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*Changes to legislation: There are currently no known outstanding effects  
for the Children Act 2004, SCHEDULE 5. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 5

Section 64

#### REPEALS

#### PART 1

#### PLANS

#### Commencement Information

- II** Sch. 5 Pt. 1 wholly in force at 31.7.2008; Sch. 5 Pt. 1 not in force at Royal Assent see s. 67(8); Sch. 5 Pt. 1 in force for E. at 1.3.2005 by S.I. 2005/394, art. 2(1); Sch. 5 Pt. 1 in force for W. for certain purposes at 1.4.2006 and for certain further purposes at 1.9.2006 by S.I. 2006/885, art. 2(2)(3); Sch. 5 Pt. 1 otherwise in force for W. at 31.7.2008 by S.I. 2008/1904, art. 2

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<i>Short title and chapter</i>	<i>Extent of repeal</i>
Children Act 1989 (c. 41)	In Schedule 2, paragraph 1A.
Education Act 1996 (c. 56)	Section 527A.
Education Act 1997 (c. 44)	Section 9.
School Standards and Framework Act 1998 (c. 31)	Section 2. Sections 6 and 7. Sections 26 to 26B. In section 27(2), the words “section 26,”. Section 119(5)(b) and the preceding “and”. Sections 120 and 121. In Schedule 6— (a) paragraph 3(4)(b) and the preceding “and”; (b) paragraph 8(4). In Schedule 30, paragraph 144.
Learning and Skills Act 2000 (c. 21)	In Schedule 7— (a) paragraph 35(2)(b); (b) paragraph 42(2)(a). In Schedule 9, paragraphs 80 and 81.
Adoption and Children Act 2002 (c. 38)	Section 5.
Education Act 2002 (c. 32)	In section 150— (a) subsections (2) to (4); (b) in subsection (5), the words from “and early years development plans” to “childcare plans”.

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These repeals come into force—

- (a) so far as relating to England, in accordance with provision made by order by the Secretary of State;
- (b) so far as relating to Wales, in accordance with provision so made by the Assembly.

## PART 2

### CHILD MINDING AND DAY CARE

#### Commencement Information

- I2** Sch. 5 Pt. 2 wholly in force at 1.4.2006; Sch. 5 Pt. 2 not in force at Royal Assent see s. 67(8); Sch. 5 Pt. 2 in force for E. for certain purposes at 1.3.2005 by S.I. 2005/394, art. 2(1); Sch. 5 Pt. 2 in force for E. otherwise at 3.10.2005 by S.I. 2005/2298, art. 2(1) (subject to art. 2(2)); Sch. 5 Pt. 2 in force for W. at 1.4.2006 by S.I. 2006/885, art. 2(2)

#### Short title and chapter

Children Act 1989 (c. 41)

#### Extent of repeal

In section 79F(1) and (2), paragraph (b) and the preceding “and”.

In section 79G(2), the words “under section 79F(3)”.

In Schedule 9A—

- (a) in paragraph 4(3A)(b), the words “to his registration”;
- (b) in paragraph 4(4), the words “, or have any financial interest in,”;
- (c) in the heading before paragraph 7, the word “Annual”.

These repeals come into force—

- (a) so far as relating to England, in accordance with provision made by order by the Secretary of State;
- (b) so far as relating to Wales, in accordance with provision so made by the Assembly.

## PART 3

### INSPECTION OF LOCAL EDUCATION AUTHORITIES

#### Commencement Information

- I3** Sch. 5 Pt. 3 wholly in force at 31.7.2008; Sch. 5 Pt. 3 not in force at Royal Assent see s. 67(8); Sch. 5 Pt. 3 in force for E. at 1.4.2005 by S.I. 2005/394, art. 2(2); Sch. 5 Pt. 3 in force for W. at 31.7.2008 by S.I. 2008/1904, art. 2

#### Short title and chapter

#### Extent of repeal

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Disability Discrimination Act 1995 (c. 50)      Section 28D(6).

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This repeal comes into force—

- (a) so far as relating to England, in accordance with provision made by order by the Secretary of State;
- (b) so far as relating to Wales, in accordance with provision so made by the Assembly.

