

2015 No. 381 (W. 40) (C. 22)

EDUCATION, WALES

**The Education Act 2002
(Commencement No. 15) (Wales)
Order 2015**

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 27 February 2015 Chapter 1 of Part 1 (which is sections 1 to 5) of the Education Act 2002. That Chapter gives powers, which are now vested in Welsh Ministers, to make orders to facilitate the implementation of innovative projects and makes provision about matters related to those powers.

**NOTE AS TO EARLIER COMMENCEMENT
ORDERS**

(This note is not 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:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No</i>
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)	31 October 2005	2005/2910 (W. 207)

Section 20(4)	12 April 2010	2010/707 (W. 68)
Sections 21 and 22	1 September 2004	2004/1728 (W. 172)
Section 23	31 October 2005	2005/2910 (W. 207)
Sections 24 and 25	12 April 2010	2010/707 (W. 68)
Section 26	2 January 2008	2007/3611 (W. 318)
Sections 27 and 28	1 September 2003	2003/1718 (W. 185)
Section 29	1 September 2003	2003/1718 (W. 185)
Section 30	1 September 2004	2004/1728 (W. 172)
Section 31 (partially)	2 January 2008	2007/3611 (W. 318)
Section 31 (fully)	31 March 2008	2007/3611 (W. 318)
Section 32	1 September 2004	2004/1728 (W. 172)
Sections 33 and 34	31 October 2005	2005/2910 (W. 207)
Section 35	1 April 2006	2006/879 (W. 84)
Section 36	1 April 2006	2006/879 (W. 84)
Section 37	1 April 2006	2006/879 (W. 84)
Section 38	2 January 2008	2007/3611 (W. 318)
Section 39(1) (partially)	1 September 2004	2004/1728 (W. 178)
Section 39 (fully)	31 October 2005	2005/2910 (W. 207)
Section 40 (partially)	1 September 2003	2003/1718 (W. 185)
Section 40 (partially)	1 April 2006	2006/879 (W. 84)
Section 41	4 December 2003	2003/2961 (W. 278)
Section 42	4 December 2003	2003/2961 (W. 278)
Section 43	1 November 2003	2003/1718 (W. 185)
Section 46	1 December 2003	2003/2961 (W. 278)
Section 49	19 December 2002	2002/3185 (W. 301)
Section 50	31 May 2005	2005/1395 (W. 109)

Section 51 (partially)	9 January 2004	2003/2961 (W. 278)
Section 51 (partially)	31 March 2004	2004/912 (W. 95)
Section 51 (partially)	31 May 2005	2005/1395 (W. 109)
Section 52 (partially)	9 January 2004	2003/2961 (W. 278)
Section 52 (fully)	31 October 2005	2005/2910 (W. 207)
Section 53	31 October 2005	2005/2910 (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 64	1 August 2003	2003/1718 (W. 185)
Section 72	1 August 2004	2004/1728 (W. 172)
Section 75 (partially)	19 December 2002	2002/3185 (W. 301)
Section 75 (fully)	2 January 2008	2007/3611 (W. 318)
Sections 97 and 98	19 December 2002	2002/3185 (W. 301)
Section 99(1)	19 December 2002	2002/3185 (W. 301)
Section 99(2)	1 August 2008	2008/1728 (W. 168)
Section 100 (partially)	19 December 2002	2002/3185 (W. 301)
Section 100 (partially)	1 August 2008	2008/1728 (W. 168)
Section 101 (partially)	19 December 2002	2002/3185 (W. 301)
Section 101 (partially)	1 August 2008	2008/1728 (W. 168)
Section 103	19 December 2002	2002/3185 (W. 301)
Section 104	1 August 2008	2008/1728 (W. 168)
Sections 105 to 107	19 December 2002	2002/3185 (W. 301)
Section 108 (partially)	1 August 2008	2008/1728 (W. 168)
Section 109	19 December 2002	2002/3185 (W. 301)
Section 110	1 August 2008	2008/1728 (W. 168)
Sections 111 to 118	19 December 2002	2002/3185 (W. 301)

Section 119	1 October 2002	2002/2439
Section 120(1) and (3) to (5)	1 October 2002	2002/2439
Section 120(2)	1 August 2003	2003/1667
Section 121	1 October 2002	2002/2439
Sections 122 to 129	1 August 2003	2003/1667
Section 130 (partially)	1 October 2002	2002/2439
Section 130 (fully)	1 August 2003	2003/1667
Section 131	19 December 2002	2002/3185 (W. 301)
Sections 132 and 133	19 December 2002	2002/3185 (W. 301)
Section 134 (partially)	19 December 2002	2002/3185 (W. 301)
Section 135	19 December 2002	2002/3185 (W. 301)
Sections 136 to 140	1 September 2003	2003/1718 (W. 185)
Section 141	19 December 2002	2002/3185 (W. 301)
Sections 142 to 144	31 March 2003	2002/3185 (W. 301)
Section 145	19 December 2002	2002/3185 (W. 301)
Section 146 (partially)	31 March 2003	2002/3185 (W. 301)
Section 146 (fully)	2 January 2008	2007/3611 (W. 318)
Section 148 (partially)	19 December 2002	2002/3185 (W. 301)
Section 148 (partially)	31 May 2006	2006/1336 (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	2002/3185 (W. 301)
Section 152 (partially)	19 December 2002	2002/3185 (W. 301)
Section 152 (fully)	2 January 2008	2007/3611 (W. 318)
Section 154	31 March 2004	2004/912 (W. 95)
Section 155	1 September 2004	2004/1728 (W. 172)
Section 156	31 March 2004	2004/912

