



Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

PART 2

ADDITIONAL LEARNING NEEDS

CHAPTER 3

SUPPLEMENTARY FUNCTIONS

Miscellaneous functions

63 Duty to keep additional learning provision under review

- (1) A local authority must keep under review the arrangements made by the authority and by the governing bodies of maintained schools in its area for children and young people who have additional learning needs.
- (2) The local authority must consider the extent to which the arrangements referred to in subsection (1) are sufficient to meet the additional learning needs of the children and young people for whom it is responsible, having regard to the additional learning provision that may reasonably be arranged by others.
- (3) The duty in subsection (2) includes a duty to consider—
 - (a) the sufficiency of additional learning provision in Welsh;
 - (b) the size and capability of the workforce available.
- (4) If a local authority considers that the arrangements referred to in subsection (1) (including the availability of additional learning provision in Welsh) are not sufficient, it must take all reasonable steps to remedy the matter.

Changes to legislation: Additional Learning Needs and Education Tribunal (Wales) Act 2018, Section 63 is up to date with all changes known to be in force on or before 23 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

- (5) In exercising its functions under this section, the local authority must consult such persons, and at such times, as they consider appropriate.

Commencement Information

- I1** S. 63 in force at 1.9.2021 for specified purposes by S.I. 2021/373, **arts. 3, 4** (as amended by S.I. 2021/938, **art. 2(3)**)
- I2** S. 63 in force at 1.9.2021 for specified purposes by S.I. 2021/373, **arts. 6, 7** (as amended by S.I. 2021/938, **art. 2(4)(5)**)
- I3** S. 63 in force at 1.1.2022 for specified purposes by S.I. 2021/1244, **art. 3(I)** (with **arts. 4-21**) (as amended by S.I. 2021/1428, **art. 3**; and (10.6.2022) by S.I. 2022/663, **art. 3**; and (21.8.2023) by S.I. 2023/932, **art. 3**)
- I4** S. 63 in force at 1.1.2022 for specified purposes by S.I. 2021/1245, **arts. 3(I), 4** (with **art. 1(4)**)
- I5** S. 63 in force at 1.1.2022 for specified purposes by S.I. 2021/1243, **art. 3(I)** (with **arts. 4-23**) (as amended by S.I. 2021/1428, **art. 2**; (10.6.2022) by S.I. 2022/663, **art. 2** and (21.8.2023) by S.I. 2023/932, **art. 2**)
- I6** S. 63 in force at 1.9.2022 for specified purposes by S.I. 2022/896, **art. 3(I)** (with **arts. 4-22**) (as amended (21.8.2023) by S.I. 2023/932, **art. 5**)
- I7** S. 63 in force at 1.9.2022 for specified purposes by S.I. 2022/898, **arts. 2(I), 3**
- I8** S. 63 in force at 1.9.2022 for specified purposes by S.I. 2022/897, **art. 3(I)** (with **arts. 1(8), 4-21**) (as amended (21.8.2023) by S.I. 2023/932, **art. 6**)
- I9** S. 63 in force at 1.9.2022 for specified purposes by S.I. 2022/895, **arts. 3(I), 4**
- I10** S. 63 in force at 1.9.2022 for specified purposes by S.I. 2022/891, **art. 3(I)** (with **arts. 4-25**) (as amended (21.8.2023) by S.I. 2023/932, **art. 4**)
- I11** S. 63 in force at 1.9.2022 for specified purposes by S.I. 2022/893, **art. 4** (with **art. 1(2)**)
- I12** S. 63 in force at 1.9.2022 for specified purposes by S.I. 2022/892, **art. 3(I)** (with **arts. 2, 4-18**)
- I13** S. 63 in force at 1.9.2022 for specified purposes by S.I. 2022/894, **art. 3(I)**

Changes to legislation:

Additional Learning Needs and Education Tribunal (Wales) Act 2018, Section 63 is up to date with all changes known to be in force on or before 23 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.

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Changes and effects yet to be applied to :

- s. 63 coming into force by [S.I. 2022/893 art. 2\(1\)](#)
- specified provision(s) coming into force by [S.I. 2021/381 art. 23](#) (This commencement not applied to legislation.gov.uk. S.I. 2021/381 revoked (12.8.2021) by S.I. 2021/938, art. 3)
- specified provision(s) coming into force by [S.I. 2021/383 art. 23](#) (This commencement not applied to legislation.gov.uk. S.I. 2021/383 revoked (12.8.2021) by S.I. 2021/938, art. 4)

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. 4(3)(ca)(cb) inserted by [2022 asc 1 Sch. 4 para. 39\(2\)](#)
- s. 5(1)(da) inserted by [2022 asc 1 Sch. 4 para. 39\(3\)](#)
- s. 65(4)(da)(db) inserted by [2022 asc 1 Sch. 4 para. 39\(5\)](#)
- Sch. 1 para. 4(32)(a)(i)para. 4(32)(a)(ii)(b) coming into force by [S.I. 2022/893 art. 2\(o\)\(xi\)](#)