



OFFERYNNAU STATUDOL
CYMRU

WELSH STATUTORY
INSTRUMENTS

2011 Rhif 107 (Cy.26)

2011 No. 107 (W.26)

ADDYSG, CYMRU

EDUCATION, WALES

Rheoliadau Addysg (Cwricwlwm
Lleol ar gyfer Myfyrwyr 16 i 18
Oed) (Cymru) 2011

The Education (Local Curriculum
for Students Aged 16 to 18)
(Wales) Regulations
2011

NODYN ESBONIADOL

EXPLANATORY NOTE

(Nid yw'r nodyn hwn yn rhan o'r Rheoliadau)

(This note is not part of the Regulations)

Mewnosododd Mesur Dysgu a Sgiliau (Cymru) 2009 ("y Mesur") ddarpariaethau newydd yn Rhan 2 o Ddeddf Dysgu a Medrau 2000 ("Deddf 2000"). Mae Rhan 2 o Ddeddf 2000 yn ymwneud â'r cheched dosbarth mewn ysgolion a sefydliadau addysg bellach yng Nghymru. O ganlyniad i Ran 2 o'r Mesur y caiff y cwricwlwm ar gyfer y cheched dosbarth mewn ysgolion a sefydliadau yn y sector addysg bellach yng Nghymru, ei ehangu i gynnwys hawlogaethau cwricwlwm lleol ar gyfer disgyblion sydd wedi peidio â bod o oedran ysgol gorfodol, ond nad ydynt hyd yn hyn wedi cyrraedd 19 oed. Mae'r Rheoliadau hyn yn gwneud darpariaeth ynghylch y dewisiadau y caiff myfyriwr eu gwneud, penderfyniad y pennaeth ysgol neu'r pennaeth sefydliad ynghylch hawlogaeth, dyfarniad ysgol berthnasol neu sefydliad perthnasol y disgybl a phenderfyniad y pennaeth ysgol neu'r pennaeth sefydliad i ddileu hawlogaeth.

The Learning and Skills (Wales) Measure 2009 ("the Measure") inserted new provisions into Part 2 of the Learning and Skills Act 2000 ("the 2000 Act"). Part 2 of the 2000 Act concerns school sixth forms and further education institutions in Wales. As a result of Part 2 of the Measure the curriculum in school sixth forms and institutions in the further education sector in Wales, are expanded to include the local curriculum entitlements of pupils who have ceased to be of compulsory school age, but who have not yet attained the age of 19. These Regulations make provision as to the elections a student may make, the head teacher's or principal's decision as to entitlement, the determination of a pupil's relevant school or institution and the head teacher's or principal's decision to remove an entitlement.

Mae rheoliad 3 yn darparu bod cais gan ddisgybl i gael dyfarniad gan bennaeth ysgol ynghylch ei ysgol berthnasol neu ei sefydliad perthnasol yn gorfod cael ei wneud o fewn 15 diwrnod gwaith ar ôl dechrau tymor y gwanwyn. Mae rheoliad 3 yn darparu ymhellach fod yn rhaid i bennaeth ysgol wneud y dyfarniad o fewn 5 diwrnod gwaith ar ôl i'r pennaeth ysgol gael hysbysiad am gais y disgybl am ddyfarniad o'r fath.

Regulation 3 provides that a request by a pupil for a determination by a head teacher of their relevant school or institution must be made within 15 working days of the start of the spring term. Regulation 3 further provides that a head teacher must make the determination within 5 working days following the head teacher receiving notice of the pupil's request for such a determination.

Mae rheoliad 4 yn darparu na chaiff disgybl ddewis dilyn cwrs neu gyrsiau astudio os yw cyfanswm pwyntiau cwrs neu gyrsiau o'r fath yn fwy na 200. Rhaid i ddewis o'r fath gael ei wneud yn ystod tymor y gwanwyn yn y flwyddyn cyn i'r disgybl beidio â bod o oedran ysgol gorfodol (rheoliad 5).

