

**2004 No. 528 (C.39)**

**EDUCATION**

**The Standards in Scotland's Schools etc. Act 2000  
(Commencement No. 7) Order 2004**

*Made* - - - - *1st December 2004*

The Scottish Ministers, in exercise of the powers conferred on them by section 61(2) of the Standards in Scotland's Schools etc. Act 2000<sup>(a)</sup>, hereby make the following Order:

**Citation and interpretation**

**1.**—(1) This Order may be cited as the Standards in Scotland's Schools etc. Act 2000 (Commencement No. 7) Order 2004.

(2) In this Order "the Act" means the Standards in Scotland's Schools etc. Act 2000.

**Appointed day**

**2.** 31st December 2004 is the day appointed for the coming into force of the following provisions of the Act insofar as not already in force:—

- (a) section 44 (further provision as respects placing requests); and
- (b) section 60 (amendments and repeals) other than the words "In section 19(6)(c)(i), the words "7A,"" in relation to the entry for the Race Relations Act 1976<sup>(b)</sup> in Schedule 3 to the Act.

*PETER J PEACOCK*

Authorised to sign by the Scottish Ministers

St Andrew's House,  
Edinburgh  
1st December 2004

---

<sup>(a)</sup> 2000 asp 6.

<sup>(b)</sup> 1976 c.74; section 19 was repealed by paragraph 1 of Schedule 3 to the Race Relations (Amendment) Act 2000 c.34.

## **EXPLANATORY NOTE**

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

Article 2 brings into force the remaining provisions of sections 44 and 60 of the Standards in Scotland's Schools etc. Act 2000 ("the 2000 Act").

Section 44 of the 2000 Act makes further provision with respect to placing requests and makes amendments to section 28A of the Education (Scotland) Act 1980 (c.44), as amended. The majority of section 44 was commenced by the Standards in Scotland's Schools etc. Act 2000 (Commencement No. 3 and Transitional Provisions) Order 2000 (S.S.I. 2000/361) ("the 3rd Order"), except the words from "or (vii)" to "numbers;" in subsection (4). Article 2(a) commences those words, with effect from 31st December 2004. This adds a further exception to the duty of an education authority to accede to a parent's request that their child be placed in a specified school.

Section 60 of the 2000 Act introduces Schedules 2 and 3 of that Act which contain consequential amendments and repeals. Commenced partially by section 61(2) of the 2000 Act, the Standards in Schools etc. Act 2000 (Commencement No. 2 and Transitional Provisions) Order 2000 (S.S.I. 2000/298) and the 3rd Order, the remaining provisions mostly relate to amendments and repeals consequent on the ending of self-governing status of schools. Article 2(b) commences those amendments and repeals, with effect from 31st December 2004, other than the repeal related to section 19(6)(c)(i) of the Race Relations Act 1976 (c.74). Section 19 of that Act was repealed by Schedule 3, paragraph 1 of the Race Relations (Amendment) Act 2000 (c.34).

**NOTE AS TO EARLIER COMMENCEMENT ORDERS**

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

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.S.I. No.</i>
Section 22	28th July 2000	2000/258
Section 9	23rd August 2000	2000/298
Section 10		
Section 28		
Section 60(1) (partially)		
Sections 1-8, 11-14, 16-21, 24-27,29-31, 38, 40-43	13th October 2000	2000/361
Section 44 (other than the words from “or (vii)” to “numbers;” in section 44(4))		
Section 45		
Section 46 (partially)		
Sections 47 and 48		
Section 49 (partially)		
Section 51 (partially)		
Section 52 (partially)		
Sections 53 and 54		
Sections 56-59		
Section 60 (partially)		
Section 46 (so far as not already in force)	1st November 2001	2000/361
Section 50 (partially)		
Section 51 (so far as not already in force)		
Section 52 (so far as not already in force)		
Section 60 (partially)		
Section 55	23rd March 2001	2001/102
Section 32	4th March 2002	2002/72
Section 33		
Section 34		
Section 35		
Section 36		
Section 37		
Section 39	1st April 2002	2002/72
Section 15	1st August 2003	2003/84

**2004 No. 528 (C.39)**

**EDUCATION**

The Standards in Scotland's Schools etc. Act 2000  
(Commencement No. 7) Order 2004

**£3.00**

© Crown Copyright 2004

Printed in the UK by The Stationery Office Limited  
under the authority and superintendence of Carol Tullo, the Queen's Printer for Scotland  
200 12/04 19593

