

Explanatory Memorandum to the Education Tribunal for Wales (Amendment)
Regulations 2021

This Explanatory Memorandum has been prepared by the Education Directorate of the Welsh Government and is laid before Senedd Cymru in conjunction with the above subordinate legislation and in accordance with Standing Order 27.1

Minister's Declaration

In my view, this Explanatory Memorandum gives a fair and reasonable view of the expected impact of the Education Tribunal for Wales (Amendment) Regulations 2021

Jeremy Miles AS/MS
Gweinidog y Gymraeg ac Addysg
Minister for Education and Welsh Language

14 September 2021

PART 1

1. Description

- 1.1 The Education Tribunal for Wales (Amendment) Regulations 2021 amends regulation 17(2) of The Education Tribunal for Wales Regulations 2021, which included an incorrect reference to regulation 13(2)(c).

2. Matters of special interest to the Legislation, Justice and Constitution Committee

- 2.1 No specific matters identified.

3. Legislative background

- 3.1 The Education Tribunal for Wales (Amendment) Regulations 2021 are made in exercise of the powers under section 207(4) of, and paragraph 6(2) of Schedule 17 to, the Equality Act 2010 by the affirmative procedure pursuant to section 209(6) of the Equality Act 2010.

4. Purpose and intended effect of the legislation

- 4.1 The purpose of this statutory instrument is to correct an incorrect cross reference in the principle regulations which were laid in March 2021.
- 4.2 Regulation 17(2) of the Education Tribunal for Wales Regulations 2021 makes a cross reference to regulation 13(2)(c) which is the incorrect cross reference.
- 4.3 The Education Tribunal for Wales (Amendment) Regulations 2021 will correct this error by amending regulation 17(2) to reference regulation 13(1)(b)(i).
- 4.4 The effect of these regulations is to ensure that the defect is corrected and the regulations are operational.

5. Consultation

- 5.1 No consultation has taken place as the regulations make an amendment to the principle regulations, which were laid in March 2021.

6. Regulatory Impact Assessment (RIA)

- 6.1 A regulatory impact assessment has not been prepared in respect of these regulations as they make a technical amendment and there has

been no change to the policy and do not impose or reduce costs for business, charities or voluntary bodies or the public sector.