Regulation 4 provides that a pupil may not elect to follow a course or courses of study if the aggregate points of such course or courses exceed 200. Such election must be made during the spring term in the year preceding that which the pupil ceases to be of compulsory school age (regulation 5).

Mae rheoliad 6 yn darparu ar gyfer y weithdrefn sydd i'w dilyn gan y pennaeth ysgol neu'r pennaeth sefydliad pan fydd yn dyfarnu, yn unol ag adran 33G(1) o Ddeddf 2000, a oes hawlogaeth gan y disgybl i ddilyn cwrs neu gyrsiau astudio. Mae rheoliad 6 hefyd yn darparu ar gyfer y weithdrefn sydd i'w dilyn os bydd disgybl yn dymuno gwneud cais i'r pennaeth ysgol neu i'r pennaeth sefydliad adolygu ei ddyfarniad o dan adran 33G(1) o Ddeddf 2000.

Mae rheoliad 7 yn darparu ar gyfer y weithdrefn sydd i'w dilyn gan y pennaeth ysgol neu'r pennaeth sefydliad pan fydd yn dyfarnu, yn unol ag adran 33I(1) o Ddeddf 2000, nad oes bellach gan ddisgybl hawlogaeth i ddilyn cwrs neu gyrsiau astudio. Mae rheoliad 7 hefyd yn darparu ar gyfer y weithdrefn sydd i'w dilyn os bydd disgybl yn dymuno gwneud cais i'r pennaeth ysgol neu i'r pennaeth sefydliad adolygu ei ddyfarniad o dan adran 33I(1) o Ddeddf 2000.

Mae rheoliad 8 yn gwneud darpariaeth ar gyfer pennu'r terfynau amser i hysbysiadau o dan y Rheoliadau hyn.

Regulation 6 provides for the procedure to be followed by the head teacher or principal when he or she determines, pursuant to section 33G(1) of the 2000 Act, whether the student is entitled to follow a course or courses of study. Regulation 6 also provides for the procedure to be followed if a student wishes to request the head teacher or a principal to review his or her determination under section 33G(1) of the 2000 Act.

Regulation 7 provides for the procedure to be followed by the head teacher or principal when he or she determines, pursuant to section 33I(1) of the 2000 Act, whether the student is no longer entitled to follow a course or courses of study. Regulation 7 also provides for the procedure to be followed if a student wishes to request the head teacher or principal to review his or her determination under section 33I(1) of the 2000 Act.

Regulation 8 makes provision for determining the time limits for notices under these Regulations.

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**Rheoliadau Addysg (Cwricwlwm
Lleol ar gyfer Myfyrwyr 16 i 18
Oed) (Cymru) 2011**

**The Education (Local Curriculum
for Students Aged 16 to 18)
(Wales) Regulations
2011**

Gwnaed 20 Ionawr 2011

Made 20 January 2011

*Gosodwyd gerbron Cynulliad
Cenedlaethol Cymru* 21 Ionawr 2011

*Laid before the National
Assembly for Wales* 21 January 2011

Yn dod i rym 14 Chwefror 2011

Coming into force 14 February 2011

Mae Gweinidogion Cymru drwy arfer y pwerau a roddwyd iddynt gan adrannau 33D(3), 33E(3), 33G(3), 33I(3), a 152 o Ddeddf Dysgu a Medrau 2000(1) yn gwneud y Rheoliadau canlynol.

The Welsh Ministers in exercise of the powers conferred on them by sections 33D(3), 33E(3), 33G(3), 33I(3), and 152 of the Learning and Skills Act 2000(1) make the following Regulations.

Enwi, cychwyn a chymhwyso

Title, commencement and application

1.–(1) Enw'r Rheoliadau hyn yw Rheoliadau Addysg (Cwricwlwm Lleol ar gyfer Myfyrwyr 16 i 18 Oed) (Cymru) 2011 ac maent yn dod i rym ar 14 Chwefror 2011.

