
WELSH STATUTORY INSTRUMENTS

2023 No. 932

**The Additional Learning Needs and Education Tribunal
(Wales) Act 2018 (Amendment of Commencement Orders
No. 5, No. 6, No. 8, No. 13 and No. 14) Order 2023**

**Amendment of the Additional Learning Needs and Education Tribunal (Wales) Act 2018
(Commencement No. 14 and Transitional and Saving Provisions) Order 2022**

6.—(1) The Additional Learning Needs and Education Tribunal (Wales) Act 2018 (Commencement No. 14 and Transitional and Saving Provisions) Order 2022⁽¹⁾ is amended as follows.

(2) After article 9 insert—

“**9A.**—(1) This article applies to a child who on 1 September 2023 has identified special educational needs and who is in year 6 or in year 10 during the 2023-2024 school year or would be in either of those year groups if the child were a registered pupil at a maintained school.

(2) Unless the new law applies in relation to the child, the appropriate local authority must either give an IDP notice or a No IDP notice to the child and the child’s parent during the 2023-2024 school year.”.

(3) In article 10—

(a) in paragraph (1), after “article 9” insert “or 9A”.

(b) in paragraph (2), after “school year” insert “or the 2024-2025 school year”.

(4) In article 12(1), after “articles 9,” insert “9A,”.

(5) In article 14(1)(b), after “school year,” insert “or would be in a nursery class or any of those year groups if the child were a registered pupil at a maintained school,”.

(6) After article 14 insert—

“**14A.**—(1) This article applies to a child—

(a) who had identified special educational needs on 1 September 2022,

(b) who was in year 6 or in year 10 during the 2023-2024 school year or would be in either of those year groups if the child were a registered pupil at a maintained school, and

(c) in relation to whom the new law does not apply on 30 August 2024.

(2) On 31 August 2024—

(a) the new law applies in relation to the child, and

(b) the old law ceases to apply in relation to the child.”.

(7) In article 15, for “2024”, in both places it occurs, substitute “2025”.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (8) In article 20(4)(a), after “9(2)” insert “, 9A(2),”.
- (9) In article 21(3)(a), after “9(2)” insert “, 9A(2),”.