
OFFERYNNAU STATUDOL CYMRU

2021 No. 861

**Rheoliadau Deddf Anghenion Dysgu
Ychwanegol a'r Tribiwnlys Addysg (Cymru)
2018 (Diwygiadau Canlyniadol) 2021**

RHAN 2

Diwygiadau i Ddeddfwriaeth Sylfaenol

Deddf Llywodraeth Leol 1974

2.—(1) Mae Deddf Llywodraeth Leol 1974(1) wedi ei diwygio fel a ganlyn.

(2) Yn Atodlen 5, ym mharagraff 5(2)(b)(2), ar ôl “special educational needs (within the meaning given by section 579(1) of the Education Act 1996)” mewnosoder “or additional learning needs (within the meaning given by section 2 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018)”.

Deddf Addysg 1997

3.—(1) Mae Deddf Addysg 1997(3) wedi ei diwygio fel a ganlyn.

(2) Yn adran 32(6)(a)(4), yn lle “special educational needs (as defined in section 312 of the Education Act 1996)” rhodder “additional learning needs (as defined in section 2 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018)”.

Deddf Anghenion Addysgol Arbennig ac Anabledd 2001

4.—(1) Mae Deddf Anghenion Addysgol Arbennig ac Anabledd 2001(5) wedi ei diwygio fel a ganlyn.

(2) Yn Atodlen 8, Rhan 1, hepgorer paragraff 12.

Deddf Addysg 2002

5.—(1) Mae Deddf Addysg 2002(6) wedi ei diwygio fel a ganlyn.

(2) Yn adran 1(3)(7), ym mharagraff (g) o'r diffiniad o “qualifying body”, hepgorer “or the National Assembly for Wales”.

(1) 1974 p. 7.

(2) Diwygiwyd paragraff 5 o Atodlen 5 gan baragraff 63 o Atodlen 3 i Ddeddf Plant a Theuluoedd 2014 (p. 6). Mae paragraff 5 hefyd yn cynnwys diwygiadau eraill nad ydynt yn berthnasol i'r Rheoliadau hyn.

(3) 1997 p. 44.

(4) Mae diwygiadau i adran 32 nad ydynt yn berthnasol i'r Rheoliadau hyn.

(5) 2001 p. 10.

(6) 2002 p. 32.

(7) Diwygiwyd adran 1 gan baragraff 1 o Atodlen 16 i Ddeddf Addysg ac Arolygiadau 2006 (p. 40). Mae adran 1 hefyd yn cynnwys diwygiadau eraill nad ydynt yn berthnasol i'r Rheoliadau hyn. Mae paragraff (g) o'r diffiniad wedi ei amnewid gan Ddeddf Addysg a Sgiliau 2008 (p. 25) ond nid yw'r amnewidiad mewn grym eto.

- (3) Yn adran 2(5)(8), yn lle “children with special educational needs” rhodder—
 “—
- (a) in relation to England, children with special educational needs, or
 - (b) in relation to Wales, persons under 25 with special educational needs.”
- (4) Ar ôl adran 92 (disgyblion â chynlluniau AIG) mewnosoder—

“Pupils with Individual Development Plans

92A. The additional learning provision described in an individual development plan prepared or maintained by a local authority in Wales under Part 2 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018 may include provision—

- (a) excluding the application of the National Curriculum for England, or
- (b) applying the National Curriculum for England with such modifications as may be specified in the plan.”

Deddf Cenedligrwydd, Mewnfudo a Lloches 2002

6.—(1) Mae Deddf Cenedligrwydd, Mewnfudo a Lloches 2002(9) wedi ei diwygio fel a ganlyn.

