

WELSH STATUTORY INSTRUMENTS

**2008 No. 1408 (W.145)**

**EDUCATION, WALES**

The Education (National Curriculum) (Modern Foreign Languages) (Wales) Order 2008

<i>Made</i>	- - - -	<i>30 May 2008</i>
<i>Laid before the National Assembly for Wales</i>	- -	<i>2 June 2008</i>
<i>Coming into force</i>	- -	<i>1 August 2008</i>

The Welsh Ministers in exercise of the powers conferred on the National Assembly for Wales by sections 105(4) and (5) and 210 of the Education Act 2002(1) and now vested in them(2) make the following Order:

PROSPECTIVE

**Title, commencement and application**

1.—(1) The title of this Order is the Education (National Curriculum) (Modern Foreign Languages) (Wales) Order 2008 and it comes into force on 1 August 2008.

(2) This Order applies in relation to Wales.

**Commencement Information**

II Art. 1 in force at 1.8.2008, see [art. 1\(1\)](#)

**Revocation**

2. The Education (National Curriculum) (Modern Foreign Languages) (Wales) Order 2000(3) is revoked.

(1) [2002 c. 32](#).  
(2) The functions of the National Assembly for Wales under these sections were transferred to the Welsh Ministers under paragraph 30 of Schedule 11 to the Government of Wales Act [2006 \(c. 32\)](#).  
(3) [S.I.2000/1980 \(W.141\)](#).

**Status:** This version of this Instrument contains provisions that are prospective.

**Changes to legislation:** There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (National Curriculum) (Modern Foreign Languages) (Wales) Order 2008. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

**Commencement Information**

**I2** Art. 2 in force at 1.8.2008, see [art. 1\(1\)](#)

**Meaning of modern foreign language**

**3.** For the purposes of section 105 of the Education Act 2002 “modern foreign language” means any modern foreign language.

**Commencement Information**

**I3** Art. 3 in force at 1.8.2008, see [art. 1\(1\)](#)

**Determination by the Welsh Ministers**

**4.—(1)** Any question whether a particular foreign language is a modern foreign language for the purposes of section 105 of the Education Act 2002 is to be determined by the Welsh Ministers.

**(2)** The Welsh Ministers may make a determination under paragraph (1) following an application by any person or on their own initiative.

**Commencement Information**

**I4** Art. 4 in force at 1.8.2008, see [art. 1\(1\)](#)

*Jane Hutt*  
Minister for Children, Education, Lifelong  
Learning and Skills, one of the Welsh  
Ministers

30 May 2008

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PROSPECTIVE

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### EXPLANATORY NOTE

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

A “modern foreign language” is a National Curriculum foundation subject in Wales in relation to the third key stage. Those languages which are to count as modern languages for the purposes of the National Curriculum are required to be specified in an Order made by the Welsh Ministers, or, alternatively, such an Order may provide that any modern foreign language is a modern foreign language for such purposes. This Order provides that any modern foreign language is a modern foreign language, and any question of whether a foreign language is a modern foreign language is to be determined by the Welsh Ministers.

**Status:**

This version of this Instrument contains provisions that are prospective.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Education (National Curriculum) (Modern Foreign Languages) (Wales) Order 2008. Any changes that have already been made by the team appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to :**

- [art. 1 coming into force by S.I. 2008/1408 art. 1\(1\)](#)
- [art. 2 coming into force by S.I. 2008/1408 art. 1\(1\)](#)
- [art. 3 coming into force by S.I. 2008/1408 art. 1\(1\)](#)
- [art. 4 coming into force by S.I. 2008/1408 art. 1\(1\)](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

- [Order excluded by S.I. 2022/679 reg. 5\(2\)](#)
- [Order excluded by S.I. 2022/679 reg. 5\(3\)](#)
- [Order revoked by S.I. 2022/679 reg. 5\(4\)](#)