

**2005 No. 263 (C.13)**

**EDUCATION**

**The Education (Additional Support for Learning) (Scotland)  
Act 2004 (Commencement No. 2) Order 2005**

*Made* - - - -

*18th May 2005*

The Scottish Ministers, in exercise of the powers conferred by sections 34(2)(b) and 35(1) of the Education (Additional Support for Learning) (Scotland) Act 2004(a) hereby make the following Order:

**Citation and Interpretation**

**1.**—(1) This Order may be cited as the Education (Additional Support for Learning) (Scotland) Act 2004 (Commencement No. 2) Order 2005.

(2) In this Order “the Act” means the Education (Additional Support for Learning) (Scotland) Act 2004.

**Appointed day**

**2.** The provisions of the Act specified in column 1 of the schedule to this order and whose subject matter is specified in column 2 of the schedule shall come into force on 18th May 2005 but, where a particular purpose is specified in relation to any provision in column 3 of the schedule, that provision shall come into force on that day only for that purpose.

*PETER PEACOCK*  
A member of the Scottish Executive

St Andrew’s House,  
Edinburgh  
18th May 2005

## SCHEDULE

Article 2

### PROVISIONS OF THE ACT COMING INTO FORCE ON 18TH MAY 2005

| <i>Column 1</i><br><i>Provision of the Act</i>        | <i>Column 2</i><br><i>Subject Matter</i>                                 | <i>Column 3</i><br><i>Purpose</i>                           |
|---|--|---|
| Section 11(8)   | Co-ordinated support plans:<br>further provision                         | Only for the purpose of enabling<br>regulations to be made. |
| Section 13(6) and 13(7)                               | Provision of information etc<br>on occurrence of certain<br>events       | Only for the purpose of enabling<br>regulations to be made. |
| Section 16  | Dispute resolution   | Only for the purpose of enabling<br>regulations to be made. |
| Section 22 and Schedule 2<br>paragraphs 4(3) and 6(6) | Placing requests   | Only for the purpose of enabling<br>regulations to be made. |
| Section 23(2)(c) and (4)                              | Other agencies etc to help<br>in exercise of functions<br>under this Act | Only for the purpose of enabling<br>orders to be made.      |
| Section 26(3)   | Publication of information<br>by Education Authority                     | Only for the purpose of enabling<br>regulations to be made. |
| Section 27  | Code of Practice and<br>directions                                       |   |

## **EXPLANATORY NOTE**

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

This Order appoints 18th May 2005 as the date for the coming into force of certain provisions of the Education (Additional Support for Learning) (Scotland) Act 2004 (“the Act”). The Act received Royal Assent on 7th May 2004.

Article 2 appoints 18th May 2005 as the day for coming into force of the provisions of the Act specified in the Schedule to this Order. With the exception of section 27 (which is brought into force fully), these provisions are all brought into force for the limited purposes of making orders and regulations.

## **NOTE AS TO EARLIER COMMENCEMENT ORDERS**

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

The following provisions of the Act have been brought into force by Commencement Order made before the date of this Order:–

| <i>Provision</i>   | <i>Date of<br/>Commencement</i> | <i>S.I. No.</i> |
|--|---------------------------------|-----------------|
| Section 17 and Schedule 1<br>(Additional Support Needs Tribunal for<br>Scotland) | 3rd May 2005                    | 2005/154        |

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