		(W. 95)
Sections 157 to 174	1 January 2004	2003/2961 (W. 278)
Section 176	1 September 2004	2004/1728 (W. 172)
Section 177	1 August 2004	2004/912 (W. 95)
Section 178(1) and (4)	1 August 2003	2003/1728 (W. 185)
Section 178(2)	2 January 2008	2007/3611 (W. 318)
Section 179 (partially)	19 December 2002	2002/3185 (W. 301)
Section 180	19 December 2002	2002/3185 (W. 301)
Sections 181 to 185	1 September 2003	2003/1718 (W. 185)
Section 187	2 January 2008	2007/3611 (W. 318)
Section 188 (partially)	19 December 2002	2002/3185 (W. 301)
Section 188 (partially)	1 December 2003	2003/2961 (W. 278)
Section 189 (partially)	19 December 2002	2002/3185 (W. 301)
Sections 191 to 194	19 December 2002	2002/3185 (W. 301)
Section 195 (partially)	31 March 2003	2002/3185 (W. 301)
Section 195 (fully)	1 September 2003	2002/3185 (W. 301)
Section 196	19 December 2002	2002/3185 (W. 301)
Section 197	1 September 2003	2003/1718 (W. 185)
Section 198	31 March 2004	2004/912 (W. 95)
Section 199	1 September 2003	2003/1718 (W. 185)
Section 200	31 March 2003	2002/3185 (W. 301)
Section 201 (partially)	31 March 2003	2002/3185 (W. 301)
Sections 202 and 203	1 September 2003	2003/1718 (W. 185)
Section 204	1 September 2011	2011/1952 (W. 216)
Section 205	1 August 2008	2008/1728 (W. 168)
Section 206	1 September 2003	2003/1718 (W. 185)
Sections 207	9 January 2004	2003/2961

and 208		(W. 278)
Section 215 (partially)	19 December 2002	2002/3185 (W. 301)
Section 215 (partially)	31 March 2003	2002/3185 (W. 301)
Section 215 (partially)	1 August 2003	2003/1718 (W. 185) and 2003/1667
Section 215 (partially)	1 September 2003	2002/3185 (W. 301) and 2003/1718 (W.185)
Section 215 (partially)	4 December 2003	2003/2961 (W. 278)
Section 215 (partially)	1 January 2004	2003/2961 (W. 278)
Section 215 (partially)	9 January 2004	2003/2961 (W. 278)
Section 215 (partially)	31 March 2004	2004/912 (W. 95)
Section 215 (partially)	1 August 2004	2004/1728 (W. 172)
Section 215 (partially)	1 September 2004	2004/1728 (W. 172)
Section 215 (partially)	31 May 2005	2005/1395 (W. 109)
Section 215 (partially)	31 October 2005	2005/2910 (W. 207)
Section 215 (partially)	2 January 2008	2007/3611 (W. 318)
Section 215 (partially)	1 August 2008	2008/1728 (W. 168)
Section 215 (partially)	1 September 2011	2011/1952 (W. 216)
Schedule 1, paragraph 3 (partially)	1 September 2003	2003/1718 (W. 185)
Schedule 1 (fully)	31 October 2005	2005/2910 (W. 207)
Schedule 2	1 April 2006	2006/879 (W. 84)
Schedule 3, paragraphs 1 to 5	1 September 2003	2003/1718 (W. 185)
the remaining paragraphs	1 April 2006	2006/879 (W. 84)
Schedule 4, paragraphs 1 and 4	9 January 2004	2003/2961 (W. 278)
Schedule 4, paragraphs 2, 3(1), (2), (3),	31 May 2005	2005/1395 (W. 109)

(4), (5), (7), (8), 8, 9, 10 and 11		
Schedule 4, paragraph 12(1), (3) to (5)	31 March 2004	2004/912 (W. 95)
Schedule 5	19 December 2002	2002/3185 (W. 301)
Schedule 6	2 January 2008	2007/3611 (W. 318)
Schedule 9	1 August 2004	2004/1728 (W.172)
Schedule 10, paragraphs 1, 6, 11 and 15	19 December 2002	2002/3185 (W. 301)
the remaining paragraphs	2 January 2008	2007/3611 (W. 318)
Schedule 11	1 October 2002	2002/2439
Schedule 12, paragraphs 1, 2, 4(1) and (3), 6 and 7	19 December 2002	2002/3185 (W. 301)
Schedule 12, paragraphs 3(1), (5) (partially), 4(2) and 5	31 May 2006	2006/1336 (W. 129)
Schedule 12, paragraph 12(1) and (2)	31 March 2003	2002/3185 (W. 301)
Schedule 13, paragraphs 1 to 3, 5, 6, 7(1) and (3) and 8	19 December 2002	2002/3185 (W. 301)
Schedule 13, paragraph 4	2 January 2008	2007/3611 (W. 318)
Schedule 14, paragraphs 1 to 7	1 September 2004	2004/1728 (W. 172)
Schedule 15	2 January 2008	2007/3611 (W. 318)
Schedule 16, paragraphs 1 to 3	1 December 2003	2003/2961 (W. 278)
Paragraphs 4 to 9	19 December 2002	2002/3185 (W. 301)
Schedule 17, paragraphs 5(1) to (4), (6) and 6 to 8	19 December 2002	2002/3185 (W. 301)
Schedule 18, paragraphs 1, 4, 5 and 7	31 March 2003	2002/3185 (W. 301)
Schedule 18, paragraphs 13 to	31 March 2003	2002/3185 (W. 301)

