### WELSH STATUTORY INSTRUMENTS

### 2011 No. 1952(W. 216) (C.71)

# **EDUCATION, WALES**

The Education Act 2002 (Commencement No.14) (Wales) Order 2011

#### **EXPLANATORY NOTE**

(This note is not part of the Order)

This Order brings into force on 1 September 2011 provisions of the Education Act 2002 specified in article 2 of the Order. These are the provisions that relate to the federation of schools.

# NOTE AS TO EARLIER COMMENCMENT ORDERS

(This note is note part of the Order)

The following provisions of the Education Act 2002 have been brought into force in relation to Wales by commencement order made before the date of this Order:

Provision	Date of Commencement	S.I. No
Sections 14 to 17	31 March 2003	2002/3185 (W.301)
Section 18(1)	2 January 2008	2007/3611 (W.318)
Section 18(2)	31 March 2003	2002/3185 (W.301)
Section 19(6) (partially)	1 September 2003	2003/1718 (W.185)
Section 19(1) to (7) (fully)	31 October 2005	2005/2910 (W.207)
Section 19(8)	12 April 2010	2010/707 (W.68)
Section 20(1) to (3), (5)	31October 2005	2005/2910 (W.207)
Section 20(4)	12 April 2010	2010/707 (W.68)
Sections 21 and	1 September	2004/1728

