
WELSH STATUTORY INSTRUMENTS

2003 No. 2532 (W.247) (C.94)

EDUCATION, WALES

**The Special Educational Needs and Disability Act
2001 (Commencement No. 2) (Wales) Order 2003**

Made - - - - 1st October 2003

The National Assembly for Wales, in exercise of the power conferred upon it by section 43(6) and (7) of the Special Educational Needs and Disability Act 2001⁽¹⁾, hereby makes the following Order:

Citation, Application and Interpretation

1.—(1) This Order may be cited as the Special Educational Needs and Disability Act 2001 (Commencement No. 2) (Wales) Order 2003.

(2) This Order applies only in relation to Wales.

(3) In this Order, unless otherwise stated, references to sections are references to sections of the Special Educational Needs and Disability Act 2001.

Appointed day

2. The day appointed for the coming into force of the provisions specified in the Schedule to this Order is 8th October 2003.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998⁽²⁾

1st October 2003

D. Elis-Thomas
The Presiding Officer of the National Assembly

(1) 2001 c. 10.
(2) 1998 c. 38.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

Article 4

PROVISIONS COMING INTO FORCE ON 8TH OCTOBER 2003

PROVISION	SUBJECT MATTER
Section 14	Accessibility strategies and plans
Section 15	Accessibility strategies and plans: procedure
Section 22 (in so far as it gives the National Assembly power to give directions under section 28M(1) or (3) of the Disability Discrimination Act 1995 or makes provision in relation to such a direction)	Roles of the Secretary of State and the National Assembly

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force in Wales on 8th October 2003 the remaining provisions of the Special Educational Needs and Disability Act 2001 which are not in force in Wales at the date of this Order, so that no further Order is required in relation to Wales.

The provisions being brought into force enable the National Assembly for Wales to make regulations and issue guidance in relation to accessibility strategies and plans, under the provisions of Part 2 of the Act (disability discrimination in education).

The provisions also enable the National Assembly for Wales to give local education authorities directions as to the discharge of their duties relating to accessibility strategies and plans or to make provision in relation to such directions.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This Note is not part of the Order)

The following provisions of the Special Educational Needs and Disability Act 2001 have been brought into force in relation to Wales by Commencement Orders made before the date of this Order.

Provision	Date of commencement	S.I. No.
Section 10 (partially)	8 December 2001	2001/3992 (C. 127)
Paragraphs 3 and 14 of Schedule 1 (partially)	8 December 2001	2001/3992 (C. 127)
Section 1 (partially)	21 January 2002	2002/74 (W.8) (C.1)
Section 8 (partially)	21 January 2002	2002/74 (W.8) (C.1)
Section 42(1) (partially)	21 January 2002	2002/74 (W.8) (C.1)

Provision	Date of commencement	S.I. No.
Paragraphs 17 and 18 of Schedule 8 (partially)	21 January 2002	2002/74 (W.8) (C.1)
Section 4 (to the extent not already in force)	1 April 2002	2001/3992 (C. 127)
Section 5 (to the extent not already in force)	1 April 2002	2001/3992 (C. 127)
Section 6	1 April 2002	2001/3992 (C. 127)
Section 10 (to the extent not already in force)	1 April 2002	2001/3992 (C. 127)
Section 41	1 April 2002	2001/3992 (C. 127)
Section 42(1) (to the extent not already in force) partially	1 April 2002	2001/3992 (C. 127)
Section 42(2)—(4) (to the extent not already in force)	1 April 2002	2001/3992 (C. 127)
Section 42(6) partially	1 April 2002	2001/3992 (C. 127)
Paragraphs 1 to 20 of Schedule 1 (to the extent not already in force)	1 April 2002	2001/3992 (C. 127)
In Schedule 8, paragraphs 13(1) to (4) and 15	1 April 2002	2001/3992 (C. 127)
In Schedule 9, the repeals in so far as they relate to Wales of — in the Education Act 1996, in section 336(2), paragraph (d) and in section 441(3)(a), the words “in accordance with paragraph 10 of Schedule 27”; and in the School Standards and Framework Act 1998, in Schedule 30, paragraph 186(2) (b).	1 April 2002	2001/3992 (C. 127)
Section 1 (to the extent not already in force)	1 April 2002	2002/74 (W.8) (C.1)
Sections 2 and 3	1 April 2002	2002/74 (W.8) (C.1)
Section 7	1 April 2002	2002/74 (W.8) (C.1)
Section 8 (to the extent not already in force)	1 April 2002	2002/74 (W.8) (C.1)
Section 9	1 April 2002	2002/74 (W.8) (C.1)
Section 42(1) (to the extent not already in force) partially	1 April 2002	2002/74 (W.8) (C.1)

