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WELSH STATUTORY INSTRUMENTS

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**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<sup>(1)</sup> and now vested in them<sup>(2)</sup> make the following Order:

**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.

**Revocation**

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

**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.

**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.

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(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).

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

30 May 2008

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

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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.