22	2004	(W.172)
Section 23	31 October 2005	2005/2910
Section 23	31 0010001 2003	(W.207)
Sections 24 and	12 April 2010	2010/707
25	12 / Ipin 2010	(W.68)
Section 26	2 January 2008	2007/3611
Section 20	2 January 2000	(W.318)
Sections 27 and	1 September	2003/1718
28	2003	(W.185)
Section 29	1 September	2003/1718
Section 29	2003	(W.185)
Section 30	1 September	2004/1728
Section 50	2004	(W.172)
Section 31	2 January 2008	2007/3611
(partially)	2 Junuary 2000	(W.318)
Section 31	31 March 2008	2007/3611
(fully)	31 1/14/01/2000	(W.318)
Section 32	1 September	2004/1728
Section 32	2004	(W.172)
Sections 33 and	31 October 2005	2005/2910
34	31 October 2003	(W.207)
Section 35	1 April 2006	2006/879
Section 33	1 71pm 2000	(W.84)
Section 36	1 April 2006	2006/879
Section 30	1 71pm 2000	(W.84)
Section 37	1 April 2006	2006/879
Section 37	1 71pm 2000	(W.84)
Section 38	2 January 2008	2007/3611
Section 50	2 vandary 2000	(W.318)
Section 39(1)	1 September	2004/1728
(partially)	2004	(W.178)
Section 39	31 October 2005	2005/2910
(fully)		(W.207)
Section 40	1 September	2003/1718
(partially)	2003	(W.185)
Section 40	1 April 2006	2006/879
(partially)	1	(W.84)
Section 41	4 December	2003/2961
	2003	(W.278)
Section 42	4 December	2003/2961
	2003	(W.278)
Section 43	1 November	2003/1718
	2003	(W.185)
Section 46	1 December	2003/2961
	2003	(W.278)
Section 49	19 December	2002/3185
	2002	(W.301)
Section 50	31 May 2005	2005/1395
		(W.109)
Section 51	9 January 2004	2003/2961
(partially)		(W.278)
Section 51	31 March 2004	2004/912
(partially)		(W.95)
Section 51	31 May 2005	2005/1395
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(partially)		(W.109)
Section 52	0 Iamuamu 2004	2003/2961
(partially)	9 January 2004	(W.278)
Section 52	31 October 2005	2005/2910
	31 October 2003	
(fully)	21 0-4-1 2005	(W.207)
Section 53	31 October 2005	2005/2910
G .: 54.	10 D 1	(W.207)
Sections 54 to 56	19 December 2002	2002/3185
		(W.301)
Sections 57 to 59	2 January 2008	2007/3611 (W.318)
Sections 60 to	1 August 2003	2003/1718
64		(W.185)
Section 72	1 August 2004	2004/1728
		(W.172)
Section 75	19 December	2002/3185
(partially)	2002	(W.301)
Section 75	2 January 2008	2007/3611
(fully)		(W.318)
Sections 97 and	19 December	2002/3185
98	2002	(W.301)
Section 99(1)	19 December	2002/3185
20000011 / / (1)	2002	(W.301)
Section 99(2)	1 August 2008	2008/1728
20000011 > > (2)	11148450 2000	(W.168)
Section 100	19 December	2002/3185
(partially)	2002	(W.301)
Section 100	1 August 2008	2008/1728
(partially)	11148450 2000	(W.168)
Section 101	19 December	2002/3185
(partially)	2002	(W.301)
Section 101	1 August 2008	2008/1728
(partially)	1 Tagast 2000	(W.168)
Section 103	19 December	2002/3185
Section 103	2002	(W.301)
Section 104	1 August 2008	2008/1728
Section 104	1 1145451 2000	(W.168)
Sections 105 to	19 December	2002/3185
107	2002	(W.301)
Section 108	1 August 2008	2008/1728
(partially)	1 1145451 2000	(W.168)
Section 109	19 December	2002/3185
Section 10)	2002	(W.301)
Section 110	1 August 2008	2008/1728
Section 110	1 11ugust 2000	(W.168)
Sections 111 to	19 December	2002/3185
118	2002	(W.301)
Section 119	1 October 2002	2002/2439
Section 120(1)	1 October 2002	2002/2439
and (3) to (5)	1 October 2002	2002/2437
Section 120(2)	1 August 2003	2003/1667
Section 121	1 October 2002	2002/2439
Sections 122 to	1 August 2003	2003/1667
129	- 1105000 2000	2000, 1007
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Section 130	1 October 2002	2002/2439
(partially)		
Section 130	1 August 2003	2003/1667
(fully)		
Section 131	19 December	2002/3185
	2002	(W.301)
Sections 132 and	19 December	2002/3185
133	2002	(W.301)
Section 134	19 December	2002/3185
(partially)	2002	(W.301)
Section 135	19 December	2002/3185
	2002	(W.301)
Section 136 to	1 September	2003/1718
140	2003	(W.185)
Section 141	19 December	2002/3185
Section 111	2002	(W.301)
Section 142 to	31 March 2003	2002/3185
144	51 Water 2005	(W.301)
Section 145	19 December	2002/3185
Section 143	2002	(W.301)
Section 146	31 March 2003	2002/3185
	31 March 2003	
(partially)	2 7 2000	(W.301)
Section 146	2 January 2008	2007/3611
(fully)	10.5	(W.318)
Section 148	19 December	2002/3185
(partially)	2002	(W.301)
Section 148	31 May 2006	2006/1336
(partially)		(W.129)
Section 149	31 March 2003	2002/3185
		(W.301)
Section 150	31 March 2003	2002/3185
		(W.301)
Section 151(1)	2 January 2008	2007/3611
		(W.318)
Section 151 (2)	19 December	2002/3185
	2002	(W.301)
Section 152	19 December	2002/3185
(partially)	2002	(W.301)
Section 152	2 January 2008	2007/3611
(fully)		(W.318)
Section 154	31 March 2004	2004/912
		(W.95)
Section 155	1 September	2004/1728
	2004	(W.172)
Section 156	31 March 2004	2004/912
		(W.95)
Sections 157 to	1 January 2004	2003/2961
174	Tunidary 200 r	(W.278)
Section 176	1 September	2004/1728
Section 170	2004	(W.172)
Section 177	1 August 2004	2004/912
Section 1//	1 August 2004	(W.95)
Section 179(1)	1 August 2002	
Section 178(1)	1 August 2003	2003/1728 (W 185)
and (4)		(W.185)

0 ( 170(2)	2.1 2000	2007/2611
Section 178(2)	2 January 2008	2007/3611
		(W.318)
Section 179	19 December	2002/3185
(partially)	2002	(W.301)
Section 180	19 December	2002/3185
	2002	(W.301)
Section 181 to	1 September	2003/1718
185	2003	(W.185)
Section 187	2 January 2008	2007/3611
		(W.318)
Section 188	19 December	2002/3185
(partially)	2002	(W.301)
Section 188	1 December	2003/2961
(partially)	2003	(W.278)
Section 189	19 December	2002/3185
(partially)	2002	(W.301)
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Sections 191 to	19 December	2002/3185
194	2002	(W.301)
Section 195	31 March 2003	2002/3185
(partially)		(W.301)
Section 195	1 September	2002/3185
(fully)	2003	(W.301)
Section 196	19 December	2002/3185
	2002	(W.301)
Section 197	1 September	2003/1718
	2003	(W.185)
Section 198	31 March 2004	2004/912
		(W.95)
Section 199	1 September	2003/1718
	2003	(W.185)
Section 200	31 March 2003	2002/3185
Section 200	31 Waten 2003	(W.301)
Section 201	31 March 2003	2002/3185
(partially)	31 Watch 2003	(W.301)
	1 C 4 1	
Sections 202 and	1 September	2003/1718
203	2003	(W.185)
Section 205	1 August 2008	2008/1728
~		(W.168)
Section 206	1 September	2003/1718
	2003	(W.185)
Sections 207 and	9 January 2004	2003/2961
208		(W.278)
Section 215	19 December	2002/3185
(partially)	2002	(W.301)
Section 215	31 March 2003	2002/3185
(partially)		(W.301)
Section 215	1 August 2003	2003/1718
(partially)		(W.185) and
		2003/1667
Section 215	1 September	2002/3185
(partially)	2003	(W.301) and
(F)		2003/1718
		(W.185)
Section 215	4 December	2003/2961
50000H 213	r December	2003/2701

