



OFFERYNNAU STATUDOL
CYMRU

2011 Rhif 1947 (Cy.213)

ADDYSG, CYMRU

Gorchymyn Y Cwricwlwm
Cenedlaethol (Trefniadau Aseu
wrth Dderbyn i'r Cyfnod Sylfaen)
(Cymru) 2011

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)

O dan adran 108(2)(b)(iii) o Ddeddf Addysg 2002 caiff Gweinidogion Cymru, drwy orchymyn, bennu pa bynnag drefniadau aseu yr ystyriant yn briodol ar gyfer y cyfnod sylfaen. Mae'r Gorchymyn hwn yn pennu'r trefniadau hynny. Daw darpariaethau'r Gorchymyn hwn i rym ar 1 Medi 2011 ar gyfer y disgyblion hynny yr addysgir y cyfnod sylfaen iddynt mewn ysgol a gynhelir neu ysgol feithrin a gynhelir, ac ar 1 Medi 2012 ar gyfer yr holl ddisgyblion eraill yr addysgir y cyfnod sylfaen iddynt mewn lleoliad cyfnod sylfaen gwahanol (erthygl 2).

Mae'r Gorchymyn hwn yn darparu bod rhaid i asesiad cyfnod sylfaen gael ei gynnal gan addysgwyr mewn perthynas â phob disgybl yn y cyfnod sylfaen, ac eithrio disgybl sydd wedi ei aseu yn unol â Rheoliadau Addysg (Aseu Sylfaenol) (Cymru) 1999. Mae'r Gorchymyn hwn yn pennu'r diben o gynnal asesiadau o'r fath (erthygl 3) ac yn gosod y terfynau amser ar gyfer cynnal yr asesiadau (erthygl 4).

Mae'r Gorchymyn hwn yn galluogi Gweinidogion Cymru i wneud darpariaeth sy'n rhoi effaith i ddarpariaethau'r Gorchymyn hwn, neu'n ychwanegu atynt rywffodd arall (erthygl 5).

Mae'r Gorchymyn hwn hefyd yn pennu dyletswyddau perchennog lleoliad cyfnod sylfaen (erthygl 6 a'r Atodlen), dyletswyddau'r person cyfrifol (erthygl 7 a'r Atodlen) a dyletswyddau awdurdodau lleol perthnasol (erthygl 8 a'r Atodlen) mewn perthynas â'r trefniadau aseu.

WELSH STATUTORY
INSTRUMENTS

2011 No. 1947 (W.213)

EDUCATION, WALES

The National Curriculum
(Assessment Arrangements on
Entry to the Foundation Phase)
(Wales) Order 2011

EXPLANATORY NOTE

(This note is not part of the Order)

Under section 108(2)(b)(iii) of the Education Act 2002 the Welsh Ministers may specify, by order, such assessment arrangements as they consider appropriate for the foundation phase. This Order sets out those arrangements. The provisions of this Order come into force on 1 September 2011 for those pupils taught the foundation phase in a maintained school or a maintained nursery school, and on 1 September 2012 for all other pupils taught the foundation phase in a different foundation phase setting (article 2).

This Order provides that a foundation phase assessment must be carried out by a practitioner in relation to each pupil in the foundation phase, other than a pupil who has been assessed in accordance with the Education (Baseline Assessment) (Wales) Regulations 1999. This Order sets out the purpose of such assessments (article 3) and sets time limits for carrying out the assessments (article 4).

This Order enables the Welsh Ministers to make provision giving effect to or otherwise supplementing the provisions made by this Order (article 5).

This Order also sets out the duties of the proprietor of a foundation phase setting (article 6 and the Schedule), the duties of the responsible person (article 7 and the Schedule) and of relevant local authorities (article 8 and the Schedule) in relation to the assessment arrangements.

2011 Rhif 1947 (Cy.213)

ADDYSG, CYMRU

**Gorchymyn Y Cwricwlwm
Cenedlaethol (Trefniadau Aseu
wrth Dderbyn i'r Cyfnod Sylfaen)
(Cymru) 2011**

Gwnaed 29 Gorffennaf 2011

*Gosodwyd gerbron Cynulliad
Cenedlaethol Cymru* 4 Awst 2011

Yn dod i rym yn unol ag erthygl 1(2)

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddwyd i Gynulliad Cenedlaethol Cymru gan adrannau 108(2)(b)(iii), (5), (6), (9) ac (11) a 210 o Ddeddf Addysg 2002(1) ac a freiniwyd bellach ynddynt hwy(2), yn gwneud y Gorchymyn canlynol:

Enwi a chychwyn

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Y Cwricwlwm Cenedlaethol (Trefniadau Aseu wrth Dderbyn i'r Cyfnod Sylfaen) (Cymru) 2011.

