
WELSH STATUTORY INSTRUMENTS

2005 No. 35 (W.2)

EDUCATION, WALES

The Education (Information About Individual Pupils) (Wales) (Amendment) Regulations 2005

Made - - - - - *11 January 2005*

Coming into force - - - - - *18 January 2005*

The National Assembly for Wales makes the following Regulations in exercise of the powers conferred on the Secretary of State by sections 537A(1) and (2) and 569(4) and (5) of the Education Act 1996⁽¹⁾ and now vested in the National Assembly for Wales⁽²⁾:

Name, commencement and application

1.—(1) These Regulations are called the Education (Information About Individual Pupils) (Wales) (Amendment) Regulations 2005 and come into force on 18 January 2005.

(2) These Regulations apply in relation to Wales.

Amendment of Regulations

2.—(1) The Education (Information About Individual Pupils) (Wales) Regulations 2003⁽³⁾ are amended as follows.

(2) In regulation 3 add the words “in machine readable format” after the words “must provide to the authority”.

(3) In Part 2 of the Schedule —

(a) delete the word “and” at the end of paragraph 1(a);

(b) replace paragraph 1(b) with —

“(b) the title of each learning activity the pupil is studying; and

(c) whether the pupil was screened to identify any basic skills needs for literacy and numeracy at the beginning of their programme of learning activities in the

(1) 1996 c. 56. Section 537A was inserted by the Education Act 1997 (1997 c. 44), section 20, and substituted by the School Standards and Framework Act 1998 (1998 c. 31), section 140(1) and Schedule 30, paragraphs 57 and 153. For the meaning of “prescribed” and “regulations” see section 579(1) of the 1996 Act.

(2) See the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I.1999/672).

(3) S.I. 2003/3237 (W.317).

sixth form and, if so, whether their basic skills in relation to each of literacy and numeracy were —

- (i) not assessed because no basic skills needs were identified when the pupil was screened; or
- (ii) assessed and their basic skills were identified as being —
 - (aa) below entry level,
 - (bb) entry level 1,
 - (cc) entry level 2,
 - (dd) entry level 3,
 - (ee) level 1, or
 - (ff) above level 1; or
- (iii) not known or the pupil refused to be assessed.”;
- (c) in paragraph 2 delete the words “course or other” after the words “In relation to”;
- (d) delete the word “and” at the end of paragraph 2(e); and
- (e) after paragraph 2(f) insert the following —
 - “(g) whether the pupil is continuing to study or has completed or withdrawn from the learning activity; and
 - (h) where the pupil has completed or withdrawn from the learning activity, the date upon which the pupil completed or withdrew from the learning activity and whether the pupil has begun to study a new learning activity.”.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(4).

11 January 2005

D. Elis-Thomas
The Presiding Officer of the National Assembly

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Education (Information About Individual Pupils) (Wales) Regulations 2003 which require governing bodies of maintained schools to provide the local education authority which maintains the school with prescribed information on pupils at the school on written request from the authority.

Regulation 2 amends the 2003 Regulations by:

- requiring that the governing body of a maintained school provides individual pupil information to the maintaining local education authority in machine readable format; and
- extending the range of information that local education authorities may request on sixth form pupils.