



Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

PART 2

ADDITIONAL LEARNING NEEDS

CHAPTER 1

KEY TERMS, CODE AND PARTICIPATION

Participation, United Nations conventions and access to information

7 Duty to have regard to the United Nations Convention on the Rights of the Child

- (1) A relevant body exercising functions under this Part in relation to a child or young person must have due regard to Part 1 of the United Nations Convention on the Rights of the Child adopted and opened for signature, ratification and accession by General Assembly resolution 44/25 of 20 November 1989 (“the Convention”).
- (2) For the purposes of subsection (1), Part 1 of the Convention is to be treated as having effect—
 - (a) as set out for the time being in Part 1 of the Schedule to the [Rights of Children and Young Persons \(Wales\) Measure 2011 \(nawm 2\)](#), but
 - (b) subject to any declaration or reservation as set out for the time being in Part 3 of that Schedule.
- (3) Subsection (1) does not require specific consideration of the Convention on each occasion that a function is exercised.⁷
- (4) A code issued under section 4 may make provision setting out what is required to discharge the duty in subsection (1); and subsection (1) is to be interpreted in accordance with any such provision.

Status: This is the original version (as it was originally enacted).

(5) In subsection (1), “relevant body” means—

- (a) a local authority;
- (b) an NHS body.