WELSH STATUTORY INSTRUMENTS

2005 No. 1396 (W.110)

EDUCATION, WALES

The National Curriculum Assessment Arrangements (Miscellaneous Amendments) (Wales) Regulations 2005

Made - - - -	*24 May 2005*
Coming into force - -	*1 July 2005*

The National Assembly for Wales makes the following regulations in exercise of the powers conferred on it by section 214 of the Education Act 2002(**1**) and in exercise of the powers conferred on the Secretary of State by sections 408, 563 and 569(4) and (5) of the Education Act 1996(**2**) and now vested in the National Assembly(**3**), and after consulting with those persons with whom consultation appeared to be desirable pursuant to section 408(5) of the 1996 Act:

Title, commencement and application

1.—(1) The title of these Regulations is the National Curriculum Assessment Arrangements (Miscellaneous Amendments) (Wales) Regulations 2005 and they come into force on 1 July 2005.

(2) These Regulations apply to Wales.

Amendment of the Education (School Performance and Unauthorised Absence Targets) (Wales) Regulations 1999

2.—(1) The Education (School Performance and Unauthorised Absence Targets) (Wales) Regulations 1999(**4**) are amended as follows.

(2) In regulation 3 (1) —

(a) in paragraph (b) of the definition of "to achieve the core subject indicator" substitute for "NC tests" the words "teacher assessments";

(b) in the definition of "level 5" substitute for "NC tests" the words "teacher assessments"; and

(c) omit the definition of "NC tests".

(**1**) 2002 c. 32. For the meaning of "regulations" *see* section 212(1).

(**2**) 1996 c. 56. Section 408 was amended by the Education Act 1997 (c. 44), Schedule 7, paragraph 30, the School Standards and Framework Act 1998 (c. 31), Schedule 30, paragraphs 57 and 106, the Learning and Skills Act 2000 (c. 21), Schedule 9, paragraph 57 and the Education Act 2002 (c. 32), Schedule 21, paragraph 46. For the meaning of "prescribed" and "regulations" *see* section 579.

(**3**) *See* the National Assembly for Wales (Transfer of Functions) Order 1999, S.I.1999/672, and section 211 of the Education Act 2002.

(**4**) S.I. 1999/1811 as amended by S.I. 2004/2914 (W.253).

(3) In regulation 5 —

(a) in paragraph (2) for "NC tests" substitute the words "teacher assessments" and for "tests are administered" substitute the words "assessments are carried out"; and

(b) in paragraph (3), in each of sub-paragraphs (a), (b) and (c) substitute for "NC tests to be administered" the words "teacher assessments to be carried out".

(4) In regulation 9(3)(b)(i) for "NC tests" substitute "teacher assessments".

Amendment of the Education (School Information) (Wales) Regulations 1999

3.—(1) The Education (School Information) (Wales) Regulations 1999(**5**) are amended as follows —

(a) in regulation 3(1) omit the definition of "NC tests" and "NC tasks"; and

(b) in Schedule 3 omit paragraph 20(6).

(2) The amendment made by paragraph (1)(b) is not to apply to information required to be published during the publication school year 2005-06 in relation to the reporting school year 2004-05.

Amendment of the Education (School Performance Information) (Wales) Regulations 2004

4.—(1) The Education (School Performance Information) (Wales) Regulations 2004(**6**) are amended as follows.

(2) In regulation 2(1) —

(a) omit the definitions of "external marking agency" and "NC tests" and "NC tasks"; and

(b) in the definition of "relevant subjects" omit paragraphs (b) and (c).

(3) In regulation 2(4) omit the words "any attainment of a pupil determined by an NC test or NC task during a previous school year or" and "an attainment or".

(4) Omit regulation 11.

(5) In Schedule 3 omit paragraphs 4 and 5 and the headings to those paragraphs.

Amendment of the Education (Pupil Information) (Wales) Regulations 2004

5.—(1) The Education (Pupil Information) (Wales) Regulations 2004(**7**) are amended as follows.

(2) In regulation 2(1) —

(a) omit the definition of "external marking agency" and "NC tests" and "NC tasks"; and

(b) in the definition of "relevant subjects" omit paragraphs (b) and (c).

(3) In regulation 7 omit paragraphs (10)(b), (11), (12) and (13).

(4) In Schedule 2 —

(a) substitute for paragraph 1(1) the following —

"(1) The results of teacher assessment of the pupil's subject level of attainment in each of the relevant subjects, and the results of teacher assessment of the pupil's level of attainment in each attainment target in English or, where the pupil is following the programme of study known as "Welsh", in each attainment target in Welsh.";

(b) substitute for paragraph 2(1) the following —

(**5**) S.I. 1999/1812 as amended by S.I. 2001/111, 2001/3710, 2002/1400 and 2004/2914 (W.253).
(**6**) S.I. 2004/1025 (W.122) as amended by S.I. 2004/2914 (W.253).
(**7**) S.I. 2004/1026 (W.123) as amended by S.I. 2004/2914 (W.253).