1.–(1) The title of these Regulations is the Education (Local Curriculum for Students Aged 16 to 18) (Wales) Regulations 2011 and they come into force on 14 February 2011.

(2) Mae'r Rheoliadau hyn yn gymwys o ran Cymru.

(2) These Regulations apply in relation to Wales.

Dehongli

Interpretation

2. Yn y Rheoliadau hyn—

2. In these Regulations—

ystyr "cymhwyster sgil allweddol" ("*key skill qualification*") yw cymhwyster a restrir felly yng Nghronfa Ddata Cymwysterau Cymeradwy Cymru(2) a gynhelir ac a gyhoeddir gan Weinidogion Cymru o bryd i'w gilydd;

"the 2000 Act" ("*Deddf 2000*") means the Learning and Skills Act 2000;

ystyr "Deddf 2000" ("*the 2000 Act*") yw Deddf Dysgu a Medrau 2000;

"institution" ("*sefydliad*") means an institution within the meaning given to it by section 33N(1) of the 2000 Act but excludes the institutions listed in Schedule 1;

(1) 2000 p.21. Mewnosodwyd adran 33D gan adran 25 o Fesur Dysgu a Sgiliau (Cymru) 2009 (mccc 1). Mewnosodwyd adran 33E gan adran 26 o Fesur Dysgu a Sgiliau (Cymru) 2009. Mewnosodwyd adran 33G gan adran 28 o Fesur Dysgu a Sgiliau (Cymru) 2009 ac mewnosodwyd adran 33I gan adran 30 o Fesur Dysgu a Sgiliau (Cymru) 2009.

(1) 2000 c.21. Section 33D was inserted by section 25 of the Learning and Skills (Wales) Measure 2009 (nawm 1). Section 33E was inserted by section 26 of the Learning and Skills (Wales) Measure 2009. Section 33G was inserted by section 28 of the Learning and Skills (Wales) Measure 2009 and section 33I was inserted by section 30 of the Learning and Skills (Wales) Measure 2009.

(2) Cyfeiriad y wefan ar gyfer Cronfa Ddata Cymwysterau Cymeradwy Cymru yw www.daqw.org.uk.

mae i "disgybl cofrestredig" yr ystyr a roddir i "registered pupil" yn adran 434 o Ddeddf Addysg 1996(1);

ystyr "diwrnod gwaith" ("*working day*") yw unrhyw ddiwrnod nad yw'n ddydd Sadwrn, yn ddydd Sul, nac yn wyl y banc o fewn ystyr Deddf Bancio a Thrafodion Ariannol 1971(2);

ystyr "pwyntiau" ("*points*") yw'r pwyntiau a ddyrennir i gwrs neu gyrsiau astudio gan Gronfa Ddata Cymwysterau Cymeradwy Cymru;

ystyr "sefydliad" yw sefydliad yn yr ystyr a roddir i "*institution*" gan adran 33N(1) o Ddeddf 2000 ond nid yw'n cynnwys y sefydliadau a restrir yn Atodlen 1; ac

ystyr "tymor y gwanwyn" ("*spring term*") yw'r ail dymor ysgol yn y flwyddyn ysgol yn yr ysgol y mae'r disgybl yn ddisgybl cofrestredig ynddi ac sy'n digwydd yn y flwyddyn ysgol yn union o flaen y flwyddyn ysgol pan fydd y disgybl yn peidio â bod o oedran ysgol gorfodol.

"key skill qualification" ("*cymhwyster sgil allweddol*") means a qualification listed as such in the Database of Approved Qualifications in Wales(1) maintained and published by the Welsh Ministers from time to time;

"points" ("*pwyntiau*") means the points allocated to a course or courses of study by the Database of Approved Qualifications in Wales;

"registered pupil" ("*disgybl cofrestredig*") has the same meaning as in section 434 of the Education Act 1996(2);

"spring term" ("*tymor y gwanwyn*") means the second school term in the school year for the school at which the pupil is a registered pupil and which occurs in the school year immediately before the school year in which the pupil will cease to be of compulsory school age; and

"working day" ("*diwrnod gwaith*") means any day other than a Saturday, a Sunday or a day which is a bank holiday within the meaning of the Banking and Financial Dealings Act 1971(3).

