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STATUTORY INSTRUMENTS

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**1994 No. 1558 (C.28)**

**EDUCATION, ENGLAND AND WALES**

**Education Act 1993 (Commencement No. 4) Order 1994**

*Made* - - - -

*14th June 1994*

In exercise of the powers conferred on the Secretary of State by section 308(3) of the Education Act 1993<sup>(1)</sup> the Secretary of State for Education hereby makes the following order:

- 1.—(1) This Order may be cited as the Education Act 1993 (Commencement No. 4) Order 1994.  
(2) In this Order, “the Act” means the Education Act 1993.
2. Section 279 of the Act (inter-authority recoupment) shall come into force on 15th June 1994 for the purposes of enabling regulations to be made under section 51(1) to (4) of the Education (No. 2) Act 1986 (as substituted by that section).
3. The provisions of the Act specified in the first column of the Schedule to this Order (which relate to the matters mentioned in the second column thereof) shall come into force on 1st April 1995; and, save as otherwise provided in the first column of that Schedule, they shall come into force on that date for all purposes.

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## SCHEDULE

<i>Provisions of the Act</i>	<i>Subject matter of provisions</i>
Section 279 (for all remaining purposes)	Inter-authority recoupment
Paragraphs 103, 104 and 107 of Schedule 19, and section 307(1) so far as it relates thereto.	Consequential amendments
Schedule 21, in so far as it relates to the repeals set out in hthe Appendix to this Schedule, and section 307(3) so far has it relates thereto.	Repeals

**Appendix to the Schedule**

<i>Chapter</i>	<i>Short title</i>	<i>Extent of repeal</i>
1986 c. 61	The Education (No. 2) Act 1986.	Section 51(9) and (13) Section 63(4).

14th June 19940

*John Patten*  
Secretary of State for Education

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

This Order brings into force on 15th June 1994 section 279 of the Education Act 1993 (which makes provision with respect to inter-authority recoupment) for the purposes of enabling regulations to be made under section 51(1) to (4) of the Education (No. 2) Act 1986 (as substituted by that section). The Order brings into force section 279 for all remaining purposes on 1st April 1995.

**NOTE AS TO EARLIER COMMENCEMENT ORDERS***(This note is not part of the Order)*

The following provisions of the Education Act 1993 have been brought into force on the dates specified in the following table—

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Paragraph 173(2), (3), (5), (6), (8)(a) and (9)(a) of Schedule 19 (partially); and section 307(1) (so far as it relates thereto)	1st August 1993	S.I. 1993/1975
Sections 5 and 204 to 212	1st September 1993	S.I. 1993/1975
Paragraph 173(1)(c) and (2) to (7) of Schedule 19 (for all remaining purposes); and section 307(1) (so far as it relates thereto)	1st September 1993	S.I. 1993/1975
Sections 1, 2, 192 (partially) 193 to 195, 197(1) to (4) and (6), 198 to 203, 229(1) (partially), 230(1) and (3) to (5) (subsection (1) partially), 242 to 251, 259, 260, 263 to	1st October 1993	S.I. 1993/1975

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
265, 69, 270, 280, 282 to 286, 293 and 294 and Schedule 14		
Paragraphs 1, 3 to 5, 8, 11, 14, 15, 20(a), 23(a)(i) (partially), 24(a)(ii) to (iii), 25, 28, 30, 32, 34 (partially), 35, 40 to 43, 56, 64, 68, 69, 72, 75, 77(a), 78, 80, 84, 112, 118(b) to (d), 119, 122, 124, 131, 132, 141, 149, 152, 154 (partially), 155, 170, 173(1)(b), (8) and (9) (the latter two sub-paragraphs for all remaining purposes) and 175 of Schedule 19; and section 307(1) so far as it relates thereto	1st October 1993	<a href="#">S.I. 1993/1975</a>
Schedule 21 so far as it relates to the repeal of section 10 of the Children and Young Persons Act 1933; sections 1(1), 6(1) and (2) (subsection (1) partially), 16(1) (partially), 37, 39 and 40 of, and the Eighth Schedule (partially) to, the Education Act 1944; section 9 of the Education (Miscellaneous Provisions) Act 1948; section 10 of the Education (Miscellaneous Provisions) Act 1953; Schedule 3 to the Criminal Justice Act 1967 (partially); section 3(4) of, and paragraph 1 of Schedule 1 to, the Education Act 1968; paragraphs 2 and 13 of Schedule 5 to the Children and Young Persons Act 1969; Schedule 6 to the Criminal Law Act 1977 (partially); sections 10 and 11 of, and paragraph 10 of Schedule 1 to, the Education Act 1980; sections 14(4) and (5) (the latter subsection partially) and 25(1) (partially) of, and paragraph 18 (partially) of Schedule 2 to, the Education Reform Act 1988; and section 36(8) (partially) of, and paragraphs 4 and 8 of	1st October 1993	<a href="#">S.I. 1993/1975</a>

