



Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

PART 2

ADDITIONAL LEARNING NEEDS

CHAPTER 1

KEY TERMS, CODE AND PARTICIPATION

Code of practice

5 Procedure for making the code

- (1) Before issuing or revising a code under section 4, the Welsh Ministers must consult the following persons on a draft of the code—
 - (a) each local authority;
 - (b) the governing body of each maintained school in Wales;
 - (c) the governing body of each institution in the further education sector in Wales;
 - (d) Her Majesty's Chief Inspector of Education and Training in Wales;
 - (e) the Children's Commissioner for Wales;
 - (f) the Welsh Language Commissioner;
 - (g) the relevant committee of the National Assembly for Wales with remit for the education of children and young persons;
 - (h) any other person the Welsh Ministers consider appropriate.
- (2) If the Welsh Ministers wish to proceed with the draft (with or without modifications) they must lay a copy of the draft before the National Assembly for Wales.
- (3) The Welsh Ministers must not issue a code unless a draft of it is approved by a resolution of the National Assembly for Wales.

Status: This is the original version (as it was originally enacted).

- (4) If the National Assembly for Wales resolves to approve a draft of the code—
 - (a) the Welsh Ministers must issue the code in the form of the draft, and
 - (b) the code comes into force on a day appointed by the Welsh Ministers in an order made by statutory instrument.
- (5) An order under subsection (4)(b) may—
 - (a) appoint different days for different purposes;
 - (b) make transitory, transitional or saving provision in connection with the coming into force of a provision in the code.
- (6) References in this section to a code include a revised code.
- (7) The requirement to consult imposed by subsection (1) may be satisfied by consultation undertaken before the coming into force of this Part.