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Provision	Date of commencement	S.I. No.
Section 42(6) partially	1 April 2002	2002/74 (W.8) (C.1)
In Schedule 8, paragraphs 1, 5 to 12, 14, 16 to 18 (to the extent not already in force)	1 April 2002	2002/74 (W.8) (C.1)
In Schedule 9, the repeals in so far as they relate to Wales of — in the Disabled Persons (Services, Consultation and Representation) Act 1986, section 5(1); and in the Education Act 1996 — in section 325(1), the words “, and of the effect of subsection (2) below”; and in Schedule 27, paragraph 3(4), paragraph 8(1)(b)(iii), in paragraph 9(1) the words “amend, or” and “10 or”, and paragraph 10.	1 April 2002	2002/74 (W.8) (C.1)
Section 26, for the purpose of allowing the designation of educational institutions pursuant to sections 28R(6)(c) and 28R(7)(e) of the Disability Discrimination Act 1995	30 May 2002	2002/1647 (C. 49)
Section 31	30 May 2002	2002/1647 (C. 49)
Section 19 sub-section (1), partially	1 July 2002	2002/1721 (C. 50)
In section 36, sub-section (2) and sub-section (1) as far as it relates to sub-section (2)	1 July 2002	2002/1721 (C. 50)
Paragraph 13(5) of Schedule 8	1 July 2002	2002/1721 (C. 50)
Sections 11 to 13 inclusive	1 September 2002	2002/2217 (C.71)
Sections 16 to 18 inclusive	1 September 2002	2002/2217 (C.71)
Section 19 (to the extent not already in force)	1 September 2002	2002/2217 (C.71)
Sections 20 and 21	1 September 2002	2002/2217 (C.71)
Section 22 (save in so far as it gives the National Assembly power to give directions under section 28M(1) or (3) of the Disability Discrimination Act	1 September 2002	2002/2217 (C.71)

Provision	Date of commencement	S.I. No.
1995 or makes provision in relation to such a direction)		
Sections 23 to 25 inclusive	1 September 2002	2002/2217 (C.71)
Section 26 (to the extent not already in force)	1 September 2002	2002/2217 (C.71)
Section 27	1 September 2002	2002/2217 (C.71)
Section 28 (subject to article 6 of S.I 2002/ 2217(C.71))	1 September 2002	2002/2217 (C.71)
Section 29	1 September 2002	2002/2217 (C.71)
Section 30 2002	1 September (C.71)	2002/2217
Sections 32 to 35 inclusive	1 September 2002	2002/2217 (C.71)
Section 36 (to the extent not already in force)	1 September 2002	2002/2217 (C.71)
Sections 37 to 40 inclusive	1 September 2002	2002/2217 (C.71)
Section 41 (to the extent not already in force)	1 September 2002	2002/2217 (C.71)
Section 42 (to the extent not already in force)	1 September 2002	2002/2217 (C.71)
Schedules 2 to 7 inclusive	1 September 2002	2002/2217 (C.71)
Schedule 8 (to the extent not already in force)	1 September 2002	2002/2217 (C.71)
Schedule 9 (to the extent not already in force)	1 September 2002	2002/2217 (C.71)