
WELSH STATUTORY INSTRUMENTS

2003 No. 2959

The Education Act 2002 (Transitional Provisions and Consequential Amendments) (No.2) (Wales) Regulations 2003

Independent schools

8.—(1) Notwithstanding the coming into force of section 165(1), that section (except for subsections (1), (2), (12) and (13)) is not to apply until 1st January 2006 to any school which was provisionally registered pursuant to section 465(3) of the 1996 Act on 31st December 2003.

(2) Notwithstanding the repeal of provisions of sections 10(3), (4B), 11(5), 20(3), 21(4) of the School Inspection Act 1996(2) and provisions of paragraph 1 of Schedule 3 to that Act, where a contract has been awarded consequent on an invitation to tender under paragraph 2 of Schedule 3 to that Act before 1st January 2004 to inspect an independent school approved by the National Assembly for Wales under section 347(1) of the 1996 Act —

- (a) the inspection may be carried out in accordance with the contract, and
- (b) where the inspection is carried out in accordance with the contract, section 10, and Chapter II of Part 1 of the School Inspection Act 1996 Act, and Schedule 3 to that Act, are to continue to apply in relation to that inspection.

(3) Notwithstanding the coming into force of section 172(3), the substitution of section 463 of the 1996 Act is not to apply until 1 September 2004 in relation to a children's home within the meaning of section 1(6) of the Care Standards Act 2000(4) if an application for registration under section 13 of the Care Standards Act 2000 to carry on the children's home was granted before 1st January 2004.

(1) Section 165 is to come into force on 1st January 2004 by virtue of S.I.2003/2961 (W.278) (C.108).
(2) 1996 c. 57. Sections 10(3), (4B), 11(5), 20(3), 21(4), and paragraph 1 of Schedule 3 are to be repealed in part by section 215(2) of, and Part 3 of Schedule 22 to, the 2002 Act, on 1st January 2004 (see S.I. 2003/2003/2961 (W.278) (C.108)).
(3) Section 172 is to come into force on 1st January 2004 (see S.I. 2003/2961 (W.278) (C.108)).
(4) 2000 c. 14.