WELSH STATUTORY INSTRUMENTS

2003 No. 1718 (W.185) (C.72)

EDUCATION, WALES

The Education Act 2002 (Commencement No. 2) (Wales) Order 2003

Made - - - - 9th July 2003

The National Assembly for Wales, in exercise of the power conferred upon it by section 216(3), (4)(b), (5) of the Education Act 2002(**1**), hereby makes the following Order:

Name, application and interpretation

1. This Order is called the Education Act 2002 (Commencement No. 2) (Wales) Order 2003.

2. Provisions brought into force by this Order are brought into force only in relation to Wales (except in relation to sections 139 and 197).

3. In this Order, unless otherwise stated, references to Parts, sections and Schedules are references to Parts and sections of and Schedules to the Education Act 2002.

Appointed days

4. The day appointed for the coming into force of the provisions specified in Part I of the Schedule to this Order is 1st August 2003.

5. The day appointed for the coming into force of the provisions specified in Part II of the Schedule to this Order is 1st September 2003.

6. The day appointed for the coming into force of the provisions specified in Part III of the Schedule to this Order is 1st November 2003.

(**1**) 2002 c. 32.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(**2**)

D.Elis-Thomas

9th July 2003 The Presiding Officer of the National Assembly

(**2**) 1998 c. 38.

SCHEDULE Articles 4, 5 and 6

PART I

Provisions coming into force on 1st August 2003

Provision	*Subject matter*
Sections 60 to 64	Powers of intervention — Local education authorities
Section 178(1) and (4)	Area inspections
Section 215(2) in so far as it relates to the provisions of Schedule 22 below	Repeals
In Schedule 22, Part 3 the repeal of — Disability Discrimination Act 1995(**3**), section 28Q(12), Education Act 1996(**4**), Sections 483(3A), 483A(7), 490, 497A(3), in section 580, the entries relating to city academy, city college for the technology of the arts, city technology college, Learning and Skills Act 2000(**5**), Schedule 8.	Repeals

PART II

Provisions coming into force on 1st September 2003

Provision	*Subject matter*
Section 19(6) in so far as it relates to the provisions of Schedule 1 below	Governing bodies
Sections 27 and 28	Power of governing body to provide community facilities
Section 29	Additional functions of governing bodies
Section 40 in so far as it relates to the provisions of Schedule 3 below	Amendments of Part 2 of School Standards and Framework Act 1998
Section 136	Further education : provision of education
Section 137	Principals of further education institutions
Section 138	Training in provision of further education

(**3**) 1995 c. 50.
(**4**) 1996 c. 56.
(**5**) 2000 c. 21.

Provision	*Subject matter*
Section 139	Wales : provision of higher education
Section 140	Further education : general
Sections 181 to 185	Allowances in respect of education or training
Section 197	Partnership agreements and statements
Section 199	Transport for persons over compulsory school age
Section 202	Further education institutions : records
Section 203	Further education institutions : hazardous material, etc
Section 206	Nuisance or disturbance on education premises
Section 215(1) in so far as it relates to the provisions of Schedule 21 below	Minor and consequential amendments
Section 215(2) in so far as it relates to the provisions of Schedule 22 below	Repeals
Schedule 1, paragraph 3(1) (except paragraph (a)) and sub-paragraphs (3) to (8) so far as relating to the power conferred by sub-paragraph (1)(b)	Governing bodies
Schedule 3, paragraphs 1 to 5	Amendments of Part 2 of School Standards and Framework Act 1998
Schedule 19	Transport for persons over compulsory school age
Schedule 20	Nuisance or disturbance on educational premises
Schedule 21,	Minor and consequential amendments
Paragraph 4	
Paragraph 34	
In Schedule 22, Part 3, the repeal of	Repeals
Local Government (Miscellaneous Provisions) Act 1982(**6**), section 40,	
Further and Higher Education Act 1992(**7**), in Schedule 8, paragraph 90,	
Education Act 1996, section 509(6) and in Schedule 37, paragraph 55,	
Education Act 1997(**8**), in Schedule 7, paragraph 9(3),	

(**6**) 1982 c. 30.
(**7**) 1992 c. 13.
(**8**) 1997 c. 44.