
STATUTORY INSTRUMENTS

2005 No. 2213 (C.92)

CHILDREN AND YOUNG PERSONS

**The Adoption and Children Act 2002
(Commencement No. 9) Order 2005**

Made - - - - *8th August 2005*

The Secretary of State for Education and Skills, in exercise of the powers conferred upon her by sections 140(7) and (8) and 148(1) and (6) of the Adoption and Children Act 2002⁽¹⁾, after consultation with the National Assembly for Wales ⁽²⁾, as respects the provisions of that Act referred to in article 2 and after consultation with the Scottish Ministers and the Department of Health, Social Services and Public Safety ⁽³⁾ as respects sections 123 and 124 of that Act, hereby makes the following Order:—

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- (1) [2002 c. 38](#). The power is exercisable, as respects section 148(1) by the Secretary of State. The power is exercisable as respects section 148(6), by the appropriate Minister who is defined in section 144(1) in relation to England, Scotland or Northern Ireland, as the Secretary of State and in relation to Wales, as the National Assembly for Wales.
- (2) By virtue of section 148(2) the power under subsection (1) is only exercisable (other than an order bringing paragraph 53 of Schedule 3 into force) after the Secretary of State consults the National Assembly for Wales.
- (3) By virtue of section 148(3) the power under subsection (1) is only exercisable in respect of an order bringing sections 123 and 124 into force after the Secretary of State consults the Scottish Ministers and the Department of Health, Social Services and Public Safety.