
STATUTORY INSTRUMENTS

1994 No. 2226

EDUCATION, ENGLAND AND WALES

The Education (National Curriculum) (Assessment Arrangements for English, Welsh, Mathematics and Science) (Key Stage 1) (Wales) (Amendment) Order 1994

Made - - - - *24th August 1994*
Coming into force - - *31st August 1994*

The Secretary of State for Wales, in exercise of the powers conferred on him by sections 4(2)(c) and (5) to (8) and 232(5) and (6) of the Education Reform Act 1988(1), hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Education (National Curriculum) (Assessment Arrangements for English, Welsh, Mathematics and Science) (Key Stage 1) (Wales) (Amendment) Order 1994 and shall come into force on 31st August 1994.

Amendment

2.—(1) The Education (National Curriculum) (Assessment Arrangements for English, Welsh, Mathematics and Science) (Key Stage 1) (Wales) Order 1993(2) is amended as follows.

(2) In article 1(2), after “achievements” there are inserted the words “in English, Welsh, mathematics and science” and the words from “in relation to” to the end of the paragraph are omitted.

(3) In article 1(3) after “schools” there are inserted the words “and grant-maintained special schools (other than those established in hospitals)”(3).

(4) In article 4(1) for the word “four” there is substituted the word “two”.

(5) In article 4(3), after “and”, there are inserted the words “subject to article 8(3) and (4)”.

(6) In article 5(2) after “tasks” there are inserted the words “for which provision is”.

(1) 1988 c. 40; section 4 was amended by section 240 of the Education Act 1993 (c. 35).

(2) S.I.1993/2190 amended by S.I. 1994/646.

(3) The provisions of the National Curriculum apply to grant-maintained special schools which are not established in hospitals by virtue of regulation 42(1) of, and Parts I and II the Schedule to, the Education (Grant-maintained Special School) Regulations 1994, S.I. 1994/653, to which there are amendments not relevant to this Order.

(7) In article 5(4) for “and” there is substituted “or” and, at the end, there are added the words “or, if that document so requires, both such statements”.

(8) In article 6 there are omitted—

- (a) in paragraph (1), the words “teacher and”;
- (b) in paragraph (3), the words “teacher assessments and”;
- (c) in paragraph (4), the words “the records and other evidence of a pupil’s achievements relied on by a teacher in making a teacher assessment”;
- (d) in paragraph (5), after the words “determined by”, the words “teacher and”;
- (e) in paragraphs (7) and (8)(b), the words “teacher or”;
- (f) in paragraph (9), the words from “and each such authority” to the end of the paragraph.

(9) After article 6 there is inserted the following article—

“Further Assessment: English, Welsh and mathematics

6A.—(1) Where in the opinion of his head teacher a pupil’s level of attainment in English or mathematics would, if the pupil were assessed by the administration to him of the NC tests for that subject laid down for the purposes of the Education (National Curriculum) (Assessment Arrangements for English, Welsh, Mathematics and Science) (Key Stage 2) (Wales) Order 1994(4), be level 4 or higher, it shall be the duty of the head teacher to make arrangements for the pupil to be assessed in that subject by the administration to him of those tests at such time as is specified by the Secretary of State pursuant to article 9, and article 4(3) of that Order shall apply in relation to that pupil accordingly.

(2) Where in the opinion of his head teacher a pupil’s level of attainment in Welsh would, if the pupil were assessed by the administration to him of the NC test and task for that subject laid down for the purposes of the Order referred to in paragraph (1) above, be level 4 or higher, it shall be the duty of the head teacher to make arrangements for the pupil to be assessed in that subject by the administration to him of that test and task at such time as is specified by the Secretary of State pursuant to article 9, and article 4(3) of that Order shall apply in relation to that pupil accordingly.

(3) In this article “NC tests” and “NC tasks” have the meanings respectively assigned to those expressions by article 2(1) of that Order.”.

(10) After article 8 there is inserted the following article—

“Evaluation of Assessment Arrangements

8A. The assessment authority shall make such arrangements as seem to them appropriate for determining the extent to which the provisions of articles 4 to 8 and their implementation achieve the purpose mentioned in article 1(2).”.

(11) In article 9 after “Order” there are inserted the words “(other than provisions conferring or imposing functions as mentioned in section 4(5)(a) of the Education Reform Act 1988)”.

Signed by authority of the Secretary of State for Wales

24th August 1994

Rod Richards
Parliamentary Under Secretary of State, The
Welsh Office

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

EXPLANATORY NOTE

(This is not part of the Order)

This Order amends the Education (National Curriculum) (Assessment Arrangements for English, Welsh, Mathematics and Science) (Key Stage 1) (Wales) Order 1993 by—

1. providing for its application to grant-maintained special schools in Wales which are not established in hospitals;
2. extending the period for teacher assessment of pupils so that these are required to be made not later than two weeks before the end of the summer term;
3. authorising the document in which standard tasks are published to require the record of the results of standard task assessments to consist of a statement of the pupil's level attainment in each attainment target or in the subject as a whole or both;
4. limiting the provision for verification of assessments of pupils to standard task assessments;
5. requiring that pupils whose level of attainment in English, Welsh or mathematics is, in the opinion of their head teacher, level 4 or higher are also assessed by taking the national curriculum tests and, in the case of Welsh, tasks laid down for pupils in the final year of Key Stage 2;
6. requiring the authority known as the Curriculum and Assessment Authority for Wales or Awdurdod Cwricwlwm ac Asesu Cymru to make arrangements for evaluating the effectiveness of the arrangements made by the 1993 Order; and
7. making drafting amendments principally to make clear that the requirement for teacher assessment of a pupil's level of attainment does not apply in English, mathematics and science where more than one attainment target, and in Welsh where the Oral attainment target and one other attainment target does not apply to the pupil. The amendments also make it clear that the powers conferred by article 9 of the 1993 Order on the Secretary of State to make supplementary provision do not extend to the provisions of the Order conferring or imposing functions on governing bodies, head teachers or local education authorities.