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STATUTORY INSTRUMENTS

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**2009 No. 387**

**The Education and Skills Act 2008  
(Commencement No. 2 and Savings) Order 2009**

**Provisions coming into force on 7th March 2009 subject to savings**

**3.—(1)** The following provisions of the Act come into force, subject to paragraphs (2) and (3), on 7th March 2009—

section 83 (provision of transport etc for persons of sixth form age: duty to consider journey times);

section 84 (exercise of travel functions by local education authorities in England: duty to have regard to religion or belief of persons of sixth form age).

(2) Despite the coming into force of section 83, section 509AB of the Education Act 1996<sup>(1)</sup> continues to apply without the amendments made by section 83 in relation to any transport policy statement for the academic year 2008-2009.

(3) Despite the coming into force of section 84, section 509AD of the Education Act 1996<sup>(2)</sup> continues to apply without the amendment made by section 84 in relation to the exercise of travel functions (within the meaning of section 509AD(2)) by local education authorities in relation to the academic year 2008-2009.

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(1) [1996 c.56](#); section 509AB was inserted by paragraph 4 of Schedule 19 to the Education Act [2002 \(c.32\)](#). It was amended by paragraph 35 of Schedule 1 to the National Council for Education and Training for Wales (Transfer of Functions to the National Assembly for Wales and Abolition) Order 2005, [S.I. 2005/3238](#); section 83(2) of, and paragraph 5 of Schedule 10 to, the Education and Inspections Act [2006 \(c.40\)](#); paragraph 4(3) of Schedule 1, and Schedule 2, to the [Learner Travel \(Wales\) Measure 2008 \(nawm 2\)](#) and paragraph 60 of Schedule 4 to the Local Transport Act [2008 \(c.60\)](#).

(2) Section 509AD was inserted by section 84 of the Education and Inspections Act 2006.