
EXPLANATORY NOTE

(This note is not part of the Order)

This is the second commencement order made by the Welsh Ministers under the School Standards and Organisation (Wales) Act 2013 (“the 2013 Act”).

This Order commences sections 38 and 39 in so far as those sections are not already in force on 19 July 2013 of the 2013 Act.

This Order also brings into force on 1 October 2013 the following provisions:

- (a) Chapter 2 of Part 3 (school organisation proposals);
- (b) Chapter 3 of Part 3 (rationalisation of school places);
- (c) Chapter 4 of Part 3 (regional provision for special educational needs);
- (d) Chapter 5 of Part 3 (proposals for restructuring sixth form education);
- (e) Chapter 6 of Part 3 (miscellaneous and supplemental);
- (f) Schedule 2 (regulated alterations);
- (g) Schedule 3 (implementation of statutory proposals);
- (h) paragraphs 1 to 7 and paragraphs 9 to 39 of Schedule 4 (implementation of proposals to change category of school);
- (i) section 99 (minor and consequential amendments) in so far as it relates to the amendments made by Part 2 of Schedule 5; and
- (j) Part 2 of Schedule 5.

Article 4 of this Order saves various provisions in Chapter 2 of Part 2 of the School Standards and Framework Act 1998 (“the 1998 Act”) in relation to:

- (a) school organisation proposals published under sections 28, 29, 31 and 35 of the 1998 Act before 1 October 2013;
- (b) a notice by a governing body to discontinue a foundation or voluntary school served under section 30 of the 1998 Act before 1 October 2013; and
- (c) a direction requiring discontinuance of community or foundation special school given under section 32 of the 1998 Act before 1 October 2013.

Article 5 of this Order provides that until the commencement of section 21(1) of the Education (Wales) Measure 2011 the reference to a federated school in section 78 of the 2013 Act is to have effect as though it were a reference to a federated school in section 24(2) of the Education Act 2002.