Status: *Point in time view as at 06/07/2011.*
Changes to legislation: *Education (Wales) Measure 2009 is up to date with all changes known to be in force on or before 25 June 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)*

SCHEDULE

(introduced by section 23)

MINOR AND CONSEQUENTIAL AMENDMENTS

VALID FROM 10/02/2012

Education Act 1996 (c. 56)

1 Amend the Education Act 1996 as follows.

VALID FROM 06/03/2012

2 In section 326(4) (appeal against contents of the statement)—

(a) in paragraph (b), omit the full stop and after "school" insert " , or ";

(b) after paragraph (b) insert—

"(c) in the case of proceedings relating to a statement maintained by a **[**[F1]local authority**]** in Wales only, the child has proposed the school in the proceedings (whether or not the parent, the **[**[F1]local authority**]** or both have also proposed the school).".

Textual Amendments

F1 Words in Measure substituted (5.5.2010) by Local Education Authorities and Children's Services Authorities (Integration of Functions) (Wales) Order 2010 (S.I. 2010/1148), arts. 1, **5(2)**

VALID FROM 06/03/2012

3 In section 326A (unopposed appeals), in subsection (1)(a), for "the parent of a child has appealed to the Tribunal under section 325, 328, 329 or 329A or paragraph 8(3) of Schedule 27 against a decision of a **[**[F1]local authority**]**, and" substitute—

"either—

(i) the parent of a child has appealed to the Tribunal under section 325, 328, 329 or 329A or paragraph 8(3) of Schedule 27 against a decision of a **[**[F1]local authority**]** in England or Wales, or

(ii) the child has appealed to the Tribunal under section 325, 328, 329 or 329A or paragraph 8(3) of Schedule 27 against a decision of a **[**[F1]local authority**]** in Wales, and".

Status: *Point in time view as at 06/07/2011.*
Changes to legislation: *Education (Wales) Measure 2009 is up to date with all changes known to be in force on or before 25 June 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)*

Textual Amendments

F1 Words in Measure substituted (5.5.2010) by Local Education Authorities and Children's Services Authorities (Integration of Functions) (Wales) Order 2010 (S.I. 2010/1148), arts. 1, **5(2)**

4 In section 333 (constitution of Welsh Tribunal), in subsection (1ZB), for "this section and sections 334 to 336ZB" substitute " this Part ".

VALID FROM 06/03/2012

5 In Schedule 27 (making and maintenance of statements under section 324)—

(a) in paragraph 8(1)(b)(iv), for "the parent has appealed" substitute " there is an appeal ";

(b) in paragraph 11(4), for "the parent of the child appeals" substitute " there is an appeal ";

(c) in paragraph 11(5)(a), for "the parent of the child has appealed" substitute " there has been an appeal ".

Disability Discrimination Act 1995 (c. 50)

[F2]6 . . . . . .

Textual Amendments

F2 Sch. paras. 6-9 omitted (6.7.2011) by virtue of The Right of a Child to Make a Disability Discrimination Claim (Schools) (Wales) Order 2011 (S.I. 2011/1651), arts. 1(2), **13(3)**

[F2]7 . . . . . .

Textual Amendments

F2 Sch. paras. 6-9 omitted (6.7.2011) by virtue of The Right of a Child to Make a Disability Discrimination Claim (Schools) (Wales) Order 2011 (S.I. 2011/1651), arts. 1(2), **13(3)**

[F2]8 . . . . . .

Textual Amendments

F2 Sch. paras. 6-9 omitted (6.7.2011) by virtue of The Right of a Child to Make a Disability Discrimination Claim (Schools) (Wales) Order 2011 (S.I. 2011/1651), arts. 1(2), **13(3)**

[F2]9 . . . . . .

Textual Amendments

F2 Sch. paras. 6-9 omitted (6.7.2011) by virtue of The Right of a Child to Make a Disability Discrimination Claim (Schools) (Wales) Order 2011 (S.I. 2011/1651), arts. 1(2), **13(3)**

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Changes to legislation: *Education (Wales) Measure 2009 is up to date with all changes known to be in force on or before 25 June 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)*

Education and Inspections Act 2006 (c. 40)

10 Section 162 of the Education and Inspections Act 2006 is amended as follows.

11 For subsection (5A) substitute—

"(5A) The Welsh Ministers may by order—

(a) make such provision as appears to them to be appropriate for the purpose of—

(i) repealing any reference in a Measure of the National Assembly for Wales to a **[**[F1]local authority**]** (however expressed), and

(ii) replacing it, where it appears to them to be appropriate, with a reference (however expressed) to a Welsh local authority;

(b) make such provision as appears to them to be appropriate in consequence of or in connection with any provision made by virtue of paragraph (a).

(5B) An order under subsection (5A) may make provision modifying any enactment whenever passed or made, and may, in particular, make provision of the kind specified in paragraphs (a) to (e) of subsection (2).".

Textual Amendments

F1 Words in Measure substituted (5.5.2010) by Local Education Authorities and Children's Services Authorities (Integration of Functions) (Wales) Order 2010 (S.I. 2010/1148), arts. 1, **5(2)**

After subsection (6) insert—

12 "(7) In interpreting paragraphs (a) to (e) of subsection (2) for the purposes of subsection (5B), "statutory provision" also includes any provision of a Measure of the National Assembly for Wales, including any Measure passed after the Education (Wales) Measure 2009.".

Status:
Point in time view as at 06/07/2011.

Changes to legislation:
Education (Wales) Measure 2009 is up to date with all changes known to be in force on or before 25 June 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.