Dyfarnu ysgol berthnasol neu sefydliad perthnasol disgybl

3.–(1) Rhaid i gais gan ddisgybl cofrestredig am ddyfarniad gan bennaeth ysgol ynghylch ysgol berthnasol neu sefydliad perthnasol disgybl o dan adran 33D(1) o Ddeddf 2000 gael ei wneud yn ysgrifenedig i'r pennaeth ysgol o fewn 15 diwrnod gwaith ar ôl dechrau tymor y gwanwyn.

(2) Yn ddarostyngedig i baragraff (3) rhaid i bennaeth ysgol wneud dyfarniad o dan adran 33D(1) o Ddeddf 2000 ynghylch ysgol berthnasol neu sefydliad perthnasol disgybl o fewn 5 diwrnod gwaith ar ôl cael y cais gan ddisgybl cofrestredig.

(3) Cyn gwneud dyfarniad o dan adran 33D(1) o Ddeddf 2000 rhaid i bennaeth ysgol ymgynghori â'r canlynol—

- (a) y disgybl a rhiant y disgybl;
- (b) pennaeth ysgol unrhyw ysgol arall y mae o'r farn ei bod yn angenrheidiol ymgynghori ag ef;
- (c) pennaeth sefydliad unrhyw sefydliad y mae o'r farn ei bod yn angenrheidiol ymgynghori ag ef; ac
- (ch) unrhyw bersonau eraill y gwêl y pennaeth ysgol yn dda i ymgynghori â hwy.

(4) Mae unrhyw hysbysiad ysgrifenedig a roddir gan y disgybl i'r pennaeth ysgol sy'n datgan nad yw'n bwriadu gwneud cais i'r pennaeth ysgol i wneud dyfarniad o dan adran 33D(1) yn derfynol.

Determination of a pupil's relevant school or institution

3.–(1) A request by a registered pupil for a determination by a head teacher of the pupil's relevant school or institution under section 33D(1) of the 2000 Act must be made in writing to the head teacher within 15 working days of the start of the spring term.

(2) Subject to paragraph (3) a head teacher must make a determination under section 33D(1) of the 2000 Act of the pupil's relevant school or institution within 5 working days of receipt of the request by a registered pupil.

(3) Before making a determination under section 33D(1) of the 2000 Act a head teacher must consult—

- (a) the pupil and parent of the pupil;
- (b) the head teacher of any other school as he or she considers necessary;
- (c) the principal of any institution as he or she considers necessary; and
- (d) such other persons as the head teacher thinks fit.

(4) Any notice in writing given by the pupil to the head teacher which states that he or she does not intend to request the head teacher to make a determination under section 33D(1) is final.

(1) 1996 p.56.

(2) 1971 p.80.

(1) The website address for the Database of Approved Qualifications in Wales is www.daqw.org.uk.

(2) 1996 c.56.

(3) 1971 c.80.

Dewisiadau disgybl o gyrsgiau cwricwlwm lleol

4. Ni chaiff disgybl ddewis dilyn cwrs neu gyfuniad o gyrsgiau astudio o fewn cwricwlwm lleol os yw cyfanswm pwyntiau'r cwrs hwnnw neu'r cyfuniad hwnnw o gyrsgiau astudio yn fwy na 200 o bwyntiau heb gynnwys unrhyw bwyntiau a ddyrannwyd i gwrs neu gyrsgiau astudio sy'n arwain at gymhwyster sgil allweddol neu gymhwyster bagloriaeth Cymru y mae disgybl wedi dewis ei ddilyn neu eu dilyn.

