

Status: Point in time view as at 10/06/2022.

Changes to legislation: Additional Learning Needs and Education Tribunal (Wales) Act 2018, Paragraph 7 is up to date with all changes known to be in force on or before 30 May 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)

SCHEDULE 1

MINOR AND CONSEQUENTIAL AMENDMENTS AND REPEALS

School Standards and Framework Act 1998 (c. 31)

- 7 (1) The School Standards and Framework Act 1998 is amended as follows.
- (2) In section 96(7) (direction to admit child to specified school), for “to any special educational needs” substitute “ (in the case of a local authority in England) to any special educational needs or (in the case of a local authority in Wales) to any additional learning needs ”.
- (3) In section 98(7) (admission for nursery education or to nursery or special school: children with statements of special educational needs or EHC plans), for “statements of special educational needs are maintained under section 324 of the Education Act 1996” substitute “ individual development plans are maintained under Part 2 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018 in respect of which section 48 of that Act applies (duty to admit children to maintained schools) ”.
- (4) In section 123 (nursery education - children with special educational needs)—
- (a) in subsection (1)(a), after “authority” insert “ in England ”;
 - (b) in the words after subsection (1)(b), omit “or section 313(2) of the Education Act (in the case of education in Wales)”;
 - (c) in subsection (2), omit “or (as the case may be) Part IV of the Education Act 1996”;
 - (d) in subsection (3)(a), omit “or (as the case may be) Part IV of the Education Act”;
 - (e) in subsection (3A)(b), omit “or statement under section 324 of the Education Act”;
 - (f) in subsection (4), omit paragraph (b).

Commencement Information

- I1** Sch. 1 para. 7 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** Sch. 1 para. 7 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** [Sch. 1 para. 7](#) in force at 1.1.2022 for specified purposes by [S.I. 2021/1244](#), [art. 3\(o\)\(xi\)](#) (with [arts. 4-21](#)) (as amended by [S.I. 2021/1428](#), [art. 3](#); (10.6.2022) by [S.I. 2022/663](#), [art. 3](#) and (21.8.2023) by [S.I. 2023/932](#), [art. 3](#))
- I4** [Sch. 1 para. 7](#) in force at 1.1.2022 for specified purposes by [S.I. 2021/1243](#), [art. 3\(o\)\(xi\)](#) (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](#))
- I5** [Sch. 1 para. 7](#) in force at 1.1.2022 for specified purposes by [S.I. 2021/1245](#), [arts. 3\(o\)\(xi\)](#), 4 (with [art. 1\(4\)](#))

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