STATUTORY RULES OF NORTHERN IRELAND

1998 No. 12

EDUCATION

Education (Individual Pupils' Achievements) (Information) Regulations (Northern Ireland) 1998

Made - - - -	*20th January 1998*
Coming into operation	*19th February 1998*

The Department of Education, in exercise of the powers conferred on it by Articles 17A(1), (2) and (2A) and 134(1) of the Education and Libraries (Northern Ireland) Order 1986(**1**) and Article 31(2) and (3) of the Education Reform (Northern Ireland) Order 1989(**2**) and of every other power enabling it in that behalf, and after consulting as required by Article 31(4) of that Order, hereby makes the following Regulations:

Citation

1. These Regulations may be cited as the Education (Individual Pupils' Achievements) (Information) Regulations (Northern Ireland) 1998.

Commencement

2. These Regulations shall come into operation on 19th February 1998.

Interpretation

3.—(1) In these Regulations—

"the 1989 Order" means the Education Reform (Northern Ireland) Order 1989;

"formative record of progress and achievement" means a formal record of a pupil's academic attainments, his other skills, talents and achievements and his educational progress;

"GCE A level" and "GCE AS" mean General Certificate of Education advanced level and advanced supplementary respectively;

"GCSE" means General Certificate of Secondary Education;

"GNVQ" means General National Vocational Qualification;

(**1**) S.I. 1986/594 (N.I. 3); Article 17A was inserted by Article 5 of S.I. 1987/167 (N.I. 2) and amended by S.I. 1989/2406 (N.I. 20) Articles 32 and 166 and Schedule 9

(**2**) S.I. 1989/2406 (N.I. 20)

"level of attainment" means a level set out in any document of a kind referred to in Article 7(5) of the 1989 Order the provisions of which have effect, or (as the case may be) have effect as amended, by virtue of any order made under Article 7(1)(*a*) of that Order;

"school day" means a day on which the school is open for teaching purposes;

"school year" means a year ending on 31st July;

"sixth form" means the period of full-time secondary education coming immediately after the end of the fourth key stage;

"summative Record of Achievement" has the meaning given by regulation 6(4);

"the statutory arrangements" means assessment arrangements specified by orders made under Article 7(1)(*b*) of the 1989 Order.

Revocation

4. The following Regulations are hereby revoked:

The Education (Individual Pupils' Achievements) (Information) Regulations (Northern Ireland) 1995(**3**); and

The Education (Individual Pupils' Achievements) (Information) (Amendment) Regulations (Northern Ireland) 1997(**4**).

Application

5.—(1) Subject to paragraph (2), these Regulations shall apply to all grant-aided schools.

(2) These Regulations shall not apply to nursery schools, or in respect of pupils in primary schools or special schools who have not attained the lower limit of compulsory school age.

General duties of the principal

6.—(1) The principal of each grant-aided school shall make available to the parents of each pupil at the school the information relating to that pupil's educational achievements specified in regulation 7.

(2) The information referred to in paragraph (1) shall be made available in every school year, at the times and in the manner specified in regulation 8.

(3) The principal of each grant-aided school shall make available, in respect of each pupil at the school, the information relating to his achievements specified in regulation 10.

(4) The information referred to in paragraph (3) shall be produced in a document to be known as the pupil's summative Record of Achievement and shall be made available at the times and in the manner specified in regulation 11.

7.—(1) The information required by regulation 6(1) to be made available is—

(a) where the pupil is in the final year of the first, second or third key stage: the information set out in Schedule 1; in the case of a pupil in the final year of the second key stage the information set out in paragraph 1(1)(*a*), (*c*) and (*f*) of Schedule 1 shall be provided in the form specified in Schedule 5, or a form to the like effect;

(b) where the pupil is in the final year of the fourth key stage: the information set out in Schedule 2;

(c) where the pupil is in the sixth form: the information set out in Schedule 3;

(**3**) S.R. 1995 No. 323
(**4**) S.R. 1997 No. 232

(d) where the pupil is in any other year: brief particulars of his achievement in any subject or activity which forms part of his curriculum.

(2) The brief particulars referred to in paragraph 1(*d*) shall include the results of any public examination taken by the pupil for which he was prepared by the school in the school year to which the information relates, and where they include references to the pupil's levels of attainment they shall contain a statement that those levels have not been assessed in accordance with the statutory arrangements.

Time and manner of provision of information to parents

8.—(1) Subject to paragraph (2) the principal shall send the information (whether by post or otherwise) to the pupil's parent not later than 30th June in the school year to which the information relates.

(2) Where the principal receives information after 30th June in any school year consisting of the results of public examinations taken by a pupil at the school during the school year, he shall send that information (whether by post or otherwise) as soon as reasonably practicable to the parent of that pupil.