Hyd y cyfnod pan fo'n rhaid i'r disgybl ddewis

5. Rhaid i ddisgybl ddewis yn ystod tymor y gwanwyn dilyn cwrs neu gyrsgiau astudio o fewn cwricwlwm lleol.

Penderfyniad y pennaeth ysgol neu'r pennaeth sefydliad ynghylch hawlogaeth

6.–(1) Os bydd pennaeth ysgol neu bennaeth sefydliad ar gyfer ysgol berthnasol neu sefydliad perthnasol disgybl yn penderfynu o dan adran 33G(1) o Ddeddf 2000 nad oes hawlogaeth gan ddisgybl i ddilyn cwrs neu gyrsgiau astudio rhaid iddo wneud hynny o fewn y cynharaf o'r canlynol–

- (a) 3 diwrnod gwaith cyn dechrau'r cyfnod hawlogaeth, neu
- (b) 3 diwrnod gwaith cyn dechrau'r cwrs neu gyrsgiau astudio y mae myfyriwr wedi dewis ei ddilyn neu eu dilyn o dan adran 33E o Ddeddf 2000.

(2) Os bydd pennaeth ysgol neu bennaeth sefydliad ar gyfer ysgol berthnasol neu sefydliad perthnasol disgybl yn penderfynu hynny rhaid iddo o fewn 3 diwrnod gwaith o'r penderfyniad hwnnw hysbysu'r disgybl a rhiant y disgybl yn ysgrifenedig am y materion canlynol–

- (a) y penderfyniad a'r rhesymau drosto;
- (b) y caiff y disgybl neu riant y disgybl wneud cais i'r pennaeth ysgol neu i'r pennaeth sefydliad adolygu'r penderfyniad hwnnw;
- (c) o fewn pa gyfnod y mae'n rhaid gwneud cais o'r fath; ac
- (ch) y caiff y disgybl neu riant y disgybl wneud sylwadau yn ysgrifenedig ynghylch y penderfyniad hwnnw i'r pennaeth ysgol neu i'r pennaeth sefydliad.

(3) Rhaid i gais gan ddisgybl neu riant y disgybl o dan baragraff (2)(b) ac unrhyw sylwadau o dan baragraff (2)(ch) gael eu gwneud o fewn 5 diwrnod gwaith ar ôl iddo gael hysbysiad y pennaeth ysgol neu'r pennaeth sefydliad am ei benderfyniad.

(4) Os bydd disgybl neu riant y disgybl yn gwneud cais o dan baragraff (2)(b) i bennaeth ysgol neu i bennaeth sefydliad adolygu ei benderfyniad rhaid i'r pennaeth ysgol neu'r pennaeth sefydliad wneud

Pupil's choices of local curriculum courses

4. A pupil may not elect to follow a course or a combination of courses of study within a local curriculum if the aggregate points of such a course or such combination of courses of study exceed 200 points excluding any points allotted to a course or courses of study leading to a key skill qualification or a Welsh baccalaureate qualification which a pupil has elected to follow.

Period during which a pupil's election must be made

5. A pupil must elect during the spring term to follow a course or courses of study within a local curriculum.

Head teacher's or principal's decision as to entitlement

6.–(1) Where a head teacher or principal of a student's relevant school or institution decides under section 33G(1) of the 2000 Act that a student is not entitled to follow a course or courses of study he or she must do so within whichever is the earlier of–

- (a) 3 working days before the start of the entitlement period, or
- (b) 3 working days before the start of the course or courses of study which the student has elected to follow under section 33E of the 2000 Act.

(2) Where a head teacher or principal of a student's relevant school or institution so decides he or she must within 3 working days of that decision inform the pupil and the parent of the pupil in writing of the following matters–

- (a) of the decision and the reasons for it;
- (b) that the pupil or the parent of the pupil may request the head teacher or principal review that decision;
- (c) the period within which such a request must be made; and
- (d) that the pupil or the parent of the pupil may make representations in writing about that decision to the head teacher or principal.

(3) A request by a pupil or the parent of the pupil under paragraph (2)(b) and any representations under paragraph (2)(d) must be made within 5 working days of his or her receipt of notice of the head teacher's or principal's decision.

