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STATUTORY INSTRUMENTS

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**2002 No. 2217**

**The Special Educational Needs and Disability  
Act 2001 (Commencement No. 5) Order 2002**

**Citation and interpretation**

1. This Order may be cited as the Special Educational Needs and Disability Act 2001 (Commencement No. 5) 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 1 of Schedule 1 of this Order is 1st September 2002.

4. The day appointed for the coming into force of the provisions specified in Part 2 of Schedule 1 of this Order, otherwise than as respects Wales<sup>(1)</sup>, is 1st September 2002.

5. Subject to article 6, the day appointed for the coming into force of section 28 (Disabled students not to be substantially disadvantaged) is 1st September 2002.

**Modifications to the duty imposed by section 28T(1) of the Disability Discrimination Act 1995**

6. The duty imposed by section 28T(1) of the Disability Discrimination Act 1995<sup>(2)</sup>, including that duty as modified for the purposes of section 28U by paragraphs 2 and 6 of Schedule 4C of the Disability Discrimination Act 1995, shall have effect with the modifications specified in Schedule 2 of this Order for the period which ends on the date specified in that Schedule in relation to each modification.

28th August 2002

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

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(1) 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.  
(2) 1995 c. 50; section 28T is inserted into the Disability Discrimination Act 1995 by section 28 of the Special Educational Needs and Disability Act 2001.