

SCHEDULE 1

CONSEQUENTIAL AMENDMENTS TO PRIMARY LEGISLATION

Learning and Skills Act 2000 (c. 21)

- 82.**—(1) Schedule 7 is amended as follows.
- (2) In paragraph 20—
- (a) in sub-paragraph (1) for “National Council for Education and Training for Wales” substitute “National Assembly for Wales”;
 - (b) in sub-paragraph (3)—
 - (i) for “Council” substitute “National Assembly for Wales”;
 - (ii) omit “, having regard to any guidance issued by the National Assembly for Wales,”.
- (3) In paragraph 21—
- (a) omit sub-paragraph (1);
 - (b) for sub-paragraph (2) substitute—

“(2) In the case of a community or foundation special school, the National Assembly for Wales shall send a copy of the published proposals to such persons as may be prescribed.”
- (4) In paragraph 28—
- (a) in sub-paragraph (1) for “National Council for Education and Training for Wales” substitute “National Assembly for Wales”;
 - (b) in sub-paragraph (3)—
 - (i) for “Council” substitute “National Assembly for Wales”;
 - (ii) omit “,having regard to any guidance issued by the National Assembly for Wales,”.
- (5) In paragraph 29—
- (a) omit sub-paragraph (1);
 - (b) for sub-paragraph (2) substitute—

“(2) In the case of a community or foundation special school, the National Assembly for Wales shall send a copy of the published proposals to such persons as may be prescribed.”
- (6) In paragraph 39(2) omit the definition of “the Council”.
- (7) In Paragraph 40—
- (a) for “any of the following” substitute “the National Assembly”;
 - (b) omit sub-paragraphs (a) and (b).
- (8) In paragraph 42—
- (a) for sub-paragraphs (1) and (2) substitute—

“(1) After the expiry of the period mentioned in paragraph 41, the National Assembly shall determine whether to—

 - (a) withdraw the proposals;
 - (b) confirm them without modification; or
 - (c) confirm them subject to modifications.

(2) In making a determination under sub-paragraph (1), the National Assembly shall have regard to any objections made in accordance with paragraph 41 and not withdrawn.”;
 - (b) in sub-paragraph (3) for “approving” substitute “confirming”;

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- (c) in sub-paragraph (4)—
 - (i) for “An approval” substitute “A confirmation”;
 - (ii) for “the proposals shall fall to be considered afresh” substitute “the National Assembly shall reconsider its determination”;
- (d) for sub-paragraph (5) substitute—

“(5) The National Assembly may withdraw its proposals at any time before a determination is made under this paragraph.”
- (9) In paragraph 43—
 - (a) in sub-paragraph (1) for “approved” substitute “confirmed”;
 - (b) in sub-paragraphs (2)(b) and (c) for “approved” substitute “confirmed”;
 - (c) omit sub-paragraph (3);
 - (d) in sub-paragraph (4) for “the Council” substitute “the National Assembly for Wales”.