



# Curriculum and Assessment (Wales) Act 2021

2021 asc 4

## PART 2

CURRICULUM IN MAINTAINED SCHOOLS, MAINTAINED NURSERY  
SCHOOLS AND FUNDED NON-MAINTAINED NURSERY EDUCATION

### CHAPTER 3

CURRICULUM IMPLEMENTATION

*Funded non-maintained nursery education*

#### **34 Duty to ensure implementation of adopted curriculum**

- (1) A provider of funded non-maintained nursery education must ensure that the adopted curriculum is implemented for children in accordance with sections 35 and 36.
- (2) A local authority that secures funded non-maintained nursery education must exercise its functions with a view to ensuring that the adopted curriculum is implemented in accordance with sections 35 and 36 for children for whom that education is provided.

#### **Commencement Information**

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| <b>I1</b> | S. 34 in force at 1.9.2022 for specified purposes by S.I. 2022/652, art. 5(1)(2)(c), Sch. |
| <b>I2</b> | S. 34 in force at 1.9.2023 for specified purposes by S.I. 2022/652, art. 6(1)(2)(c)       |

#### **35 General implementation requirements**

The adopted curriculum must be implemented in a way that—

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*Changes to legislation: There are currently no known outstanding effects for the Curriculum and Assessment (Wales) Act 2021, Cross Heading: Funded non-maintained nursery education. (See end of Document for details)*

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- (a) enables each child to develop in the ways described in the four purposes,
- (b) secures teaching and learning that offers appropriate progression for each child,
- (c) is suitable for each child's age, ability and aptitude,
- (d) takes account of each child's additional learning needs (if any), and
- (e) secures broad and balanced teaching and learning for each child.

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**Commencement Information**

- I3** [S. 35](#) in force at 1.9.2022 for specified purposes by [S.I. 2022/652](#), [art. 5\(1\)\(2\)\(c\)](#), [Sch.](#)  
**I4** [S. 35](#) in force at 1.9.2023 for specified purposes by [S.I. 2022/652](#), [art. 6\(1\)\(2\)\(c\)](#)

**36 Requirements relating to areas of learning and experience and cross-curricular skills**

- (1) The adopted curriculum must be implemented in a way that secures teaching and learning for each child that—
- (a) encompasses the areas of learning and experience (including the mandatory elements within those areas), and
  - (b) develops the mandatory cross-curricular skills.
- (2) Teaching and learning secured for a child under subsection (1) in respect of the mandatory element of Relationships and Sexuality Education must be suitable for the child's stage of development.

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**Commencement Information**

- I5** [S. 36](#) in force at 1.9.2022 for specified purposes by [S.I. 2022/652](#), [art. 5\(1\)\(2\)\(c\)](#), [Sch.](#)  
**I6** [S. 36](#) in force at 1.9.2023 for specified purposes by [S.I. 2022/652](#), [art. 6\(1\)\(2\)\(c\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Curriculum and Assessment (Wales) Act 2021, Cross Heading: Funded non-maintained nursery education.