



# Education (Wales) Measure 2009

2009 nawm 5

## PART 1

### EDUCATION APPEALS AND CLAIMS BY CHILDREN

#### *Piloting*

#### **17 Piloting the rights of a child to appeal or make a claim**

- (1) The Welsh Ministers may by regulations provide for the piloting of the provisions of the Education Act 1996 (c. 56) and the Disability Discrimination Act 1995 (c. 50) as amended by this Part for a period specified in the regulations of up to 40 months (“the pilot period”).
- (2) Regulations under subsection (1) may provide (among other things)—
  - (a) that the rights of a child conferred by amendments made to the Education Act 1996 by this Part apply only to children for whom specified local authorities are responsible;
  - (b) that any duty imposed on a local authority by amendments made to the Education Act 1996 by this Part applies only to specified local authorities;
  - (c) that the rights of a person conferred by amendments made to the Disability Discrimination Act 1995 by this Part apply only to a body responsible for a school in specified areas;
  - (d) that any duty imposed on a local authority by amendments made to the Disability Discrimination Act 1995 by this Part applies only to specified local authorities;
  - (e) for reports or other information on the operation of piloted provisions to be provided to the Welsh Ministers by the Welsh Tribunal, local authorities specified under paragraphs (a), (b) or (d) or bodies responsible for schools in areas specified under paragraph (c).
- (3) The Welsh Ministers must—

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*Status: This is the original version (as it was originally enacted).*

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- (a) publish a report of how the piloted provisions were implemented and how effective they were in promoting the well-being of children, and
  - (b) lay a copy of the report before the National Assembly for Wales.
- (4) A report under subsection (3) may be laid before the National Assembly for Wales before the end of the pilot period; but it may not be laid on a date less than 12 months after the start of the pilot period.
- (5) A report under subsection (3) must be laid before the National Assembly for Wales no later than 30 months after regulations under this section come into force.