
STATUTORY INSTRUMENTS

2005 No. 1117

The Special Educational Needs and
Disability (Northern Ireland) Order 2005

PART III

DISABILITY DISCRIMINATION IN EDUCATION

CHAPTER II

FURTHER AND HIGHER EDUCATION

Enforcement, etc.

[^{F1}Enforcement of Articles 30B and 30C: supplemental matters

31B.—(1) An application under Article 31A(3) may be presented or made only—

- (a) within the period of six months beginning with the date (or last date) on which the alleged unlawful act occurred, or
- (b) with the permission of the court.

(2) A determination under Article 31A(4) shall not be relied upon by a county court in proceedings under Article 31A(5) while an appeal against the determination—

- (a) is pending, or
- (b) may be brought (disregarding the possibility of an appeal out of time with permission).

(3) An application under Article 31A(5) may be made only—

- (a) within the period of five years beginning with the date (or last date) on which the unlawful act referred to in that paragraph occurred, or
- (b) with the permission of the court.]

F1 Arts. 31A, 31B inserted (10.8.2006 for certain purposes and 1.9.2006 otherwise) by [Special Educational Needs and Disability \(Northern Ireland\) Order 2005 \(Amendment\) \(Further and Higher Education\) Regulations \(Northern Ireland\) 2006 \(S.R. 2006/332\)](#), regs. 1, 12

Changes to legislation:

The Special Educational Needs and Disability (Northern Ireland) Order 2005, Section 31B is up to date with all changes known to be in force on or before 06 October 2022. 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.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art. 22(1)(i)-(ii) substituted for words by [2016 c. 8 \(N.I.\) s. 12\(1\)](#)