15		
Schedule 18, paragraphs 2, 3, 6, 8 (fully), 9 to 12 and 16 to 18	1 September 2003	2002/3185 (W. 301)
Schedule 19	1 September 2003	2003/1718 (W. 185)
Schedule 20	1 September 2003	2003/1718 (W. 185)
Schedule 21 (partially)	1 October 2002	2002/2439
Schedule 21 (partially)	19 December 2002	2002/3185 (W. 301)
Schedule 21 (partially)	31 March 2003	2002/3185 (W. 301)
Schedule 21 (partially)	1 August 2003	2003/1667
Schedule 21 (partially)	1 September 2003	2003/1718 (W. 185)
Schedule 21 (partially)	4 December 2003	2003/2961 (W. 278)
Schedule 21 (partially)	1 January 2004	2003/2961 (W. 278)
Schedule 21 (partially)	9 January 2004	2003/2961 (W. 278)
Schedule 21 (partially)	31 March 2004	2004/912 (W. 95)
Schedule 21 (partially)	1 August 2004	2004/1728 (W. 172)
Schedule 21 (partially)	1 September 2004	2004/1728 (W. 172)
Schedule 21 (partially)	31 May 2005	2005/1395 (W. 109)
Schedule 21 (partially)	31 October 2005	2005/2910 (W. 207)
Schedule 21 (partially)	1 April 2006	2006/879 (W. 84)
Schedule 21 (partially)	2 January 2008	2007/3611 (W. 318)
Schedule 22 (partially)	1 October 2002	2002/2439
Schedule 22 (partially)	9 December 2002	2002/3185 (W. 301)
Schedule 22 (partially)	31 March 2003	2002/3185 (W. 301)
Schedule 22 (partially)	1 August 2003	2003/1718 (W. 185)
Schedule 22 (partially)	1 September 2003	2002/3185 (W. 301), 2003/1718 (W. 185) and

		2003/1667
Schedule 22 (partially)	4 December 2003	2003/2961 (W. 278)
Schedule 22 (partially)	1 January 2004	2003/2961 (W. 278)
Schedule 22 (partially)	9 January 2004	2003/2961 (W. 278)
Schedule 22 (partially)	31 March 2004	2004/912 (W. 95)
Schedule 22 (partially)	1 August 2004	2004/912 (W. 95)
Schedule 22 (partially)	1 September 2004	2004/1728 (W. 172)
Schedule 22 (partially)	31 May 2005	2005/1395 (W. 109)
Schedule 22 (partially)	31 October 2005	2005/2910 (W. 207)
Schedule 22 (partially)	1 April 2006	2006/879 (W. 84)
Schedule 22 (partially)	2 January 2008	2007/3611 (W. 318)
Schedule 22 (partially)	1 August 2008	2008/1728 (W. 168)
Schedule 22 (partially)	1 August 2008	2008/1728 (W. 168)
Schedule 22 (partially)	1 September 2011	2011/1952 (W. 216)

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. 2002/2959; 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.

2015 No. 381 (W. 40) (C. 22)

EDUCATION, WALES

**The Education Act 2002
(Commencement No. 15) (Wales)
Order 2015**

Made

24 February 2015

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

Title

1. The title of this Order is the Education Act 2002 (Commencement No. 15) (Wales) Order 2015.

Appointed Day

2.—(1) The appointed day is 27 February 2015.

(2) Chapter 1 of Part 1 of the Education Act 2002⁽³⁾ (which comprises sections 1 to 5 and relates to powers to facilitate innovation) comes into force on the appointed day.

Huw Lewis

Minister for Education and Skills, one of the Welsh Ministers

24 February 2015

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- (1) 2002 c.32.
(2) The functions 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).
(3) Sections 1, 2 and 4 have been amended by: the Education and Inspections Act 2006 (c. 40), Schedule 14, paragraphs 70 – 71, Schedule 16, Part 1, paragraphs 1 – 3, section 184 and Schedule 18, Part 1; the Legislative and Regulatory Reform Act 2006 (c. 51), section 30 and Schedule; the Education and Skills Act 2008 (c. 25), Schedule 1, Part 1, paragraphs 13 and 14; the Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 S.I. 2010/1158, Schedule 2, Part 1, paragraph 11(1) and (2).