



Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

PART 2

ADDITIONAL LEARNING NEEDS

CHAPTER 3

SUPPLEMENTARY FUNCTIONS

Functions relating to securing additional learning provision

50 Welsh Ministers' duties to secure post-16 education and training

- (1) The Learning and Skills Act 2000 (c. 21) is amended as follows.
- (2) In section 31(3) (education and training for persons aged 16 to 19), after paragraph (c) insert—
 - “(cc) take account of the education and training that is required in order to ensure that employees and potential employees are available who are able to deliver additional learning provision in Welsh;
 - (cd) take account of the education and training that is required in order to ensure that facilities are available for assessing through the medium of Welsh whether persons have additional learning needs;”.
- (3) In section 32(3) (education and training for persons over 19), after paragraph (c) insert—
 - “(cc) take account of the education and training that is required in order to ensure that employees and potential employees are available who are able to deliver additional learning provision in Welsh;

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- (cd) take account of the education and training that is required in order to ensure that facilities are available for assessing through the medium of Welsh whether persons have additional learning needs;”.
- (4) In section 41 (persons with learning difficulties)—
- (a) in the heading, for “learning difficulties” substitute “ additional learning needs ”;
- (b) in subsection (1)—
- (i) in paragraph (a), for “learning difficulties, and” substitute “ additional learning needs; ”;
- (ii) for paragraph (b) substitute—
- “(b) to the desirability of facilities being available which would assist the discharge of duties under the Additional Learning Needs and Education Tribunal (Wales) Act 2018.”;
- (c) omit subsections (2), (3) and (4);
- (d) for subsection (5) substitute—
- “(5A) In this Part, “additional learning needs” has the meaning given by section 2 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018, and “additional learning provision” has the meaning given by section 3 of that Act.”;
- (e) omit subsection (6).
- (5) Omit section 140 (assessments relating to learning difficulties).

Commencement Information

- I11** S. 50(1)(4)(5) in force at 1.9.2021 for specified purposes by [S.I. 2021/373](#), [arts. 3, 4](#) (as amended by [S.I. 2021/938](#), [art. 2\(3\)](#))
- I12** S. 50(1)(4)(5) in force at 1.9.2021 for specified purposes by [S.I. 2021/373](#), [arts. 6, 7](#) (as amended by [S.I. 2021/938](#), [art. 2\(4\)\(5\)](#))
- I13** S. 50(1) in force at 1.9.2021 for specified purposes by [S.I. 2021/373](#), [art. 8\(a\)](#)
- I14** S. 50(1) in force at 1.1.2022 for specified purposes by [S.I. 2021/1245](#), [arts. 3\(g\), 4](#) (with [art. 1\(4\)](#))
- I15** S. 50(1) in force at 1.1.2022 for specified purposes by [S.I. 2021/1244](#), [art. 3\(g\)](#) (with [arts. 4-21](#)) (as amended by [S.I. 2021/1428](#), [art. 3](#); (10.6.2022) by [S.I. 2022/663](#), [art. 3](#) and (21.8.2023) by [S.I. 2023/932](#), [art. 3](#))
- I16** S. 50(1) in force at 1.1.2022 for specified purposes by [S.I. 2021/1243](#), [art. 3\(g\)](#) (with [arts. 4-23](#)) (as amended by [S.I. 2021/1428](#), [art. 2](#); (10.6.2022) by [S.I. 2022/663](#), [art. 2](#) and (21.8.2023) by [S.I. 2023/932](#), [art. 2](#))
- I17** S. 50(1) in force at 1.9.2022 for specified purposes by [S.I. 2022/896](#), [art. 3\(g\)](#) (with [arts. 4-22](#)) (as amended (21.8.2023) by [S.I. 2023/932](#), [art. 5](#))
- I18** S. 50(1) in force at 1.9.2022 for specified purposes by [S.I. 2022/895](#), [arts. 3\(g\), 4](#)
- I19** S. 50(1) in force at 1.9.2022 for specified purposes by [S.I. 2022/897](#), [art. 3\(g\)](#) (with [arts. 1\(8\), 4-21](#)) (as amended (21.8.2023) by [S.I. 2023/932](#), [art. 6](#))
- I110** S. 50(1) in force at 1.9.2022 for specified purposes by [S.I. 2022/898](#), [arts. 2\(g\), 3](#)
- I111** S. 50(1) in force at 1.9.2022 for specified purposes by [S.I. 2022/891](#), [art. 3\(g\)](#) (with [arts. 4-25](#)) (as amended (21.8.2023) by [S.I. 2023/932](#), [art. 4](#))
- I112** S. 50(1) in force at 1.9.2022 for specified purposes by [S.I. 2022/894](#), [art. 3\(g\)](#)
- I113** S. 50(1) in force at 1.9.2022 for specified purposes by [S.I. 2022/892](#), [art. 3\(g\)](#) (with [arts. 2, 4-18](#))
- I114** S. 50(1) in force at 1.9.2022 for specified purposes by [S.I. 2022/893](#), [art. 4](#) (with [art. 1\(2\)](#))
- I115** S. 50(2)(3) in force at 1.9.2021 by [S.I. 2021/373](#), [art. 8\(b\)](#)

