

Your right to appeal



YOUR RIGHT TO APPEAL

We would welcome the opportunity to discuss any concerns or disagreements that you as parents/carers, children or young people may have with the decision or the content of an Individual Development Plan (IDP). Please contact the ALN Pupil and Family Support Co-ordinator by email pps@ceredigion.gov.uk or telephone 01545 570881 to discuss your concerns or to arrange a meeting.

Where you continue to have concerns or disagreements following the initial step of discussing them with Ceredigion's ALN Pupil and Family Support Co-ordinator, then you have the right to appeal to the Education Tribunal for Wales (ETW).

The Education Tribunal for Wales (ETW) hears and makes decisions on appeals about the additional learning needs of children and young people, and claims of disability discrimination in schools. ETW is an independent tribunal whose decisions are binding on local authorities and responsible bodies who must follow its orders.

Chapter 33 of The Additional Learning Needs Code for Wales 2021 contains information on appeals and application to the ETW.

A child, child's parent or young person may appeal to the Tribunal about:

- a decision by a FEI or local authority as to whether the child or young person has ALN;
- in the case of a young person, a decision by a local authority as to whether it is necessary to prepare and maintain an IDP;
- the description of a person's ALN in an IDP;
- the ALP in an IDP, or the fact that ALP is not an IDP, including whether the plan specifies that ALP should be provided in Welsh;
- the provision included in an IDP by a local authority under sections 14(6) or 19 (4) or the fact that provision under those sections is not in a plan;
- the school named in an IDP for the purpose of admitting a child to a named institution, or if no school is named in an IDP for the purpose of admission;
- a decision by the local authority not to revise an IDP where the local authority has been asked by a child, child's parent, or young person to reconsider an IDP maintained by a maintained school;
- a decision by the local authority not to take over responsibility for an IDP, which is maintained by a school, where it is requested to do so by a child or their parent, a young person or the governing body of that school;
- a decision to cease to maintain an IDP; and
- a refusal to decide a matter on the bases that there is no material change in needs or no new information that materially affects the decision.

For further information, visit ETW's website www.educationtribunal.gov.wales or telephone 0300 025 9800.

If your concerns or disagreements are to do with a Health service, the Local Authority and the Designated Educational Clinical Lead Officers (DECLO) appointed by Hywel Dda Health Board will work together to try to find a solution. You can also contact the health board directly. For more information, visit:

www.wales.nhs.uk/ourservices/publicaccountability/Puttingthingsright

Where to find more information about ALN in Ceredigion:

contact our ALN pupil & Family Support Coordinator on **01545 570 881** or visit our website:

www.ceredigion.gov.uk/resident/schools-education/additional-learning-needs