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Schedule 13 to, the Children Act 1989; and section 307(3) so far as it relates thereto		
Section 24	9th December 1994	<a href="#">S.I. 1993/3106</a>
Sections 22(1), (2)(a) and (b) and (3) (subsection (2) (b) partially), 23, 25 to 35, 36(1) and (2), 37 to 46, 47(5) to (9), 55 to 67, 71 to 77, 79, 80, 92, 136(1) and (3), 137, 152, 153(1), (2) and (4), 155 to 158, 161(5), 177(2) to (6), 178, 179, 180(1) and (2), 181, 182(4) (partially), 213 to 216, 217(1), 218 to 223, 227, 228(1) to (3), 238, 239, 246, 266 to 268, 271, 274 to 276, 281, 287, 288, 290 to 292, 299, 300 and 307(2) (partially) and Schedules 3 (partially), 4, 5, 6, 7, 11 (partially), 12, 13, 16, 7 and 20 (partially)	1st January 1994	<a href="#">S.I. 1993/3106</a>
Paragraphs 7, 22, 23(a) (for all remaining purposes), 24(a) (iv) and (b), 29, 39, 55(b), 82 (partially), 83, 90 (partially), 109(a), (b)(i) and (e), 118(a) and (e), 123, 126 (partially), 130 (partially), 133, 134, 135, 137 (partially), 138(a) and (b) (the latter sub-paragraph partially), 139(a)(ii), (b) and (c), 143, 144, 150, 153, 162, 163(a) and (c), 164, 165, 166, 167(b) and 174 of Schedule 19, and section 307(1) so far as it relates thereto	1st January 1994	<a href="#">S.I. 1993/3106</a>
Schedule 21 so far as it relates to the repeal of sections 102, 103 and 105(2) (partially) of the Education Act 1944; section 1 of the Education Act 1967; Schedule 1 to the Superannuation Act 1972 (partially); Schedule 1 to the House of Commons Disqualification Act 1975 (partially); section 1 of the Education Act 1981; sections 14(1) (partially), 42(4) and (5)	1st January 1994	<a href="#">S.I. 1993/3106</a>

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
(both subsections partially), 52(3) to (9), 53 to 56, 58 to 72, 74 to 78, 102, 103, 104(1) and (3) (both subsections partially), 119(2) (partially), 198(1) (partially), 200, 230(1) (partially), 232(2) and (4) (both subsections partially), 235(1), (3) and (5) (all subsections partially) of, and paragraphs 1 and 9 (the latter paragraph partially) of Schedule 1, paragraph 2 of Schedule 4 (partially), and Schedule 5, to the Education Reform Act 1988; paragraph 4 of Schedule 12 to the Children Act 1989; and section 3(6) (partially) of the Diocesan Boards of Education Measure 1991; and section 307(3) so far as it relates thereto		
Sections 172(1) and (6), 182(1) to (3) (partially), 186(1), (2) and (4), 187, 252 and 278(1) to (5)	3rd March 1994	<a href="#">S.I. 1994/507</a>
Paragraphs 82 (partially) and 125(a) of Schedule 19; and section 307(1) so far as it relates thereto	3rd March 1994	<a href="#">S.I. 1994/507</a>
Schedule 21 so far as it relates to the repeal of section 7(10) of the Education Act 1981, and sections 1(3)(b) (partially) and 3(2), (3) and (5) (subsection (3) partially) of the Education (Grants and Awards) Act 1984; and section 307(3) so far as it relates thereto	3rd March 1994	<a href="#">S.I. 1994/507</a>
Sections 3 to 156 (for all remaining purposes), 159, 161(1) to (4), 162, 163, 166(4), 180(4), 182 (for all remaining purposes), 183 to 185, 186(3), 188, 189, 191, 217(2), 229 (for all remaining purposes), 230 (for all remaining purposes), 231 to 237, 253 to 258, 272, 273,	1st April 1994	<a href="#">S.I. 1994/50</a>

