



# Apprenticeships, Skills, Children and Learning Act 2009

## 2009 CHAPTER 22

### PART 12

#### MISCELLANEOUS

PROSPECTIVE

#### *Complaints: Wales*

#### **260 Complaints: Wales**

- (1) Section 29 of the Education Act 2002 (c. 32) (additional functions of governing body) is amended as follows.
- (2) In subsection (1) after “maintained school” insert “ in England ”.
- (3) In subsection (2) for the words from “(in relation to England)” to the end substitute “ by the Secretary of State ”.
- (4) After subsection (2) insert—
  - “(2A) The Welsh Ministers may make regulations establishing procedures in relation to relevant complaints.
  - (2B) For the purposes of subsection (2A), a “relevant complaint” is a complaint which relates to a maintained school in Wales, or to the provision of facilities or services under section 27 by the governing body of such a school, other than a complaint which falls to be dealt with in accordance with any procedures required to be established in relation to the school by virtue of a statutory provision other than this section.

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*Status: This version of this cross heading contains provisions that are prospective.*

**Changes to legislation:** Apprenticeships, Skills, Children and Learning Act 2009, Cross Heading:

*Complaints: Wales is up to date with all changes known to be in force on or before 15 March 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) View outstanding changes*

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- (2C) Where the Welsh Ministers establish procedures by regulations under subsection (2A), the governing body of a maintained school in Wales shall—
- (a) adopt the procedures, and
  - (b) publicise them in the way specified in the regulations.
- (2D) In adopting or publicising procedures established by virtue of subsection (2A), the governing body shall have regard to any guidance given from time to time by the Welsh Ministers.”

**Status:**

This version of this cross heading contains provisions that are prospective.

**Changes to legislation:**

Apprenticeships, Skills, Children and Learning Act 2009, Cross Heading: Complaints: Wales is up to date with all changes known to be in force on or before 15 March 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.

[View outstanding changes](#)

**Commencement Orders yet to be applied to the Apprenticeships, Skills, Children and Learning Act 2009**

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2009/3341 art. 2](#) commences (2009 c. 22)
- [S.I. 2010/2413 art. 2](#) commences (2009 c. 22)
- [S.I. 2011/829 art. 2](#) commences (2009 c. 22)
- [S.I. 2011/882 art. 2](#) amendment to earlier commencing [SI 2010/303 art. 7 Sch. 6](#)