

These notes refer to the Curriculum and Assessment (Wales) Act 2021 (asc 4) (c.4) which received Royal Assent on 29 April 2021

CURRICULUM AND ASSESSMENT (WALES) ACT 2021 (ASC 4)

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 2 – Curriculum in Maintained Schools, Maintained Nursery Schools and Funded Non-Maintained Nursery Education

Chapter 4 – Curriculum Implementation: Exceptions

Section 46 - Appeals about temporary exceptions for individual children

100. This section enables the parent of a child for whom FNNE is provided to appeal to the local authority that secures the FNNE if the FNNE provider makes, revokes or varies a determination relating to the child under regulations made under section 42. It also allows the child's parent to bring an appeal where they have asked the FNNE provider to make a determination under those regulations but no determination has been made.
101. If an appeal is made, the local authority may confirm the FNNE provider's decision or direct the provider to take the action that it considers appropriate. It must also inform the pupil's parent about its decision.
102. The section enables the Welsh Ministers to make further provision, by regulations, in connection with these appeals.