(nortially)	2002	(W/ 279)
(partially)	2003	(W.278)
Section 215	1 January 2004	2003/2961
(partially)	0.1 2004	(W.278)
Section 215	9 January 2004	2003/2961
(partially)	24.34 1.2004	(W.278)
Section 215	31 March 2004	2004/912
(partially)		(W.95)
Section 215	1 August 2004	2004/1728
(partially)		(W.172)
Section 215	1 September	2004/1728
(partially)	2004	(W.172)
Section 215	31 May 2005	2005/1395
(partially)		(W.109)
Section 215	31 October 2005	2005/2910
(partially)		(W.207)
Section 215	2 January 2008	2007/3611
(partially)		(W.318)
Section 215	1 August 2008	2008/1728
(partially)		(W.168)
Schedule 1,	1 September	2003/1718
paragraph 3	2003	(W.185)
(partially)		
Schedule 1	31 October 2005	2005/2910
(fully)		(W.207)
Schedule 2	1 April 2006	2006/879
		(W.84)
Schedule 3,	1 September	2003/1718
paragraphs 1 to	2003	(W.185)
5		
the remaining	1 April 2006	2006/879
paragraphs		(W.84)
Schedule 4,	9 January 2004	2003/2961
paragraphs 1 and		(W.278)
4		
Schedule 4	31 May 2005	2005/1395
paragraphs 2,		(W.109)
3(1), (2), (3), (4)		
Schedule 4	31 March 2004	2004/912
paragraph 12(1),		(W.95)
(3) to (5)		
Schedule 5	19 December	2002/3185
	2002	(W.301)
Schedule 6	2 January 2008	2007/3611
		(W.318)
Schedule 9	1 August 2004	2004/1728
		(W.172)
Schedule 10	19 December	2002/3185
paragraphs 1, 6,	2002	(W.301)
11 and 15		
the remaining	2 January 2008	2007/3611
paragraphs		(W.318)
Schedule 11	1 October 2002	2002/2439
Schedule 12,	19 December	2002/3185
paragraphs 1, 2,	2002	(W.301)
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4(1) and (3), 6		
and 7		
Schedule 12,	31 May 2006	2006/1336
paragraphs 3(1),	31 Way 2000	(W.129)
(5) (partially),		(>)
4(2) and 5		
Schedule 12,	31 March 2003	2002/3185
paragraph 12(1)		(W.301)
and (2)		, ,
Schedule 13,	19 December	2002/3185
paragraphs 1 to	2002	(W.301)
3, 5, 6, 7(1) and		
(3) and 8		
Schedule 13,	2 January 2008	2007/3611
paragraph 4		(W.318)
Schedule 14,	1 September	2004/1728
paragraphs 1 to	2004	(W.172)
7		
Schedule 15	2 January 2008	2007/3611
		(W.318)
Schedule 16,	1 December	2003/2961
paragraph 1 to 3	2003	(W.278)
Paragraphs 4 to	19 December	2002/3185
9	2002	(W.301)
Schedule 17,	19 December	2002/3185
paragraphs 5(1)	2002	(W.301)
to (4), (6) and 6		
to 8	21 March 2002	2002/2195
Schedule 18,	31 March 2003	2002/3185 (W 201)
paragraphs 1, 4, 5 and 7		(W.301)
Schedule 18,	31 March 2003	2002/3185
paragraphs 13 to	31 Water 2003	(W.301)
15		(11.501)
Schedule 18,	1 September	2002/3185
paragraphs 2, 3,	2003	(W.301)
6, 8 (fully), 9 to		,
12 and 16 to 18		<u>                                       </u>
Schedule 19	1 September	2003/1718
	2003	(W.185)
Schedule 20	1 September	2003/1718
	2003	(W.185)
Schedule 21	1 October 2002	2002/2439
(partially)		
Schedule 21	19 December	2002/3185
(partially)	2002	(W.301)
Schedule 21	31 March 2003	2002/3185
(partially)		(W.301)
Schedule 21	1 August 2003	2003/1667
(partially)		
Schedule 21	1 September	2003/1718
(partially)	2003	(W.185)
Schedule 21	4 December	2003/2961
	4 December 2003 1 January 2004	2003/2961 (W.278) 2003/2961