(2) Daw'r Gorchymyn hwn i rym ar—

- (a) 1 Medi 2011 ar gyfer ysgolion a gynhelir yng Nghymru ac ysgolion meithrin a gynhelir yng Nghymru; a
- (b) 1 Medi 2012 ar gyfer sefydliadau yng Nghymru lle y darperir addysg feithrin o dan y trefniadau a grybwyllir yn adran 98(2)(b) o Ddeddf 2002 ac yr addysgir y cyfnod sylfaen.

(1) 2002 p.32. Diwygiwyd is-adran (2) o adran 108 gan adran 21(1) a (7)(a) o Fesur Addysg (Cymru) 2009 (mccc 5). Diwygiwyd is-adran (6) o adran 108 gan O.S. 2010/1158 ac is-adran (11) gan baragraffau 11 i 13 o'r Atodlen i Fesur Dysgu a Sgiliau (Cymru) 2009 (mccc 1).

(2) Trosglwyddwyd swyddogaethau'r Ysgrifennydd Gwladol o dan yr adrannau hynny i Weinidogion Cymru gan baragraff 30 o Atodlen 11 i Ddeddf Llywodraeth Cymru 2006 (p.32).

2011 No. 1947 (W.213)

EDUCATION, WALES

**The National Curriculum
(Assessment Arrangements on
Entry to the Foundation Phase)
(Wales) Order 2011**

Made 29 July 2011

*Laid before the National
Assembly for Wales* 4 August 2011

*Coming into force in accordance with article
1(2)*

The Welsh Ministers, in exercise of the powers conferred on the National Assembly for Wales by sections 108(2)(b)(iii), (5), (6), (9) and (11) and 210 of the Education Act 2002(1) and now vested in them(2), make the following Order:

Title and commencement

1.—(1) The title of this Order is the National Curriculum (Assessment Arrangements on Entry to the Foundation Phase) (Wales) Order 2011.

(2) This Order comes into force on—

- (a) 1 September 2011 for maintained schools in Wales and maintained nursery schools in Wales; and
- (b) 1 September 2012 for establishments in Wales where nursery education is provided under the arrangements mentioned in section 98(2)(b) of the 2002 Act at which the foundation phase is taught.

(1) 2002 c.32. Subsection (2) of section 108 was amended by section 21(1) and (7)(a) of the Education (Wales) Measure 2009 (nawm 5). Subsection (6) of section 108 was amended by S.I. 2010/1158 and subsection (11) was amended by paragraphs 11 to 13 of the Schedule to the Learning and Skills (Wales) Measure 2009 (nawm 1).

(2) The functions of the Secretary of State under those sections were transferred to the Welsh Ministers by paragraph 30 of Schedule 11 to the Government of Wales Act 2006 (c.32).

Dehongli

2. Yn y Gorchymyn hwn—

ystyr "addysgwr" ("*practitioner*") yw unrhyw berson sy'n addysgu'r cyfnod sylfaen mewn lleoliad cyfnod sylfaen;

ystyr "asesiad cyfnod sylfaen" ("*foundation phase assessment*") yw asesiad o gyrhaeddiad disgybl gan addysgwr ar sail arsylwi gan yr addysgwr, gan gynnwys asesiad o lefel cyrhaeddiad y plentyn mewn perthynas â'r meysydd datblygiadol;

ystyr "awdurdod lleol perthnasol" ("*relevant local authority*") yw'r awdurdod lleol yng Nghymru y cynhelir neu yr ariennir lleoliad cyfnod sylfaen ganddo;

ystyr "Deddf 2002" ("*the 2002 Act*") yw Deddf Addysg 2002;

ystyr "diwrnod gwaith" ("*working day*") yw unrhyw ddiwrnod ac eithrio dydd Sadwrn, dydd Sul neu ddiwrnod sy'n wyl banc o fewn yr ystyr a roddir i "bank holiday" gan adran 1 o Ddeddf Bancio a Thrafodion Ariannol 1971(1);

