
WELSH STATUTORY INSTRUMENTS

2021 No. 401

The Additional Learning Needs (Wales) Regulations 2021

PART 4

PARENTS AND YOUNG PEOPLE LACKING CAPACITY

When a parent of a child who is a detained person lacks capacity

- 36.** When a parent of a detained person who is a child lacks capacity at the relevant time—
- (a) references in sections 40(4) and (5)(b) and 42(6) of the 2018 Act to the parent of a detained person who is a child are to be read as references to a representative of that parent;
 - (b) the reference in regulation 18(6) to the child’s parent is to be read as a reference to a representative of that parent.

Commencement Information

II [Reg. 36](#) in force at 1.9.2021, see [reg. 1\(2\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Additional Learning Needs (Wales) Regulations 2021, Section 36.