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WELSH STATUTORY INSTRUMENTS

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**2009 No. 1921 (W.175) (C.91)**

**CHILDREN AND YOUNG PERSONS, WALES**

The Children and Young Persons Act 2008  
(Commencement No. 2) (Wales) Order 2009

Made - - - -

16 July 2009

The Welsh Ministers, in exercise of the powers conferred upon them by sections 40 and 44(3) and (5) of the Children and Young Persons Act 2008<sup>(1)</sup>, make the following Order:

**Title, interpretation and application**

1.—(1) The title of this order is the Children and Young Persons Act 2008 (Commencement No. 2) (Wales) Order 2009.

(2) In this Order “the Act” (“*y deddf*”) means the Children and Young Persons Act 2008.

(3) This Order applies in relation to Wales.

**Appointed day**

2. 1 September 2009 is the appointed day for the coming into force of the following provisions of the Act—

- (a) section 36 (entitlement of relative to apply for a residence order);
- (b) section 37 (duration of residence orders);
- (c) section 38 (entitlement of relative to apply for a special guardianship order); and
- (d) section 42 and Schedule 4 (repeals) in so far as they relate to the repeal of section 12(5) and (6) and the repeal in part of section 91(10), of the Children Act 1989<sup>(2)</sup>.

*Gwenda Thomas*  
Deputy Minister for Social Services, under  
authority of the Minister for Health and Social  
Services, one of the Welsh Ministers

16 July 2009

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(1) 2008 c. 23.  
(2) 1989 c. 41.

**Status:** This is the original version (as it was originally made).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

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

This Order brings into force on 1 September 2009 sections 36, 37, 38 and 42 of, and Schedule 4 to, the Children and Young Persons Act 2008, to the extent specified in the Order. The reference in Article 2(d) of the Order to the repeal in part of section 91(10) of the Children Act 1989, is a reference to the omission of the words “or 12(5)” from that section.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the Children and Young Persons Act 2008 have been brought into force in relation to Wales by Commencement Order made before the date of this Order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 30	6 April 2009	2009/728 (W.64) (C.47)
Section 31	1 April 2009	2009/268 (C.11)
Section 32	1 April 2009	2009/268 (C.11)
Section 35	6 April 2009	2009/728 (W.64) (C.47)
Section 42 and Schedule 4 in so far as they relate to the repeal of section 45(9) of the Children Act 1989	6 April 2009	2009/728 (W.64) (C.47)