
STATUTORY INSTRUMENTS

1989 No. 719 (C.20)

EDUCATION, ENGLAND AND WALES

The Education Reform Act 1988
(Commencement No. 7) Order 1989

Made - - - - 26th April 1989

In exercise of the powers conferred by section 236(6) to (8) of the Education Reform Act 1988⁽¹⁾ the Secretary of State for Education and Science hereby makes the following Order:

Citation and interpretation

1.—(1) This Order may be cited as the Education Reform Act 1988 (Commencement No. 7) Order 1989.

(2) In this Order—
“the Act” means the Education Reform Act 1988.

Coming into force of certain provisions of the Act

2. The provisions of the Act specified in column 1 of the Schedule to this Order (which relate to the matters mentioned in column 2 thereof) shall, except as otherwise provided in the said column 1, come into force on 1st May 1989.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

PROVISIONS COMING INTO FORCE ON 1st MAY 1989

| Provisions of the Act | Subject matter of the provisions |
|---|---|
| Section 210 | Grants for the education of travellers and displaced persons. |
| Section 211 | Grants in respect of special provision for immigrants. |
| Section 237(2) and Schedule 13, so far as they relate to the repeals set out in the Appendix to this Schedule | Repeals. |

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APPENDIX TO SCHEDULE

| Chapter | Short title | Extent of repeal |
|----------------------|--|--|
| 9 & 10 Geo. 6. c.50. | The Education Act 1946 | In section 1(1), the words “(hereinafter referred to as ‘the principal Act’)”. |
| 1978 c. 44. | The Employment Protection (Consolidation) Act 1978 | In section 29(1)(e), the word “or” at the end. |
| 1980 c. 20. | The Education Act 1980 | In section 35(5), the words “section 27(1)(a), (2), or (3) or”. In Schedule 1, paragraph 25. |
| 1980 c. 65. | The Local Government, Planning and Land Act 1980 | In Schedule 10, Part I. |
| 1985 c. 51. | The Local Government Act 1985 | Section 22. |
| 1986 c. 61. | The Education (No. 2) Act 1986 | Section 29. In section 47(5) (a)(ii), the word “or”. In Schedule 4, paragraph 4. |
| 1987 c. 44. | The Local Government Act 1987. | Section 2. |

26th April 1989

Kenneth Baker
Secretary of State for Education and Science

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 1st May 1989 section 210 of the Act, which empowers the Secretary of State to make Regulations providing for the payment of grants to local education authorities in respect of the provision of education for travellers and displaced persons. It also brings into force on that date section 211, which extends section 11 of the Local Government Act 1966 (c. 42) (grants in respect of special provision for immigrants) by enabling the Secretary of State to pay such grants in respect of grant-maintained schools, city technology colleges and city colleges for the technology of the arts, and institutions within the PCFC funding sector.

Also brought into force on 1st May 1989 are various consequential repeals.

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NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Act have been brought or will be brought into force on the dates specified in the following table:-

| Provision | Date of Commencement | S.I. No. |
|--|----------------------|-----------|
| Sections 27, 28 and 32 (all partially) and section 30. | 1st September 1988 | 1988/1459 |
| Sections 26, 27(4) to (8) and 31(2) (all partially) | 1st September 1989 | 1988/1459 |
| Sections 26, 27(4) to (8) and 31(1) (all partially) | 4th August 1990 | 1988/1459 |
| Sections 17 to 19, 131 to 134 (including Schedule 8 to the extent not already in force). 136, 220 and paragraphs 83 to 85 of Schedule 12. | 1st November 1988 | 1988/1794 |
| Sections 121 (except for Southampton Institute of Higher Education) to 130 (including Schedule 7). 135, 219(2)(e), 226, 227(2) to (4), 228 and 229 and paragraphs 64 and 80 of Schedule 12. | 21st November 1988 | 1988/1794 |
| Sections 106 to 111, 117 and 118 and Schedule 13 as regards the repeal of section 61 of the Education Act 1944. | 1st April 1989 | 1988/1794 |
| Section 114, 214 to 216, and Schedule 13, as regards the repeal of section 3 of the Education Act 1967 and paragraph 14 of Schedule 3 to the Education Act 1980, and section 237(2) so far as it relates thereto. | 30th November 1988 | 1988/2002 |
| Section 218, paragraph 68 of Schedule 12 and section 237(1) so far as relating to those provisions, and Schedule 13, as regards the repeal of section 27 of the Education Act 1980 and paragraph 5 of Schedule 3 to the Education Act 1981, and section 237(2) so far as it relates thereto. | 1st April 1989 | 1988/2002 |

