



# Additional Learning Needs and Education Tribunal (Wales) Act 2018

2018 anaw 2

## PART 2

### ADDITIONAL LEARNING NEEDS

#### CHAPTER 2

##### INDIVIDUAL DEVELOPMENT PLANS

###### *Review of plans*

#### **24 Review and revision of individual development plans for looked after children**

- (1) A local authority required to maintain an individual development plan for a looked after child must review the plan before the end of each review period.
- (2) The first review period is a period of 12 months starting with the date on which a copy of the plan is first given under section 22.
- (3) Each subsequent review period is a period of 12 months starting with—
  - (a) the date during the preceding review period on which a copy of a revised plan is first given under subsection (10) in relation to that review period, or
  - (b) where the plan has not been revised in the preceding review period the date during that period on which notice of a decision is first given under subsection (9) in relation to that period.
- (4) But where neither document referred to in subsection (3)(a) and (b) has been given during the preceding review period, the subsequent review period is a period of 12 months starting with the first day after the end of that preceding review period.

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*Status: This is the original version (as it was originally enacted).*

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- (5) The duty in subsection (1) to review a plan before the end of a review period is treated as met if, before the end of that period, the Education Tribunal for Wales orders the local authority to revise the plan.
- (6) A local authority required to maintain an individual development plan for a looked after child must review the plan if—
  - (a) the plan includes additional learning provision that an NHS body is required to secure under section 20, and
  - (b) the NHS body asks the local authority to review the plan.
- (7) A local authority required to maintain an individual development plan for a looked after child must review the plan if a request is made to it by the looked after child or the looked after child's parent, unless the authority considers a review to be unnecessary.
- (8) A local authority may—
  - (a) review an individual development plan at any time, and
  - (b) revise a plan following a review.
- (9) If a local authority decides following a review (required or authorised by or under this Part or by or under section 83 of the [Social Services and Well-being \(Wales\) Act 2014 \(anaw 4\)](#)) that the plan should not be revised it must notify the child, the child's parent and the child's independent reviewing officer of—
  - (a) the decision, and
  - (b) the reasons for the decision.
- (10) If a local authority revises a looked after child's individual development plan (as required or authorised by or under this Part or by or under section 83 of the [Social Services and Well-being \(Wales\) Act 2014 \(anaw 4\)](#)), it must give a copy of the revised individual development plan to—
  - (a) the looked after child,
  - (b) the looked after child's parent, and
  - (c) the looked after child's independent reviewing officer.