## PART 4

### SOCIAL SERVICES COMMITTEES AND DEPARTMENTS

#### Commencement Information

- I4**    [Sch. 5 Pt. 4](#) wholly in force at 1.4.2006; [Sch. 5 Pt. 4](#) not in force at Royal Assent see [s. 67\(8\)](#); [Sch. 5 Pt. 4](#) in force for E. at 1.4.2005 by [S.I. 2005/394](#), [art. 2\(2\)](#); [Sch. 5 Pt. 4](#) in force for W. at 1.4.2006 by [S.I. 2006/885](#), [art. 2\(2\)](#)

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<i>Short title and chapter</i>	<i>Extent of repeal</i>
Children and Young Persons Act 1933 (c. 12)	In section 96(7), the words from “Subject to to “that committee””.
Children and Young Persons Act 1963 (c. 37)	In section 56(2)— <ul style="list-style-type: none"><li>(a) the words “and subsection (1) of section 3 of the Local Authority Social Services Act 1970”;</li><li>(b) the words “and section 2 of the said Act of 1970 respectively”.</li></ul>
Local Authority Social Services Act 1970 (c. 42)	Sections 2 to 5.
Local Government Act 1972 (c. 70)	Section 101(9)(f).
Mental Health Act 1983 (c. 20)	In section 14, the words “of their social services department”.
Police and Criminal Evidence Act 1984 (c. 60)	In section 63B(10), in the definition of “appropriate adult”, the words “social services department”.
Local Government and Housing Act 1989 (c. 42)	Section 13(2)(c). In Schedule 1, in paragraph 4(2)— <ul style="list-style-type: none"><li>(a) in paragraph (a) of the definition of “ordinary sub-committee”, the words from “of the authority’s” to “any other sub-committee”; and</li><li>(b) the definition of “social services committee”.</li></ul>
Criminal Justice Act 1991 (c. 53)	In sections 43(5) and 65(1)(b) and (1B)(a), the words “social services department”.

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Crime (Sentences) Act 1997 (c. 43)	In section 31(2A)(b), the words “social services department of the”. In Schedule 1, in the table in paragraph 9(6), the words “social services department”.
Crime and Disorder Act 1998 (c. 37)	The words “social services department” in— (a) section 1AA(9) and (10)(a); (b) section 8(8)(b); (c) section 9(2B)(b); (d) section 11(8)(a); (e) section 18(4)(a); (f) section 39(5)(b); (g) section 65(7)(b); (h) section 98(3) (in the words substituted by that provision).
Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)	The words “social services department” in— (a) section 46(5)(a) and (b); (b) section 69(4)(b), (6)(a) and (10)(a); (c) section 73(5); (d) section 74(5)(b) and (7)(a); (e) section 103(3)(b) and (5)(a); (f) section 162(2)(a) and (b).
Local Government Act 2000 (c. 22)	Section 102(1).
Criminal Justice and Court Services Act 2000 (c. 43)	In section 64(6), in the definition of “appropriate adult”, the words “social services department”.
Criminal Justice Act 2003 (c. 44)	The words “social services department” in— (a) section 158(2)(b); (b) section 161(8)(b); (c) section 199(4)(b); (d) paragraph 5(4) of Schedule 38 (in the words substituted by that provision).

These repeals come into force—

- (a) so far as relating to England, in accordance with provision made by order by the Secretary of State;
- (b) so far as relating to Wales, in accordance with provision so made by the Assembly.

## PART 5

### REASONABLE PUNISHMENT

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***Short title and chapter***

***Extent of repeal***

Children and Young Persons Act 1933 (c. 12) Section 1(7).

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This repeal comes into force at the same time as section 58.

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## PART 6

### CHILD SAFETY ORDERS

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#### Commencement Information

**I5** Sch. 5 Pt. 6 wholly in force at 1.3.2005; Sch. 5 Pt. 6 not in force at Royal Assent see s. 67; Sch. 5 Pt. 6 in force at 1.3.2005 by S.I. 2005/394, art. 2(1)(j)

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#### *Short title and chapter*

Crime and Disorder Act 1998 (c. 37)

#### *Extent of repeal*

Section 12(6)(a) and (7).

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These repeals come into force at the same time as section 60.

**Changes to legislation:**

There are currently no known outstanding effects for the Children Act 2004, SCHEDULE 5.