

GOVERNMENT OF WALES ACT 2006¹

SCHEDULE 5

PART 1: ASSEMBLY MEASURES

Consolidated List of Matters Conferred

MATTERS

Field 1: agriculture, fisheries, forestry and rural development

Field 2: ancient monuments and historic buildings

Field 3: culture

Field 4: economic development

Field 5: education and training

[Matter 5.1](#)

Provision about the categories of school that may be maintained by local education authorities.

[Matter 5.2](#)

Provision about the establishment and discontinuance of schools maintained by local education authorities, their change from one category to another and their alteration in other respects.

[Matter 5.3](#)

Provision about the admission of pupils to schools maintained by local education authorities.

[Matter 5.4](#)

Provision about the curriculum in schools maintained by local education authorities.

¹ HTML version: <http://www.opsi.gov.uk/acts/acts2006/20060032.htm>

PDF version: http://www.opsi.gov.uk/acts/acts2006/ukpga_20060032_en.pdf

Explanatory Notes (HTML): <http://www.opsi.gov.uk/acts/en2006/2006en32.htm>

Explanatory Notes (PDF): http://www.opsi.gov.uk/acts/en2006/ukpgaen_20060032_en.pdf

[Matter 5.5](#)

Provision about school attendance, the behaviour of pupils at school, school discipline and the exclusion of pupils from school (including the duties of parents in connection with those matters).

[Matter 5.6](#)

Provision about the making of arrangements for the provision of education for persons of compulsory school age who have been excluded from schools or who for any other reason would not otherwise receive suitable education.

[Matter 5.7](#)

Provision about entitlement to primary, secondary and further education and to training.

[Matter 5.8](#)

Provision about the provision of services that are intended to encourage, enable or assist people—

- (a) to participate effectively in education or training,
- (b) to take advantage of opportunities for employment, or
- (c) to participate effectively in the life of their communities.

[Matter 5.9](#)

Provision about food and drink provided on school premises or provided for children at a place where they receive education or childcare.

[Matter 5.10](#)

Provision about the travel of persons receiving primary, secondary or further education or training to and from the schools or other places where they receive it.

This does not include provision about any of the following—

- (a) the regulation of the use of motor vehicles on roads, their construction and equipment and conditions under which they may be so used;
- (b) road traffic offences;
- (c) driver licensing;
- (d) driving instruction;

- (e) insurance of motor vehicles;
- (f) drivers' hours;
- (g) traffic regulation on special roads, pedestrian crossings, traffic signs and speed limits;
- (h) public service vehicle operator licensing;
- (i) the provision and regulation of railway services, apart from financial assistance which—
 - (i) does not relate to the carriage of goods,
 - (ii) is not made in connection with a railway administration order, and
 - (iii) is not made in connection with Council Regulation (EEC) 1191/69 as amended by Council Regulation (EEC) No 1893/91 on public service obligations in transport;
- (j) transport security;
- (k) shipping, apart from financial assistance for shipping services to, from or within Wales;
- (l) navigational rights and freedoms, apart from regulation of works which may obstruct or endanger navigation;
- (m) technical and safety standards of vessels;
- (n) harbours, docks, piers and boatslips, apart from those used or required wholly or mainly for communications between places in Wales;
- (o) registration of local bus services, and the application and enforcement of traffic regulation conditions in relation to those services.

Interpretation of this field

Expressions used in this field and in the [Education Act 1996](#) have the same meaning in this field as in that Act."

Field 6: environment

Field 7: fire and rescue services and promotion of fire safety

Field 8: food

Field 9: health and health services

Matter 9.1

Provision for and in connection with the provision of redress without recourse to civil proceedings in circumstances in which, under the law of England and Wales, qualifying liability in tort arises in connection with the provision of services (in Wales or elsewhere) as part of the health service in Wales.

Interpretation of this field

In this field—

“the health service in Wales” means the health service continued under [section 1\(1\)](#) of the National Health Service (Wales) Act 2006;

“illness” has the same meaning as in that Act;

“patient” has the same meaning as in that Act;

“personal injury” includes any disease and any impairment of a person's physical or mental health;

“qualifying liability in tort” means liability in tort owed in respect of or consequent upon personal injury or loss arising out of or in connection with breach of a duty of care owed to any person in connection with the diagnosis of illness or the care or treatment of any patient.”.

Field 10: highways and transport

Field 11: housing

Field 12: local government

Field 13: National Assembly for Wales

Matter 13.1

Creation of, and conferral of functions on, an office or body for and in connection with investigating complaints about the conduct of Assembly members and reporting on the outcome of such investigations to the Assembly.

Matter 13.2

Conferral of functions on the Assembly Commission for and in connection with facilitating the exercise by the Assembly of its functions (including the provision to the Assembly of the property, staff and services required for the Assembly's purposes).

Matter 13.3

Provision for and in connection with the payment of salaries, allowances, pensions and gratuities to or in respect of Assembly members, the First Minister, any Welsh Minister appointed under section 48, the Counsel General and any Deputy Welsh Minister.

Matter 13.4

Provision for and in connection with the creation and maintenance of a register of interests of Assembly members and the Counsel General.

Matter 13.5

Provision about the meaning of Welsh words and phrases in—

- (a) Assembly Measures,
- (b) subordinate legislation made under Assembly Measures, and
- (c) subordinate legislation not so made but made by the Welsh Ministers, the First Minister or the Counsel General.

Matter 13.6

Provision for and in connection with the procedures for dealing with proposed private Assembly Measures, including, in particular—

- (a) procedures for hearing the promoters of, and objectors, to proposed private Assembly Measures,
- (b) the persons who may represent such promoters and objectors, and the qualifications that such persons must possess,
- (c) the imposition of fees for and in connection with the promotion of proposed private Assembly Measures, and
- (d) the assessment of costs incurred in connection with proposed private Assembly Measures.

Field 14: public administration

Field 15: social welfare

Field 16: sport and recreation

Field 17: tourism

Field 18: town and country planning

Field 19: water and flood defence

Field 20: Welsh language

Summary of Matters Added

- Matters 5.1 - 5.10

Added by the *National Assembly for Wales (Legislative Competence) (Conversion of Framework Powers) Order 2007* [SI 2007/910]
(Made: March 2007)

HTML version: <http://www.opsi.gov.uk/si/si2007/20070910.htm>

PDF version: http://www.opsi.gov.uk/si/si2007/uksi_20070910_en.pdf

Explanatory Memorandum:

http://www.opsi.gov.uk/si/em2007/uksiem_20070910_en.pdf

- Matter 9.1

Added by the *National Assembly for Wales (Legislative Competence) (Conversion of Framework Powers) Order 2007* [SI 2007/910]
(Made: March 2007)

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Explanatory Memorandum:

http://www.opsi.gov.uk/si/em2007/uksiem_20070910_en.pdf

- Matters 13.1 - 13.6

Included in the Government of Wales Act 2006

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