

*Status: Point in time view as at 19/06/2023.*

*Changes to legislation: Equality Act 2010, Paragraph 13 is up to date with all changes known to be in force on or before 02 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)*

## SCHEDULES

### SCHEDULE 17

#### DISABLED PUPILS: ENFORCEMENT

##### Modifications etc. (not altering text)

- C1** Sch. 17: power to amend or repeal conferred (10.2.2012) by Education (Wales) Measure 2009 (nawm 5), s. 18(2)(c) (as amended by [S.I. 2011/1651](#), [art. 12\(b\)](#)); [S.I. 2012/320](#), [art. 2\(g\)](#))

#### PART 4

##### ADMISSIONS AND EXCLUSIONS

###### *Admissions*

- 13 (1) This paragraph applies if appeal arrangements have been made in relation to admissions decisions.
- (2) A claim that a responsible body has, because of a person's disability, contravened Chapter 1 of Part 6 in respect of an admissions decision must be made under the appeal arrangements.
- (3) The body hearing the claim has the powers it has in relation to an appeal under the appeal arrangements.
- (4) Appeal arrangements are arrangements under—
- (a) section 94 of the School Standards and Framework Act 1998, or
  - [<sup>F1</sup>(b) Academy arrangements (as defined in section 1 of the Academies Act 2010) between the responsible body for an Academy and the Secretary of State,] enabling an appeal to be made by the person's parent against the decision.
- (5) An admissions decision is—
- (a) a decision of a kind mentioned in section 94(1) or (2) of the School Standards and Framework Act 1998;
  - (b) a decision as to the admission of a person to an [<sup>F2</sup>Academy school or an alternative provision Academy] taken by the responsible body or on its behalf.

##### Textual Amendments

- F1** Sch. 17 para. 13(4)(b) substituted (1.2.2012) by [Education Act 2011 \(c. 21\)](#), s. 65, [Sch. 15 para. 2](#); [S.I. 2012/84](#), [art. 3](#)
- F2** Words in Sch. 17 para. 13(5)(b) substituted (1.4.2012) by [Education Act 2011 \(c. 21\)](#), s. 54(1), [Sch. 13 para. 20\(4\)](#); [S.I. 2012/924](#), [art. 2](#)

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#### **Commencement Information**

- II** Sch. 17 para. 13 wholly in force; Sch. 17 not in force at Royal Assent see s. 216; Sch. 17 Pt. 4 in force at 1.10.2010 by S.I. 2010/2317, **art. 2(1)(9)(k)(iii)** (with **art. 15**, and subject to transitional provision in **art. 7**)

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