- (2) Yn adran 36—
- (a) yn is-adran (3)(b), yn lle “a statement in respect of the child under section 324 of the Education Act 1996 (c. 56) (special educational needs)” rhodder “an individual development plan maintained for the child under section 14 or 19 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018”;
 - (b) hepgorer is-adran (5)(d) ac (e);
 - (c) ar ôl is-adran (5)(f) hepgorer “and”;
 - (d) ar ôl is-adran (5)(g) mewnosoder “, and”;
 - (e) ar ôl is-adran (5)(g) mewnosoder—
 - “(h) section 51 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018 (duty to favour education for children at mainstream maintained schools).”;
 - (f) yn lle is-adran (6) rhodder—
 - “(6) The power of the Education Tribunal for Wales under section 71(1) of the Additional Learning Needs and Education Tribunal (Wales) Act 2018 (decisions on appeals under section 70) is subject to subsection (2) above.”;
 - (g) yn is-adran (7)—
 - (i) yn y geiriau o flaen paragraff (a), ar ôl “Children and Families Act 2014” mewnosoder “, Part 2 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018” ac ar ôl “special educational needs” mewnosoder “or additional learning needs”;
 - (ii) ar ôl paragraff (a) mewnosoder—
 - “(aa) the child receiving the additional learning provision called for by the child’s additional learning needs,”;
 - (h) yn lle is-adran (9)(b) rhodder—

(8) Mae diwygiadau i adran 2 nad ydynt yn berthnasol i'r Rheoliadau hyn.

(9) 2002 p. 41.

- “(b) the person responsible for education at an accommodation centre may refer a case to a local authority under section 12(2)(a) of the Additional Learning Needs and Education Tribunal (Wales) Act 2018 as though—
- (i) a child for whom education is provided at the centre under section 29(1)(f) were a child who is a registered pupil at a school, and
 - (ii) that person were the governing body of the school.”;
- (i) hepgorer is-adran (9)(c).

Deddf Addysg 2005

- 7.—(1) Mae Deddf Addysg 2005(10) wedi ei diwygio fel a ganlyn.
(2) Yn adran 28(11), hepgorer is-adrannau (2)(d) a (4)(d).

Deddf Addysg ac Arolygiadau 2006

- 8.—(1) Mae Deddf Addysg ac Arolygiadau 2006(12) wedi ei diwygio fel a ganlyn.
(2) Yn adran 16(1)(c)(13), ar ôl “section 324 of EA 1996 (statement of special educational needs)” mewnosoder “or an individual development plan under section 14 or 19 of the Additional Learning Needs and Education Tribunal (Wales) Act 2018”.
(3) Yn adran 88(5), hepgorer “or the Assembly” yn y ddau le y mae’n digwydd.

Deddf Cymwysterau Cymru 2015

- 9.—(1) Mae Deddf Cymwysterau Cymru 2015(14) wedi ei diwygio fel a ganlyn.
(2) Yn adran 57(5)(a), ar ôl “anghenion addysgol arbennig” mewnosoder “neu anghenion dysgu ychwanegol”.

Deddf Cymru 2017

- 10.—(1) Mae Deddf Cymru 2017(15) wedi ei diwygio fel a ganlyn.
(2) Yn adran 59(1), yn lle paragraff (d) rhodder—
“(d) the Education Tribunal for Wales or Tribiwnlys Addysg Cymru.”;
(3) Hpgorer adran 62(4).

Deddf y Coronafeirws 2020

- 11.—(1) Mae Deddf y Coronafeirws 2020(16) wedi ei diwygio fel a ganlyn.
(2) Yn Atodlen 17, Rhan 1, paragraff 7(5)(17), ar ôl paragraff (g) mewnosoder—
“(ga) sections 13(1), 14(10), 19(7), 23(1) and 24(1) of the Additional Learning Needs and Education Tribunal (Wales) Act 2018 (provisions relating to individual development plans);”.

(10) 2005 p. 18.

(11) Mae diwygiadau i adran 28 nad ydynt yn berthnasol i'r Rheoliadau hyn.

(12) 2006 p. 40.

(13) Diwygiwyd adran 16 gan baragraff 81 o Atodlen 3(2) i Ddeddf Plant a Theuluoedd 2014. Mae diwygiadau eraill i adran 16 nad ydynt yn berthnasol i'r Rheoliadau hyn.

(14) 2015 dccc 5.

(15) 2017 p. 4.

(16) 2020 p. 7.

(17) Mae diwygiadau i baragraff 7 nad ydynt yn berthnasol i'r Rheoliadau hyn.

Statws *This is the original version (as it was originally made).*
