WELSH STATUTORY INSTRUMENTS

2005 No. 1208 (W.80)

EDUCATION, WALES

The School Lunches (Prescribed Requirement) (Wales) Order 2005

Made - - - -	*19 April 2005*
Coming into force - -	*30 April 2005*

The National Assembly for Wales makes the following Order in exercise of the powers conferred on the Secretary of State by sections 512(3) and 568 of the Education Act 1996(**1**) and now vested in the National Assembly for Wales(**2**).

Name, commencement and application

1.—(1) This Order is called the School Lunches (Prescribed Requirement) (Wales) Order 2005 and shall come into force on 30 April 2005.

(2) This Order applies in relation to Wales.

Interpretation

2. In this Order —

"the 1996 Act" ("*Deddf 1996*") means the Education Act 1996;

"nursery education" ("*addysg feithrin*") means education suitable for children who have not attained compulsory school age; and

the reference to a maintained school is a reference to a school maintained by a local education authority within the meaning of section 512(6) of the 1996 Act.

Prescribed requirement for school lunches

3.—(1) The following requirement is prescribed for the purpose of section 512(3)(a) of the 1996 Act.

(2) A registered pupil who is receiving nursery education must be present for two full sessions on any day on which he or she attends school for there to be a duty to provide lunch on that day.

(**1**) 1996 c. 56; section 512 is substituted by section 201 of the Education Act 2002 (c. 32). For the meaning of "prescribed", *see* section 512(6).

(**2**) *See* the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I.1999/672) and section 211(1) and (2) of the Education Act 2002.