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WELSH STATUTORY INSTRUMENTS

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**2005 No. 700 (W.59) (C.30)**

**SOCIAL CARE, ENGLAND AND WALES  
CHILDREN AND YOUNG  
PERSONS, ENGLAND AND WALES**

**The Children Act 2004 (Commencement No. 2) Order 2005**

*Made* - - - - *15 March 2005*

The National Assembly for Wales, in exercise of the powers conferred upon it by section 67(6) of the Children Act 2004<sup>(1)</sup>, with the consent of the Secretary of State, hereby makes the following Order —

**Name and interpretation**

1.—(1) This Order is called the Children Act 2004 (Commencement No.2) Order 2005.

(2) In this Order “the Act” means the Children Act 2004.

**Appointed Day**

2.—(1) 16 March 2005 is the appointed day for the coming into force of sections 42 and 43 of the Act;

(2) 1 April 2005 is the appointed day for the coming into force of sections 35, 36, 37, 38, 39, 40 and 41 of the Act.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998<sup>(2)</sup>

15 March 2005

*D. Elis-Thomas*  
The Presiding Officer of the National Assembly

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(1) 2004 c. 31.  
(2) 1998 c. 38.

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order is the second Commencement order made under the Children Act 2004 (“the Act”). The Order brings sections 35 to 43 of and Schedule 3 to the Act, which relate to CAFCASS functions in Wales, into force in England and Wales. Sections 42 and 43 which deal with the transfers of property and staff are brought into force on 16 March 2005 and sections 35 to 41 and Schedule 3 are brought into force on 1 April 2005.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The provisions of the Children Act 2004 in respect of which an entry is made in the Table below have been brought into force in relation to England on the date specified alongside their entry by [S.I.2005/394](#) C.18, save where an entry is shown as being brought into force in relation to England and Wales.

<i>Provision</i>	<i>Date of Commencement</i>
Section 10	1 April 2005
Section 11 (partially)	1 March 2005
Section 11 (remainder)	1 October 2005
Section 13 (partially)	1 March 2005
Section 14 (partially)	1 March 2005
Section 16 (partially)	1 March 2005
Section 17	1 March 2005
Section 18	1 April 2004
Section 20	1 March 2005
Section 21	1 March 2005
Section 22	1 March 2005
Section 23	1 March 2005
Section 24	1 April 2005
Section 44 (partially)	1 April 2005
Section 44 (remainder)	1 July 2005
Section 48 (partially) and paragraphs 1, 2, 5 and 7 of Schedule 4	1 March 2005
Section 50	1 March 2005
Section 51 (partially)	1 April 2005

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<i>Provision</i>	<i>Date of Commencement</i>
Section 52	1 July 2005
Section 53	1 March 2005
Section 54	1 March 2005
Section 55	1 April 2005
Section 57	1 March 2005
Section 60 in relation to England and Wales	1 March 2005
Part 1 of Schedule 5	1 March 2005
Part 2 of Schedule 5 (partially)	1 March 2005
Parts 3 and 4 of Schedule 5	1 April 2005