

2002 No. 1721 (C. 50)

**DISABLED PERSONS
EDUCATION, ENGLAND AND WALES**

**The Special Educational Needs and Disability Act 2001
(Commencement No. 4) Order 2002**

Made - - - - - 24th June 2002

In the exercise of the powers conferred by section 43(3), (7) and (8) of the Special Educational Needs and Disability Act 2001(a), the Secretary of State for Education and Skills hereby makes the following Order:

Citation and interpretation

1. This Order may be cited as the Special Educational Needs and Disability Act 2001 (Commencement No. 4) Order 2002.
2. In this Order, unless the context otherwise requires, references to sections and Schedules are references to sections of and Schedules to the Special Educational Needs and Disability Act 2001.

Appointed days

3. The day appointed for the coming into force of the provisions specified in Part I of the Schedule to this Order is 1st July 2002.
4. The day appointed for the coming into force of the provisions specified in Part II of the Schedule to this Order, otherwise than as respects Wales(b), is 1st July 2002.

24th June 2002

Catherine Ashton
Parliamentary Under Secretary of State,
Department for Education and Skills

(a) 2001 c. 10.

(b) Section 43(6)(d) provides that sections 14 and 15 will be brought into force as respects Wales on such day as the National Assembly for Wales may appoint by Order.

SCHEDULE

Articles 3 and 4

PART I

PROVISIONS COMING INTO FORCE ON 1ST JULY 2002

<i>Provision</i>	<i>Subject Matter</i>
Section 19 sub-section (1), to the extent necessary for the purpose of making regulations under any provision of section 28J of the Disability Discrimination Act 1995(a)	Special Educational Needs and Disability Tribunal procedure
In section 36, sub-section (2) and sub-section (1) as far as it relates to sub-section (2)	Codes of Practice
Paragraph 13(5) of Schedule 8	Special Educational Needs and Disability Tribunal procedure

PART II

PROVISIONS COMING INTO FORCE ON 1ST JULY 2002 OTHERWISE THAN AS RESPECTS WALES

<i>Provision</i>	<i>Subject Matter</i>
Section 14 sub-section (1), to the extent necessary for the purpose of making regulations under any provision of section 28D of the Disability Discrimination Act 1995	Accessibility strategies and plans
Section 15, to the extent necessary for the Secretary of State to issue guidance under section 28E of the Disability Discrimination Act 1995	Accessibility strategies and plans: procedure

(a) 1995 c. 50.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order provides for the coming into force on 1st July 2002 of certain provisions of the Special Educational Needs and Disability Act 2001. These enable the Disability Rights Commission to issue Codes of Practice, and the Secretary of State to make Regulations and issue guidance as specified in this Order, in relation to the provisions of Part 2 of the Act (disability discrimination in education) which is not in force (except as specified below) at the date of this Order.

The provisions of Part 1 (special educational needs) and Part 3 (supplementary) of the Act are in force as specified below.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Special Educational Needs and Disability Act 2001 have been brought into force by commencement orders^(a) made before the date of this Order:

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No</i>
Sections 1-3— as to England as to Wales	01/01/02 01/04/02	2001/2217 ^(b) 2002/74
Sections 4-6— as to England as to Wales	01/01/02 01/04/02	2001/2217 2001/3992
Sections 7-9— as to England as to Wales	01/01/02 01/04/02	2001/2217 2002/74
Section 10— as to England as to Wales	01/01/02 01/04/02	2001/2217 2001/3992
Section 26 (partially)	30/05/02	2002/1647
Section 31	30/05/02	2002/1647
Section 41— as to England as to Wales	01/01/02 01/04/02	2001/2217 2001/3992
Section 42— as to England as to Wales (partially)	01/01/02 01/04/02	2001/2217 2001/3992 2002/74
Schedule 1— as to England as to Wales	01/01/02 01/04/02	2001/2217 2001/3992
Schedule 8— as to England (partially) as to Wales (partially)	01/01/02 01/04/02	2001/2217 2001/3992 2002/74
Schedule 9— as to England (partially) as to Wales (partially)	01/01/02 01/04/02	2001/2217 2001/3992 2002/74

(a) Section 43 and the provisions set out in sub-section (4) of that section were brought into force without commencement order as provided by sub-sections (3) and (4).

(b) S.I. 2001/2217 was amended by S.I. 2001/2614.

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