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STATUTORY RULES OF NORTHERN IRELAND

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**2006 No. 332**

**The Special Educational Needs and Disability (Northern Ireland) Order 2005 (Amendment) (Further and Higher Education) Regulations (Northern Ireland) 2006**

**Amendment of Article 48**

**14.** In Article 48 (relationship of this part with the 1995 Act), for paragraph (10) substitute—  
“(10) After paragraph 5 insert—

**6.** References in Chapter I of Part III of the 2005 Order to a disabled pupil are to be read as references to a pupil who has had a disability.

**7.** References in Chapter II of Part III of the 2005 Order to a disabled student are to be read as references to a student who has had a disability.

**8.** In Article 15(3)(a) and (4) of the 2005 Order, after “disabled” insert “or that he had had a disability”.

**9.** In Article 16(1) of the 2005 Order, in sub-paragraphs (a) and (b), after “not disabled” insert “and who have not had a disability”.

**10.—(1)** In Article 29 of the 2005 Order in paragraph (3)(a), after “disabled” insert “or that he had had a disability”;

(2) in paragraph (6)(a) of that Article, after “who do not have” insert “and have not had”; and

(3) in paragraph (10) of that Article, for “that particular disability” substitute “and who has not had that particular disability and”.

**11.** In Articles 30(1)(c), (1A)(d), (1B)(c), (1C) and (1D)(1) and 37(1)(d), 2(c) and (3) of the 2005 Order, after “not disabled” insert “and who have not had a disability”.

**12.** In Article 35(8) of the 2005 Order after “not having that particular disability” insert “and who has not had that particular disability”.

**13.** In Article 37(4)(b) of the 2005 Order for “has” substitute “has had”.