(4) Where a pupil or the parent of the pupil requests under paragraph (2)(b) that a head teacher or principal review his or her decision the head teacher or principal must make a determination within 10 working days of

dyfarniad o fewn 10 diwrnod gwaith ar ôl iddo gael y cais ac wrth iddo wneud hynny rhaid iddo ystyried—

- (a) o dan ba amgylchiadau y cafodd ei benderfyniad ei wneud;
- (b) unrhyw sylwadau ysgrifenedig a wnaed gan ddisgybl neu riant y disgybl ynghylch y penderfyniad hwnnw; ac
- (c) unrhyw amgylchiadau eraill y mae o'r farn eu bod yn berthnasol.

(5) Rhaid i'r pennaeth ysgol neu'r pennaeth sefydliad o fewn 3 diwrnod gwaith o'i ddyfarniad yn unol â pharagraff (4), hysbysu'r disgybl a riant y disgybl yn ysgrifenedig am y rhesymau drosto.

(6) Mae'r rheoliad hwn yn gymwys yn unig o ran y dewisiad cyntaf y mae disgybl yn ei wneud o dan adran 33E(1) o Ddeddf 2000 yn unol â rheoliad 5 (ac nid o ran unrhyw ddewisiad wedyn).

Penderfyniad pennaeth ysgol neu bennaeth sefydliad i ddileu hawlogaeth

7.—(1) Os bydd pennaeth ysgol neu bennaeth sefydliad ar gyfer ysgol berthnasol neu sefydliad perthnasol disgybl yn penderfynu o dan adran 33I(1) o Ddeddf 2000 nad oes bellach gan ddisgybl hawlogaeth i ddilyn cwrs neu gyrsiau astudio, rhaid iddo o fewn 3 diwrnod gwaith o'r penderfyniad hwnnw hysbysu'r myfyriwr am y materion canlynol—

- (a) y penderfyniad a'r rhesymau drosto;
- (b) y caiff y myfyriwr wneud cais i'r pennaeth ysgol neu i'r pennaeth sefydliad adolygu'r penderfyniad hwnnw;
- (c) o fewn pa gyfnod y mae'n rhaid gwneud cais o'r fath; ac
- (ch) y caiff y myfyriwr wneud sylwadau yn ysgrifenedig ynghylch y penderfyniad hwnnw i'r pennaeth ysgol neu i'r pennaeth sefydliad.

(2) Nid oes gan ddisgybl hawlogaeth i ddilyn y cwrs neu'r cyrsiau astudio ar ôl dyddiad penderfyniad y pennaeth ysgol neu'r pennaeth sefydliad o dan adran 33I(1) o Ddeddf 2000.

(3) Rhaid i gais gan fyfyriwr o dan baragraff (1)(b) ac unrhyw sylwadau o dan baragraff (1)(ch) gael eu gwneud o fewn 5 diwrnod gwaith ar ôl iddo gael hysbysiad y pennaeth ysgol neu'r pennaeth sefydliad am ei benderfyniad.

(4) Os bydd myfyriwr yn gwneud cais o dan baragraff (1)(b) i bennaeth ysgol neu i bennaeth sefydliad adolygu ei benderfyniad, rhaid i'r pennaeth ysgol neu'r pennaeth sefydliad wneud dyfarniad o fewn 10 diwrnod gwaith ar ôl iddo gael y cais ac wrth iddo wneud hynny rhaid iddo ystyried—

- (a) o dan ba amgylchiadau y cafodd ei benderfyniad ei wneud;
- (b) unrhyw sylwadau ysgrifenedig a wnaed gan

receipt of the request and in so doing he or she must consider—

- (a) the circumstances in which his or her decision was made;
- (b) any written representations made by a pupil or parent of the pupil about that decision; and
- (c) any other circumstances he or she considers relevant.

(5) The head teacher or principal must within 3 working days of his or her determination pursuant to paragraph (4), inform the pupil and the parent of the pupil in writing of it and the reasons for it.