(partially)		(W.278)
Schedule 21	9 January 2004	2003/2961
(partially)	9 January 2004	(W.278)
Schedule 21	31 March 2004	2004/912
(partially)	31 Watch 2004	(W.95)
Schedule 21	1 Avanat 2004	
	1 August 2004	2004/1728 (W. 172)
(partially)	1 C	(W.172)
Schedule 21	1 September 2004	2004/1728 (W 172)
(partially)		(W.172)
Schedule 21	31 May 2005	2005/1395
(partially)	21.0 . 1 2005	(W.109)
Schedule 21	31 October 2005	2005/2910 (W 207)
(partially)	1 4 1 2006	(W.207)
Schedule 21	1 April 2006	2006/879
(partially)	2.1 2000	(W.84)
Schedule 21	2 January 2008	2007/3611
(partially)	10 11 2002	(W.318)
Schedule 22	1 October 2002	2002/2439
(partially)		
Schedule 22	9 December	2002/3185
(partially)	2002	(W.301)
Schedule 22	31 March 2003	2002/3185
(partially)		(W.301)
Schedule 22	1 August 2003	2003/1718
(partially)		(W.185)
Schedule 22	1 September	2002/3185
(partially)	2003	(W.301),
		2003/1718
		(W.185) and
0.1.1.1.22	4.5	2003/1667
Schedule 22	4 December	2003/2961
(partially)	2003	(W.278)
Schedule 22	1 January 2004	2003/2961
(partially)	0.1. 2004	(W.278)
Schedule 22	9 January 2004	2003/2961
(partially)	24.74 1.2004	(W.278)
Schedule 22	31 March 2004	2004/912
(partially)		(W.95)
Schedule 22	1 August 2004	2004/912
(partially)		(W.95)
Schedule 22	1 September	2004/1728
(partially)	2004	(W.172)
Schedule 22	31 May 2005	2005/1395
(partially)		(W.109)
Schedule 22	31 October 2005	2005/2910
(partially)		(W.207)
Schedule 22	1 April 2006	2006/879
(partially)		(W.84)
Schedule 22	2 January 2008	2007/3611
(partially)		(W.318)
Schedule 22	1 August 2008	2008/1728
(partially)		(W.168)
Schedule 22	1 August 2008	2008/1728
(partially)		(W.168)

Various provisions of the Education Act 2002 have also been brought into force in relation to England by the following Statutory Instruments: S.I 2002/2002 (as amended by S.I. 2002/2018), S.I 2002/2439 (as amended by S.I. 2003/606 (revoked) and 2003/2992), S.I. 2002/2952, S.I. 2003/124, S.I. 2003/1115, S.I. 2003/1667 (as amended by S.I. 2004/571 and S.I. 2005/2570), S.I. 2003/2071, S.I. 2004/1318 and S.I. 2006/2895.

### WELSH STATUTORY INSTRUMENTS

### 2011 No. 1952 (W.216 ) (C.71)

### **EDUCATION, WALES**

# The Education Act 2002 (Commencement No. 14) (Wales) Order 2011

Made

29 July 2011

The Welsh Ministers, in exercise of the power conferred upon the National Assembly for Wales by section 216(3), (4) and (5) of the Education Act 2002(1) and now vested in them(2), make the following Order:

#### Title and interpretation

- 1.—(1) The title of this Order is the Education Act 2002 (Commencement No. 14) (Wales) Order 2011.
- (2) In this Order, the "2002 Act" ("Deddf 2002") means the Education Act 2002.

#### Appointed day

- **2.**—(1) The appointed day is 1 September 2011.
- (2) The following provisions of the 2002 Act come into force on the appointed day—
  - (a) section 204;
  - (b) section 215(2) to the extent that it relates to the provisions of Schedule 22 specified below; and
  - (c) in Schedule 22, the repeal of chapter I of Part 4 of the Education Act 1997.

Leighton Andrews

Minister for Education and Skills, one of the Welsh Ministers 29 July 2011

<sup>(1) 2002</sup> c.32.

The function of the National Assembly for Wales were transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c.32).