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
278(6), 289, 295 to 297 and 304 and Schedules 2, 3 (for all remaining purposes), 8, 9 (partially), 10 (partially), 11 (for all remaining purposes) and 15		
Paragraphs 6, 9, 12, 13, 18, 19, 20(b), 21, 23(b), 26, 27, 34 (for all remaining purposes), 38, 46 to 52, 55(a), 57, 59, 61, 62, 64 to 66, 70, 73, 76, 77(b), 79, 81, 82 (partially), 85, 86, 87(b), 89, 90 (for all remaining purposes), 91 to 94, 99, 100, 101(b), 102, 105, 106, 108, 109(b)(ii), (c) and (d), 110, 111, 113(a), 114 to 117, 125(b), 126 (for all remaining purposes), 127 to 129, 130 (for all remaining purposes), 136, 137 (for all remaining purposes), 138 (for all remaining purposes), 140, 142, 145 (partially), 156 to 159, 161, 163(b), 167(a), 168, 169, 171, 172 and 173(1)(a) of Schedule 19; and section 307(1) so far as it relates thereto	1st April 1994	<a href="#">S.I. 1994/507</a>
Paragraphs 2 and 4 of Schedule 20; and section 307(2) so far as it relates thereto	1st April 1994	<a href="#">S.I. 1994/507</a>
Schedule 21 so far as it relates to the repeal of sections 9(5), 50(1) (partially) and 52(1)(a) (partially) of, and Parts I and II of the First Schedule and paragraph 13(4) (partially) of the Fifth Schedule to, the Education Act 1944; section 101(9)(a) of the Local Government Act 1972; section 1(2)(b) of the Education Act 1973; sections 12(3) (partially), 13(1) and (3) (both subsections partially) and 14(4) of, and paragraph 1(3) and (4) (both sub-paragraphs partially) of	1st April 1994	<a href="#">S.I. 1994/507</a>

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Schedule 1 and paragraphs 4 and 13 of Schedule 3 to, the Education Act 1980; sections 2(4) to (7), 3, 11(2) and (3), 12, 13 and 14 of, and paragraphs 1(3) and 4 of Schedule 1 and paragraphs 1, 2, 10 and 13 of Schedule 3 to, the Education Act 1981; sections 5(4)(b) (partially), 9(5) (partially), 11(2) and (7) (subsection (2) partially), 12(3), 13(2) (partially), 38(4)(c) and 6(b) (both paragraphs partially), 50(3)(c) (partially) and 65(1) (partially) of, and paragraphs 2(2)(b), 5(2)(b) (partially) and 7(7) (partially) of Schedule 2 to, the Education (No. 2) Act 1986; section 1(1)(j) of, and Schedule 2 (partially) to, the Local Government Act 1988; sections 52(1) and (2), 57, 73, 79 to 101, 104(1) and (4) (subsection (1) partially), 111(4) and 5(b) (the latter subsection partially), 119(2) (partially), 230(1) to (3) and (4)(b) (subsection (1) partially) and 232(2) (partially) of, and paragraph 9 of Schedule 1, paragraphs 9 and 10(5) (the latter paragraph partially) of Schedule 2 and paragraphs 26 and 33 of Schedule 12 to, the Education Reform Act 1988; section 13(2)(b) and (6) of, and paragraph 4 (partially) of Schedule 1 and paragraphs 4 and 98 of Schedule 11 to, the Local Government and Housing Act 1989; paragraph 78 of Schedule 2 to the Planning (Consequential Provisions) Act 1990; section 13 and 59(5) of, and paragraphs 18 and 29 of Schedule 8 to, the Further and Higher Education Act 1992; and paragraph 58 of Schedule 13 to the Local Government Finance Act		



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1992; and section 307(3) so far as it relates thereto		