procedure) Regulations 2002

*Made* - - - - - *24th July 2002*

*Laid before Parliament* *5th August 2002*

*Coming into force* *1st September 2002*

THE SPECIAL EDUCATIONAL NEEDS AND DISABILITY  
TRIBUNAL (GENERAL PROVISIONS AND DISABILITY  
CLAIMS PROCEDURE) REGULATIONS 2002

PART I

GENERAL PROVISIONS

1. Citation, commencement, application and extent
2. Interpretation
3. Members of lay panel
4. Establishment of tribunals
5. Membership of tribunal
6. Proof of documents and certification of decisions

PARTS II TO V

DISABILITY CLAIMS PROCEDURE

PART II

MAKING A CLAIM AND STATEMENTS OF CASE

*(A) THE PARENT*

7. Notice of claim
8. Reasons for making a claim
9. Statement of parent's case, and supplementary provisions
10. Withdrawal of a claim

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11. Further action by the parent
12. Parent's representatives

*(B) THE RESPONSIBLE BODY*

13. Statement of the responsible body's case, and supplementary provisions
14. Responsible body's representative
15. Failure to deliver a statement of case and absence of opposition
16. Representation at hearing and further action by the responsible body

PART III

PREPARATION FOR A HEARING

17. Acknowledgement of claim and service of documents by the Secretary of the Tribunal
18. Case statement period
19. Copy of documents for parties
20. Enquiries by the Secretary of the Tribunal
21. Directions and determination of preliminary issues
22. Varying or setting aside directions
23. Particulars, and supplementary statements
24. Disclosures of documents and other material
25. Failure to comply with directions
26. Summoning witnesses
27. Consolidating claims and hearing claims together with appeals under Part IV of the Education Act 1996
28. Notice of place and time of hearings and adjournments

PART IV

DETERMINATION OF CLAIMS

29. Power to determine a claim without a hearing
30. Hearings to be in private: arrangements and exceptions
31. Failure of parties to attend a hearing
32. Procedure at a hearing
33. Late written evidence
34. Evidence at a hearing
35. Adjournments and directions
36. Decision of the tribunal
37. Application or proposal for review of tribunal's decision
38. Review of tribunal's decision
39. Review of the President's decision
40. Orders for costs and expenses

PART V

ADDITIONAL POWERS OF THE TRIBUNAL

41. Transfer of proceedings
42. Regulation of proceedings
43. Decisions agreed by the parties
44. Power to strike out
45. Power to exercise powers of President and chairman
46. Power to exercise the functions of a lay member

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47. The Secretary of the Tribunal
  48. Orders of the Court
  49. Irregularities
  50. Method of sending, delivering or serving notices and documents
  51. Extensions of time
- Signature  
Explanatory Note