
WELSH STATUTORY INSTRUMENTS

2005 No. 2914

The Government of Maintained
Schools (Wales) Regulations 2005

PART 1

Introduction

Revocations, savings and amendments

2.—(1) The Education (School Government) (Transition to New Framework) Regulations 1998⁽¹⁾ are hereby revoked.

(2) The Education (School Government) (Wales) Regulations 1999⁽²⁾ are revoked with effect from 1 January 2006, except for the following provisions which remain in force in respect of every maintained school until a new instrument of government is made for the school in accordance with regulation 33—

Regulation 1 except for the words “and new schools” in paragraph (3);

Regulation 2(1) except for the definitions of “the First Transitional Regulations”, “new school” “School Organisation Regulations” and “the Second Transitional Regulations”;

Regulation 2(2) except for the definitions of “temporary governing body” and “temporary governors”;

Regulation 3 except for the words “or temporary governing body (however constituted)” and “or (as the case may be) new school”;

Regulation 4 except for the words in brackets, for which are substituted the words “in accordance with the 1998 Act”;

Regulation 5(1) (a) except for the words “or will maintain” and “or a new school”; and after the words “for which an instrument of government has been made” are added the words “in accordance with the 1998 Act”;

Regulation 5(2) (i), (iii) and (iv), except for the words “and (b)” and the words “or, in the case of a new school which has not opened, the diocesan authority which will be the appropriate diocesan authority when the school opens”;

Regulation 6(1) and Schedule 1;

Regulations 9 to 12 and Schedules 2 to 4;

Regulation 15 except for the words “Subject to Part VIII (transitional provisions), Schedule 6 sets”, for which are substituted “Paragraphs (12) to (16) of Schedule 6 to these Regulations and Schedule 5 to the Government of Maintained Schools (Wales) Regulations 2005 set”, and paragraphs (12) to (16) of Schedule 6;

Regulations 16 and 17;

(1) S.I.1998/2763, as amended by S.I. 1999/362, 1999/2242 (W. 2), 2001/2263 (W. 164).

(2) S.I. 1999/2242 (W. 2) as amended by S.I. 2001/2263 (W. 164).

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Government of Maintained Schools (Wales) Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Regulation 18 except in paragraph (1) for the words “and to Part VIII (transitional provisions)”;
and

Regulations 19 and 20.

(3) Paragraph (1) of regulation 31 of the Education (New Schools) (Wales) Regulations 1999⁽³⁾, is amended by substituting the words “Part 5 of the Government of Maintained Schools (Wales) Regulations 2005” for the words “Schedule 12 to the 1998 Act”.

Commencement Information

- I1** Reg. 2(1)(3) in force at 31.10.2005, see [reg. 1\(1\)](#)
I2 Reg. 2(2) in force at 1.1.2006, see [reg. 1\(1\)](#)

(3) S.I. [1999/2243](#); this regulation is also amended by regulation 6 of the Education Act 2002 (Transitional Provisions etc) (Wales) Regulations 2005, S.I. [2005/2913 \(W. 210\)](#).

Changes to legislation:

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Changes and effects yet to be applied to :

- Regulations applied (with modifications) by S.I. 2001/2678, reg. 12, Sch. 3 (as substituted) by [S.I. 2005/2916 reg. 6Sch.](#)
- reg. 2(2) coming into force by [S.I. 2005/2914 reg. 1\(1\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 5 para. 9(ba)(bb) inserted by [S.I. 2009/2544 reg. 6\(a\)](#)
- Sch. 5 para. 9(bc)(bd) inserted by [S.I. 2010/638 reg. 87\(1\)\(c\)](#)
- Sch. 5 para. 11A inserted by [S.I. 2013/2124 reg. 6\(1\)](#)
- Sch. 5 para. 9(bc) words substituted by SI 2010/2582 Sch. 4 para. 9(2) (as inserted) by [S.I. 2011/577 art. 2\(3\)Sch.](#)
- Sch. 7 para. 1(b) word inserted by [S.I. 2010/638 reg. 87\(2\)](#)
- Regulations applied (with modifications) by [S.I. 2012/1643 reg. 46-8](#)
- reg. 3(1)(d) words inserted by [S.I. 2005/3200 reg. 8\(6\)](#)
- reg. 12A inserted by [S.I. 2005/3200 reg. 8\(2\)](#)
- reg. 20A inserted by [S.I. 2005/3200 reg. 8\(3\)](#)
- reg. 25(5A) inserted by [S.I. 2005/3200 reg. 8\(4\)](#)
- reg. 33(5) added by [S.I. 2005/3200 reg. 8\(7\)](#)
- reg. 44A inserted by [S.I. 2005/3200 reg. 8\(9\)](#)
- reg. 45(1A) inserted by [S.I. 2020/1327 reg. 3\(2\)](#)
- reg. 46(2A) inserted by [S.I. 2005/3200 reg. 8\(12\)](#)
- reg. 47(5) inserted by [S.I. 2020/1327 reg. 3\(3\)\(c\)](#)
- reg. 55(3)(3A) substituted for reg. 55(3) by [S.I. 2014/1609 reg. 3\(2\)](#)
- reg. 55(4A) substituted by [S.I. 2014/1609 reg. 3\(3\)](#)
- reg. 60(3A) inserted by [S.I. 2020/1327 reg. 3\(4\)](#)
- reg. 60(9) inserted by [S.I. 2005/3200 reg. 8\(22\)](#)
- reg. 61(3) inserted by [S.I. 2020/1327 reg. 3\(5\)](#)