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**Changes to legislation:** Education (Scotland) Act 2016, Paragraph 4 is up to date with all changes known to be in force on or before 03 October 2023. 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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SCHEDULE  
MODIFICATIONS OF THE EDUCATION (ADDITIONAL  
SUPPORT FOR LEARNING) (SCOTLAND) ACT 2004

- 4 In section 6 (children and young persons for whom education authority is responsible)—
- (a) after subsection (3)(a) insert—
    - “(aa) in the case of a child who has attained the age of 12 years and who the authority is satisfied has capacity to make the request, the child,” and
  - (b) in subsection (4)—
    - (i) the words “the person who made the request of that fact” become paragraph (a) of that subsection, and
    - (ii) after that paragraph insert “, and
      - (b) where that person is a child falling within subsection (3)(aa), the child's parent of that fact.”.

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**Commencement Information**

**II** Sch. para. 4 in force at 10.1.2018 by S.S.I. 2017/354, reg. 2(a)

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**Changes and effects yet to be applied to :**

- specified provision(s) amendment to earlier commencing S.S.I.2017/164, sch. by [S.S.I. 2017/352 reg. 2](#)