

LEARNING AND SKILLS (WALES) MEASURE 2009

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

PART 1 Local Curriculum for Pupils in Key Stage 4

Sections 19 and 20 amend the Education Act 2002

Section 19 Powers to alter or remove requirements for fourth key stage

59. This section amends section 107 of the Education Act 2002. Section 107 permits the Welsh Ministers by order to alter or remove requirements for the fourth key stage. This amendment permits the Welsh Ministers to make necessary amendments to the Education Act 2002 as a result of such an order.

Section 20 Regulations and orders: Procedure

60. This section amends section 210 of the Education Act 2002 so as to provide for Assembly control of regulations and orders made under the provisions inserted by this Measure into Part 7 of the Education Act 2002. The relevant procedure is the negative resolution procedure in all cases except where an order is made under sections 116F (5), 116H (5) and 116L which, because it would alter primary legislation, is made subject to the affirmative resolution procedure.