



Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

PART 2

ADDITIONAL LEARNING NEEDS

CHAPTER 2

INDIVIDUAL DEVELOPMENT PLANS

Transfer of plans

37 Regulations about transfer of individual development plans

- (1) Regulations may make further provision for, and in connection with—
- (a) the transfer under section 35 of a duty to maintain an individual development plan for a child or young person;
 - (b) the making of a request under section 36, a reference or determination under that section and the transfer of a duty to maintain an individual development plan for a young person following such a request or determination;
 - (c) the transfer in prescribed circumstances of a duty to maintain an individual development plan for a child or young person from—
 - (i) a local authority to another local authority;
 - (ii) the governing body of a maintained school or institution in the further education sector to the governing body of another maintained school or institution in the further education sector;
 - (iii) the governing body of a maintained school or institution in the further education sector to a local authority;
 - (iv) a local authority to the governing body of a maintained school or institution in the further education sector.

Changes to legislation: Additional Learning Needs and Education Tribunal (Wales) Act 2018, Section 37 is up to date with all changes known to be in force on or before 18 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](#)

- (2) In this section, a reference to the governing body of a maintained school or an institution in the further education sector is to the governing body of a school or institution in Wales.

Commencement Information

II S. 37 in force at 2.11.2020 by [S.I. 2020/1182](#), [reg. 2\(c\)](#)

Changes to legislation:

Additional Learning Needs and Education Tribunal (Wales) Act 2018, Section 37 is up to date with all changes known to be in force on or before 18 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.

[View outstanding changes](#)

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\(o\)\(xi\)](#)