



# Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

## PART 2

### ADDITIONAL LEARNING NEEDS

#### CHAPTER 3

##### SUPPLEMENTARY FUNCTIONS

###### *Additional learning needs co-ordinating officers*

#### **60 Additional learning needs co-ordinator**

- (1) The duty in subsection (2) applies to—
  - (a) the governing body of a school in Wales that is—
    - (i) a community, foundation or voluntary school,
    - (ii) a maintained nursery school, or
    - (iii) a pupil referral unit;
  - (b) the governing body of an institution in the further education sector in Wales.
- (2) The governing body must designate a person, or more than one person, to have responsibility for co-ordinating additional learning provision for pupils or students (as the case may be) with additional learning needs.
- (3) A person designated under this section is to be known as an “additional learning needs co-ordinator”.
- (4) Regulations may—
  - (a) require governing bodies to ensure that additional learning needs co-ordinators have prescribed qualifications or prescribed experience (or both);

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**Changes to legislation:** Additional Learning Needs and Education Tribunal (Wales) Act 2018, Cross Heading: Additional learning needs co-ordinating officers is up to date with all changes known to be in force on or before 17 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

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- (b) confer functions on additional learning needs co-ordinators in relation to provision for pupils or students (as the case may be) with additional learning needs.

- (5) In subsections (2) and (4)(b), “students” means students enrolled at the institution in the further education sector.

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**Commencement Information**

- I1** S. 60 in force at 2.11.2020 for specified purposes by [S.I. 2020/1182, reg. 3\(1\)\(g\)](#)  
**I2** S. 60 in force at 4.1.2021 in so far as not already in force by [S.I. 2020/1182, reg. 4\(2\)\(c\)](#)

**61 Designated education clinical lead officer**

- (1) A Local Health Board must designate an officer to have responsibility for co-ordinating the Board's functions in relation to children and young people with additional learning needs.
- (2) A Local Health Board may only designate an officer who is—
- a registered medical practitioner, or
  - a registered nurse or another health professional.
- (3) A Local Health Board may only designate an officer it considers to be suitably qualified and experienced in the provision of health care for children and young people with additional learning needs.
- (4) An officer designated under this section is to be known as a “designated education clinical lead officer”.

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**Commencement Information**

- I3** S. 61 in force at 4.1.2021 by [S.I. 2020/1182, reg. 4\(1\)](#)

**62 Early years additional learning needs lead officer**

- (1) A local authority must designate an officer to have responsibility for co-ordinating the authority's functions under this Part in relation to children under compulsory school age who are not attending maintained schools.
- (2) An officer designated under this section is to be known as an “early years additional learning needs lead officer”.

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**Commencement Information**

- I4** S. 62 in force at 4.1.2021 by [S.I. 2020/1182, reg. 4\(1\)](#)

**Changes to legislation:**

Additional Learning Needs and Education Tribunal (Wales) Act 2018, Cross Heading: Additional learning needs co-ordinating officers is up to date with all changes known to be in force on or before 17 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 :**

- 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 (12.8.20210) 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\(o\)\(xi\)](#)