

Status: Point in time view as at 01/09/2021.

Changes to legislation: Equality Act 2010, Cross Heading: Jurisdiction — Wales is up to date with all changes known to be in force on or before 18 May 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)

SCHEDULES

SCHEDULE 17

DISABLED PUPILS: ENFORCEMENT

Modifications etc. (not altering text)

- C1** Sch. 17: power to amend or repeal conferred (10.2.2012) by Education (Wales) Measure 2009 (nawm 5), s. 18(2)(c) (as amended by [S.I. 2011/1651](#), [art. 12\(b\)](#)); [S.I. 2012/320](#), [art. 2\(g\)](#))

PART 2

TRIBUNALS IN ENGLAND AND WALES

[^{F1}Jurisdiction — Wales

Textual Amendments

- F1** Sch. 17 para. 3A and cross-heading inserted (E.W.) (6.3.2012) by Education (Wales) Measure 2009 (nawm 5), s. 9(3) (as substituted (6.7.2011) by The Right of a Child to Make a [Disability Discrimination Claim \(Schools\) \(Wales\) Order 2011](#) ([S.I. 2011/1651](#)), [art. 3](#)); [S.I. 2012/320](#), [art. 3\(f\)](#))

- 3A** (1) A claim that a responsible body for a school in Wales has contravened Chapter 1 of Part 6 in relation to a person because of disability may be made to the Tribunal by—
- [^{F2}(a)** the person (including a child not over compulsory school age), or
- (b)** if the person is a child not over compulsory school age, the person's parent].
- (2) But this paragraph does not apply to a claim to which paragraph 13 or 14 applies.
- ^{F3}(3)**
- (4) The exercise of rights under this paragraph is subject to provision made by regulations under paragraphs 6 and **[^{F4}6A(7)].**

Textual Amendments

- F2** Sch. 17 para. 3A(1)(a)(b) substituted for words in Sch. 17 para. 3A(1) (1.9.2021) by [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018](#) (anaw 2), s. 100(3), [Sch. 1 para. 19\(5\)\(d\)\(i\)](#); [S.I. 2021/373](#), [art. 8\(j\)\(xxxiii\)](#))
- F3** Sch. 17 para. 3A(3) omitted (1.9.2021) by virtue of [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018](#) (anaw 2), s. 100(3), [Sch. 1 para. 19\(5\)\(d\)\(ii\)](#); [S.I. 2021/373](#), [art. 8\(j\)\(xxxiii\)](#))
- F4** Word in Sch. 17 para. 3A(4) substituted (1.9.2021) by virtue of [Additional Learning Needs and Education Tribunal \(Wales\) Act 2018](#) (anaw 2), s. 100(3), [Sch. 1 para. 19\(5\)\(d\)\(iii\)](#); [S.I. 2021/373](#), [art. 8\(j\)\(xxxiii\)](#))

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Modifications etc. (not altering text)

- C1** Sch. 17 para. 3A(1)(a) modified (W.) (1.9.2021) by [The Equality Act 2010 \(Capacity of parents and persons over compulsory school age\) \(Wales\) Regulations 2021 \(S.I. 2021/403\)](#), regs. 1(2), [4](#)
- C2** Sch. 17 para. 3A(1)(b) modified (W.) (1.9.2021) by [The Equality Act 2010 \(Capacity of parents and persons over compulsory school age\) \(Wales\) Regulations 2021 \(S.I. 2021/403\)](#), regs. 1(2), [3](#)

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