WELSH STATUTORY INSTRUMENTS

2009 No. 2545 (W.207) (C.107)

EDUCATION, WALES

The Education and Inspections Act 2006 (Commencement No. 4 and Transitional Provisions) (Wales) Order 2009

Made - - - - 17 September 2009

The Welsh Ministers, in exercise of the powers conferred upon the National Assembly for Wales by sections 181 and 188(3) of the Education and Inspections Act 2006(**1**), and now vested in them(**2**), make the following Order:

Title and interpretation

1. The title of this Order is the Education and Inspections Act 2006 (Commencement No. 4 and Transitional Provisions) (Wales) Order 2009.

2. In this Order "the 2006 Act" ("*Deddf 2006*") means the Education and Inspections Act 2006.

Appointed days

3.—(1) The following provisions of the 2006 Act come into force on 12 October 2009:

(a) section 169 (prohibition on participation in management of independent school);

(b) section 170 (prohibition on participation in management: supplementary);

(c) section 171 (prohibition on participation in management: transitional provision).

(2) The following provisions of the 2006 Act come into force on 1 January 2010:

(a) section 89 except subsection (4);

(b) section 96(b) in so far as it relates to the repeal of subsections (4) to (7) of section 61 of the School Standards and Framework Act 1998;

(c) section 184 (repeals) to the extent it relates to the provisions set out in paragraph (d);

(d) in Part 6 of Schedule 18 the repeal in the School Standards and Framework Act 1998 of section 61(4) to (7).

Transitional provision

4.—(1) Until section 88 of the 2006 Act is commenced—

(**1**) 2006 c. 40. Section 181 is amended by section 23 of the Learner Travel (Wales) Measure 2008 (2008 nawm 2).
(**2**) By virtue of paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(a) the reference in section 89(2)(a) of the 2006 Act to section 88(2)(a) is to have effect as though it were a reference to section 61(2)(a) of the School Standards and Framework Act 1998; and

(b) the reference in section 89(2)(b) of the 2006 Act to section 88(2)(b) is to have effect as though it were a reference to section 61(2)(b) of the School Standards and Framework Act 1998.

(2) Until section 89(4) of the 2006 Act is commenced the measures which a head teacher determines under section 89(1) of the 2006 Act may include the making of rules and provision for enforcing them.

Jane Hutt
Minister for Children, Education, Lifelong Learning and Skills, one of the Welsh Ministers

17 September 2009