



# Children and Families (Wales) Measure 2010

## 2010 nawm 1

### PART 2

#### CHILD MINDING AND DAY CARE FOR CHILDREN

##### *Procedural safeguards*

#### 37 Appeals

- (1) An applicant for registration or (as the case may be) a registered person may appeal to the First-tier Tribunal against the taking of any of the following steps by the Welsh Ministers under this Part—
  - (a) refusal of an application for registration;
  - (b) imposition of a new condition on registration;
  - (c) variation or removal of any condition imposed on registration;
  - (d) refusal of an application to vary or remove any such condition;
  - (e) cancellation of registration.
- (2) The following persons may also appeal to the First-tier Tribunal—
  - (a) an applicant for registration or (as the case may be) a registered person in respect of a determination made by the Welsh Ministers under this Part of a prescribed description;
  - (b) a registered person against whom an order is made under section 34;
  - (c) a registered person who is given a notice under section 35.
- (3) On an appeal the First-tier Tribunal must either—
  - (a) confirm the taking of the step, the making of the other determination, the making of the order, or the giving of the notice (as the case may be), or
  - (b) direct that it does not have, or ceases to have, effect.

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*Status: This is the original version (as it was originally enacted).*

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- (4) Unless the First-tier Tribunal has confirmed the taking of a step mentioned in subsection (1)(a) or (e) or the making of an order under section 34 cancelling a person's registration, the Tribunal may also do either or both of the following—
- (a) impose conditions on the registration of the person concerned;
  - (b) vary or remove any condition previously imposed on the person's registration.