



Education (Wales) Measure 2009

2009 nawm 5

PART 1

EDUCATION APPEALS AND CLAIMS BY CHILDREN

Special educational needs appeals

8 Procedures for making regulations

- (1) Section 569 (regulations) of the Education Act 1996 (c. 56) is amended in accordance with this section.
- (2) In subsection (1), after “Secretary of State” insert “or the Welsh Ministers”.
- (3) In subsection (2), after “Act” insert “made by the Secretary of State”.
- (4) After subsection (2A) insert—
 - “(2B) A statutory instrument containing regulations under sections 332ZC, 332AA, 332BA, 332BB or 336 made by the Welsh Ministers is subject to annulment in pursuance of a resolution of the National Assembly for Wales.
 - (2C) Paragraphs 33 to 35 of Schedule 11 to the Government of Wales Act 2006 make provision about the National Assembly for Wales procedures that apply to any statutory instrument containing regulations or an order made in exercise of functions conferred upon the Secretary of State or the National Assembly for Wales by this Act that have been transferred to the Welsh Ministers by virtue of paragraph 30 of that Schedule.”.
- (5) In subsection (4) after “thinks fit” insert “or the Welsh Ministers think fit”.