(6) This regulation applies only in relation to the first election a student makes under section 33E(1) of the 2000 Act in accordance with regulation 5 (and not in relation to any subsequent election).

Head teacher's or principal's decision to remove an entitlement

7.—(1) Where a head teacher or principal of a student's relevant school or institution decides under section 33I(1) of the 2000 Act that a student is no longer entitled to follow a course or courses of study, he or she must within 3 working days of that decision inform the student of the following matters—

- (a) of the decision and the reasons for it;
- (b) that the student may request the head teacher or principal review that decision;
- (c) the period within which such a request must be made; and
- (d) that the student may make representations in writing about that decision to the head teacher or principal.

(2) A student is not entitled to follow the course or courses of study from the date of the head teacher's or principal's decision under section 33I(1) of the 2000 Act.

(3) A request by a student under paragraph (1)(b) and any representations under paragraph (1)(d) must be made within 5 working days of his or her receipt of notice of the head teacher's or principal's decision.

(4) Where a student requests under paragraph (1)(b) that a head teacher or principal review his or her decision, the head teacher or principal must make a determination within 10 working days of receipt of the request and in so doing he or she must consider—

- (a) the circumstances in which his or her decision was made;
- (b) any written representations made by a student

fyfyrwr ynglŷn â'r penderfyniad hwnnw; ac

- (c) unrhyw amgylchiadau eraill y mae o'r farn eu bod yn berthnasol.

(5) Rhaid i'r pennaeth ysgol neu'r pennaeth sefydliad o fewn 3 diwrnod gwaith o'i ddyfarniad yn unol â pharagraff (4), hysbysu'r myfyrwr yn ysgrifenedig amdano a'r rhesymau drosto.

Terfynau amser

8. At ddibenion cyfrifo'r cyfnodau y cyfeirir atynt yn rheoliadau 3(1) a (2), 6(2), (3), (4) a (5) a 7(1), (3), (4), a (5), bernir bod yr hysbysiad neu'r cais wedi dod i law'r person o dan sylw—

- (a) os defnyddir y post dosbarth cyntaf, ar yr ail ddiwrnod gwaith ar ôl dyddiad ei bostio;
- (b) os caiff yr hysbysiad ei draddodi â llaw, dyddiad ei draddodi;
- (c) os defnyddir post electronig, ar y diwrnod y caiff ei anfon,

oni ddangosir i'r gwrthwyneb.

about that decision; and

- (c) any other circumstances he or she considers relevant.

(5) The head teacher or principal must within 3 working days of his or her determination pursuant to paragraph (4), inform the student in writing of it and the reasons for it.

Time limits

8. For the purpose of calculating the periods referred to in regulations 3(1) and (2), 6(2), (3), (4) and (5) and 7(1), (3), (4), and (5), the notice or request is to be taken to have been received by the person in question—

- (a) where the first class post is used, on the second working day after the date of posting;
- (b) where the notice is delivered by hand, on the date of delivery;
- (c) where the electronic mail is used, on the day of sending,

unless the contrary is shown.

Leighton Andrews

Y Gweinidog dros Blant, Addysg a Dysgu Gydol Oes,
un o Weinidogion Cymru

Minister for Children, Education and Lifelong
Learning, one of the Welsh Ministers

20 Ionawr 2011

20 January 2011

YR ATODLEN

THE SCHEDULE

Rheoliad 2

Regulation 2

Sefydliadau nad yw'r Rheoliadau hyn yn gymwys iddynt

Institutions to which these Regulations do not apply

1. Cymdeithas Addysg y Gweithwyr - Rhanbarth Gogledd Cymru.
2. Cymdeithas Addysg y Gweithwyr - Rhanbarth De Cymru.
3. Cyngor Cenedlaethol Cymdeithasau Cristnogol Dynion Ieuainc Cymru.

1. The Workers' Educational Association - North Wales District.
2. The Workers' Educational Association - South Wales District.
3. The National Council of Young Men's Christian Associations of Wales.

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