



Education (Wales) Measure 2009

2009 nawm 5

PART 1

EDUCATION APPEALS AND CLAIMS BY CHILDREN

Special educational needs appeals

1 Right of a child to appeal in respect of special educational needs

- (1) The Education Act 1996 (c. 56) is amended in accordance with this section.
- (2) After section 332 insert—

“Appeals by children

332ZA Right of a child to appeal to the Welsh Tribunal

- (1) This section applies to the rights of a parent of a child to appeal to the Welsh Tribunal under any of the following provisions—
 - (a) section 325(2) (appeal against decision not to make statement);
 - (b) section 326(1) (appeal against contents of statement);
 - (c) section 328(3)(b) (reviews of educational needs);
 - (d) section 329(2)(b) (assessment of educational needs at request of child's parent);
 - (e) section 329A(8)(b) (review of assessment of educational needs at request of responsible body);
 - (f) paragraph 8(3)(b) of Schedule 27 (change of named school);
 - (g) paragraph 11(2)(b) of Schedule 27 (ceasing to maintain a statement).
- (2) The child may exercise the rights conferred on the parent in respect of that child.
- (3) The child's rights are exercisable concurrently with the parent's rights.

Status: Point in time view as at 06/03/2012.

Changes to legislation: Education (Wales) Measure 2009, Section 1 is up to date with all changes known to be in force on or before 30 September 2023. 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)

(4) The exercise of rights under this section is subject to provision made by regulations under sections 332ZC and 336(1).”.

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Commencement Information

II S. 1 in force at 6.3.2012 by S.I. 2012/320, art. 3(a)

Status:

Point in time view as at 06/03/2012.

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