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- I16** S. 50(4)(5) in force at 1.1.2022 for specified purposes by S.I. 2021/1243, **art. 3(h)** (with arts. 4-23) (as amended by S.I. 2021/1428, **art. 2**; (10.6.2022) by S.I. 2022/663, **art. 2** and (21.8.2023) by S.I. 2023/932, **art. 2**)
- I17** S. 50(4)(5) in force at 1.1.2022 for specified purposes by S.I. 2021/1244, **art. 3(h)** (with arts. 4-21) (as amended by S.I. 2021/1428, **art. 3**; (10.6.2022) by S.I. 2022/663, **art. 3** and (21.8.2023) by S.I. 2023/932, **art. 3**)
- I18** S. 50(4)(5) in force at 1.1.2022 for specified purposes by S.I. 2021/1245, **arts. 3(h), 4** (with art. 1(4))
- I19** S. 50(4)(5) in force at 1.9.2022 for specified purposes by S.I. 2022/895, **arts. 3(h), 4**
- I20** S. 50(4)(5) in force at 1.9.2022 for specified purposes by S.I. 2022/891, **art. 3(h)** (with arts. 4-25) (as amended (21.8.2023) by S.I. 2023/932, **art. 4**)
- I21** S. 50(4)(5) in force at 1.9.2022 for specified purposes by S.I. 2022/894, **art. 3(h)**
- I22** S. 50(4)(5) in force at 1.9.2022 for specified purposes by S.I. 2022/897, **art. 3(h)** (with arts. 1(8), 4-21) (as amended (21.8.2023) by S.I. 2023/932, **art. 6**)
- I23** S. 50(4)(5) in force at 1.9.2022 for specified purposes by S.I. 2022/896, **art. 3(h)** (with arts. 4-22) (as amended (21.8.2023) by S.I. 2023/932, **art. 5**)
- I24** S. 50(4)(5) in force at 1.9.2022 for specified purposes by S.I. 2022/898, **arts. 2(h), 3**
- I25** S. 50(4)(5) in force at 1.9.2022 for specified purposes by S.I. 2022/893, **art. 4** (with art. 1(2))
- I26** S. 50(4)(5) in force at 1.9.2022 for specified purposes by S.I. 2022/892, **art. 3(h)** (with arts. 2, 4-18)

Changes to legislation:

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Changes and effects yet to be applied to :

- s. 50(1) coming into force by [S.I. 2022/893 art. 2\(g\)](#)
- s. 50(2)-(4) omitted by [2022 asc 1 Sch. 4 para. 39\(4\)](#)
- s. 50(4)(5) coming into force by [S.I. 2022/893 art. 2\(h\)](#)
- specified provision(s) coming into force by [S.I. 2021/381 art. 23](#) (This commencement not applied to [legislation.gov.uk](#). [S.I. 2021/381](#) revoked (12.8.2021) by [S.I. 2021/938](#), art. 3)
- specified provision(s) coming into force by [S.I. 2021/383 art. 23](#) (This commencement not applied to [legislation.gov.uk](#). [S.I. 2021/383](#) revoked (12.8.2021) by [S.I. 2021/938](#), art. 4)

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

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

- s. 4(3)(ca)(cb) inserted by [2022 asc 1 Sch. 4 para. 39\(2\)](#)
- s. 5(1)(da) inserted by [2022 asc 1 Sch. 4 para. 39\(3\)](#)
- s. 65(4)(da)(db) inserted by [2022 asc 1 Sch. 4 para. 39\(5\)](#)
- [Sch. 1 para. 4\(32\)\(a\)\(i\)](#)[para. 4\(32\)\(a\)\(ii\)\(b\)](#) coming into force by [S.I. 2022/893 art. 2\(o\)\(xi\)](#)