Additional information to be made available to parents in certain cases

9.—(1) Subject to paragraph (2), it shall be the duty of the principal, in the case of a pupil mentioned in regulation 7(1)(*a*), other than a pupil who is in the final year of the second key stage, to disclose to that pupil's parent, when requested to do so by that parent, the relevant data, and to make available to the parent a copy of those data.

(2) The principal shall comply with any request pursuant to paragraph (1) within 15 school days of its receipt by him or, if the request is received on a day which is not a school day, within 15 school days of the first school day following the day on which he received the request.

(3) In paragraph (1) the "relevant data" means the level of attainment achieved by the pupil in each attainment target of any compulsory contributory subject in respect of which the pupil has been assessed in accordance with the statutory arrangements.

Information to be provided in a pupil's summative Record of Achievement

10.—(1) The information required by regulation 6(3) to be made available in a pupil's summative Record of Achievement is:

(a) where the pupil is in a year which is the final year of the second key stage, the information set out in Schedule 4; the information set out in paragraphs 1 to 3 of Schedule 4 shall be provided in the form specified in Schedule 5, or a form to the like effect;

(b) where the pupil is in the final year of the fourth key stage, the information set out in Schedule 6;

(c) where the pupil is in the sixth form, and is in a year which is the year in which he ceases to be a pupil at the school, the information set out in Schedule 7.

(2) In the case of a pupil to whom paragraph (1)(*b*) or (*c*) applies, the information shall be provided in the form specified in Schedule 8, or a form to the like effect.

Time and manner of provision of information in summative Records of Achievement

11.—(1) In the case of a pupil at the end of the final year of the second key stage, the principal shall send the information (whether by post or otherwise) to the pupil's parent not later than 30th June in that school year.

(2) Subject to paragraph (3), in the case of a pupil to whom regulation 10(1)(*b*) or (*c*) applies, the principal shall make the information available to the pupil not later than 30th June in that school year and shall give the information to the pupil, if the pupil so requests, but in any case the principal shall give the information to the pupil not later than 30th September next following.

(3) In the case of a pupil to whom paragraph (2) applies, where the principal receives information after the summative Record of Achievement has been issued consisting of the results of public examinations taken by the pupil during that school year, he shall send that information (whether by post or otherwise) to the pupil as soon as reasonably practicable.

Sealed with the Official Seal of the Department of Education on

20th January 1998.

C. Jendoubi
Assistant Secretary

SCHEDULE 1 Regulation 7(1)(*a*)

Information to be provided for the parents of a pupil in the final year of the first, second or third key stage

1.—(1) Subject to paragraphs 3 and 4, in the case of a pupil in the final year of the first or second key stage—

(a) the pupil's level of attainment in any relevant subject in which his achievements have been assessed in the final year of that key stage in accordance with the statutory arrangements for that key stage;

(b) a statement of the percentage of pupils in the final year of that key stage in the school—

(i) attaining each level in that subject;

(ii) working towards the first level of attainment as described in a programme of study for that subject but who have not attained that level in that subject;

(iii) exempted from assessment in that subject under Article 9(1) of the Education (Assessment Arrangements for Key Stages 1 and 2) Order (Northern Ireland) 1996(**5**);

(c) a statement that the level has been so assessed;

(d) where the pupil has been exempted from any part of a programme of study in that school year, a statement to that effect referring to the part;

(e) the result of any public examination taken by the pupil for which he was prepared by the school in the school year to which the information relates; and

(f) brief particulars of his achievements in any other subject or activity which forms part of his curriculum.

(2) Subject to sub-paragraph (3), in this paragraph and in paragraph 4(1)(*a*) "relevant subject" means English or Mathematics.

(3) Where a pupil is in an Irish speaking school, in this paragraph and in paragraph 4(1)(*a*) "relevant subject" means Irish or Mathematics in relation to a pupil in the first key stage and Irish, English or Mathematics in relation to a pupil in the second key stage.

2.—(1) Subject to paragraph 4, in the case of a pupil in the final year of the third key stage—

(a) the pupil's level of attainment in any relevant subject as determined by a teacher under Article 6 of the Education (Assessment Arrangements for Key Stage 3) Order (Northern Ireland) 1997(**6**) and his level of attainment in tests set by the Northern Ireland Council for the Curriculum, Examinations and Assessment under Article 9 of that Order together with a statement of the percentage of pupils in the final year of that key stage in the school—

(i) attaining each level as determined by a teacher under Article 6 of that Order in that subject;

(ii) attaining each level of attainment in tests under Article 9 of that Order in that subject;

(iii) working towards the first level of attainment as described in a programme of study for that subject but who have not attained that level as determined by a teacher under Article 6 of that Order in that subject;

(iv) exempted under Article 10(1) of that Order from assessment by a teacher under Article 6 of that Order;

(**5**) S.R. 1996 No. 363
(**6**) S.R. 1997 No. 422