



# Education Act 2011

## 2011 CHAPTER 21

### PART 7

#### POST-16 EDUCATION AND TRAINING

##### *Raising the participation age: commencement*

#### **74 Duty to participate in education or training: commencement**

In section 173 of ESA 2008 (commencement), for subsections (9) and (10) substitute—

“(9) An order under subsection (4) may provide for the following provisions to come into force with the substitution of “the first anniversary of the date on which the person ceased to be of compulsory school age” for “the age of 18”—

- (a) section 1(b) (persons to whom Part 1 applies);
- (b) section 29(1)(b) (employer to enable participation in education or training: extension for persons reaching 18).

(10) The Secretary of State must—

- (a) exercise the powers conferred by subsections (4) and (9) so as to secure that sections 1 to 10 are in force with the substitution in section 1(b) mentioned in subsection (9) no later than the day after the day which is the school leaving date for 2013, and
- (b) exercise the power conferred by subsection (4) so as to secure that sections 1 to 10 are in force without that substitution no later than the day after the day which is the school leaving date for 2015,

subject, in each case, to any provision made by virtue of subsection (8).”