| Provision | Date of Commencement | S.I. No. |
|---|----------------------|---------------------------|
| Section 152(10) section 219 (to the extent not already in force), paragraph 63 of Schedule 12 and section 237(1) so far as relating to those provisions, and Schedule 13 so far as it relates to the repeal of sections 25 and 29(2) to (4) of the Education Act 1944, section 7 of the Education Act 1946, and the whole of the Education (No. 2) Act 1968 and section 237(2) so far as it relates thereto. | 1st January 1989 | 1988/2271 |
| Section 121 (to the extent not already in force). | 1st February 1989 | 1988/2271 |
| Section 120, paragraphs 54 to 57, 59, 61, 62, 65, 66, 69 to 76, 78, 79*, 86 to 98, 100, 101, 103 to 105 and 107 of Schedule 12 and section 237(1) so far as relating to those provisions. Schedule 13 so far as it relates to the repeal of sections 8(1)(b) (part), 42 to 46, 50 (part), 52(1) (part) 54 (part), 60, 62(2), 69 (part), 84 and 114 (part) of the Education Act 1944; section 8(3) of the Education Act 1946; section 31(1) and (4) of the London Government Act 1963; section 16 (part) of the Industrial Training Act 1964; section 81(4)(a) (part) and 104(2) (part) of the Local Government Act 1972; sections 24 (part) and 25(6)(c)(ii) (part) of the Sex Discrimination Act 1975; sections 19(6)(c)(ii) (part) and 78(1) (part) of the Race Relations Act 1976; and section 56 (part) of the Education (No. 2) Act 1986; and section 237(2) so far as it relates thereto. | | |
| * As to paragraph 77, see article 3 of the Education Reform Act 1988 | 1st April 1989 | 1988/2271 |

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| Provision | Date of Commencement | S.I. No. |
|---|----------------------|-----------|
| (Commencement No. 6) Order 1989 (S.I. 1989/501). | | |
| Section 7 (except in relation to ILEA schools), paragraph 99 of Schedule 12 and section 237(1) so far as relating to those provisions, and Schedule 13 so far as it relates to the repeal of sections 17(1) (part) and (4), 18(3) (part), (4), (6)(c)(ii) (part) and (8) (part), 19(3) and 20 of the Education (No. 2) Act 1986, and section 237(2) so far as it relates thereto. | 1st August 1989 | 1988/2271 |
| Section 152 (to the extent not already in force). | 1st April 1990 | 1988/2271 |
| Section 7 (to the extent not already in force). | 1st April 1990 | 1988/2271 |
| Paragraph 58 of Schedule 12 and section 237(1) so far as it relates thereto and section 12 (except in relation to ILEA county schools). | 1st March 1989 | 1989/164 |
| Section 115. | 1st May 1989 | 1989/164 |
| Section 5, 10(2) and (3) (the latter subsection partially) and 16. | 1st August 1989 | 1989/164 |
| Section 23(2) (except in relation to ILEA schools). | 1st September 1989 | 1989/164 |
| Section 12 and 23(2) (to the extent not already in force). | 1st April 1990 | 1989/164 |
| Section 10(3) (partially). | 1st August 1990 | 1989/164 |
| Section 10(3) (partially). | 1st August 1991 | 1989/164 |
| Section 10(3) (partially). | 1st August 1989 | 1989/501 |
| Section 10(3) (partially). | 1st August 1990 | 1989/501 |
| Section 10(3) (partially). | 1st August 1991 | 1989/501 |