ystyr "y ddogfen asesu" ("*the assessment document*") yw'r ddogfen "Proffil asesu datblygiad plentyn Cyfnod Sylfaen: Ffurflen gofnodi" a gyhoeddwyd gan Weinidogion Cymru ym Mai 2011;

ystyr "y ddogfen proffil" ("*the profile document*") yw'r ddogfen "Proffil asesu datblygiad plentyn Cyfnod Sylfaen"(2) a gyhoeddwyd gan Weinidogion Cymru ym Mai 2011;

ystyr "lleoliad cyfnod sylfaen" ("*foundation phase setting*") yw ysgol a gynhelir, ysgol feithrin a gynhelir neu sefydliad lle y darperir addysg feithrin o dan y trefniadau a grybwyllir yn adran 98(2)(b) o Ddeddf 2002 ac yr addysgir y cyfnod sylfaen;

ystyr "meysydd datblygiadol" ("*developmental areas*") yw'r meysydd datblygiadol canlynol a bennir yn y ddogfen proffil—

- (i) personol, cymdeithasol ac emosiynol;
- (ii) siarad a gwranddo;
- (iii) darllen ac ysgrifennu;
- (iv) didoli, trefnu a rhifo;
- (v) ymagwedd at ddysgu, meddwl a rhesymu; a
- (vi) corfforol;

ystyr "perchennog" ("*proprietor*") yw—

- (a) pan fo'r lleoliad cyfnod sylfaen yn ysgol a gynhelir neu'n ysgol feithrin a gynhelir, corff llywodraethu'r ysgol honno; a

Interpretation

2. In this Order—

"the 2002 Act" ("*Deddf 2000*") means the Education Act 2002;

"the assessment document" ("*y ddogfen asesu*") means the "Foundation Phase child development assessment profile Record Form" document published by the Welsh Ministers in May 2011;

"developmental areas" ("*meysydd datblygiadol*") means the following developmental areas set out in the profile document—

- (i) personal, social and emotional;
- (ii) speaking and listening;
- (iii) reading and writing;
- (iv) sort, order and number;
- (v) approach to learning, thinking and reasoning; and
- (vi) physical;

"foundation phase assessment" ("*asesiad cyfnod sylfaen*") means an assessment by a practitioner of a pupil's attainment based upon the practitioner's observation, including an assessment of the child's level of attainment in relation to the developmental areas;

"foundation phase setting" ("*lleoliad cyfnod sylfaen*") means a maintained school, a maintained nursery school or an establishment where nursery education is provided under the arrangements mentioned in section 98(2)(b) of the 2002 Act and at which the foundation phase is taught;

"practitioner" ("*addysgwr*") means any person who teaches the foundation phase in a foundation phase setting;

"the profile document" ("*y ddogfen proffil*") means the "Foundation Phase child development assessment profile"(1) published by the Welsh Ministers in May 2011;

"proprietor" ("*perchennog*") means—

- (a) where the foundation phase setting is a maintained school or a maintained nursery school, the governing body of that school; and
- (b) in relation to any other foundation phase setting, the person or body responsible for the management of the foundation phase setting;

"relevant local authority" ("*awdurdod lleol perthnasol*") means the local authority in Wales by which a foundation phase setting is maintained or funded;

(1) 1971 p.80.

(2) Rhifau ISBN 978 0 7504 6158 0 a 978 0 7504 6159 7.

(1) ISBN numbers 978 0 7504 6158 0 and 978 0 7504 6159 7.

(b) mewn perthynas ag unrhyw leoliad cyfnod sylfaen arall, y person neu gorff sy'n gyfrifol am reoli'r lleoliad cyfnod sylfaen;

ystyr "person cyfrifol" ("*responsible person*") yw pennaeth ysgol a gynhelir neu ysgol feithrin a gynhelir, neu'r person sy'n gyfrifol am ddarparu addysg feithrin mewn lleoliad cyfnod sylfaen o dan y trefniadau a grybwyllir yn adran 98(2)(b) o Ddeddf 2002; ac

ystyr "rhif unigryw'r disgybl" ("*unique pupil number*") yw cyfuniad o rifau a ddyrennir i ddisgybl drwy ddefnyddio fformiwla a bennir gan Weinidogion Cymru, ac sy'n benodol i'r disgybl hwnnw.

Asesiad cyfnod sylfaen

3.—(1) Rhaid i'r person cyfrifol wneud trefniadau ar gyfer cynnal asesiad cyfnod sylfaen gan addysgwr, mewn perthynas â phob disgybl yn y cyfnod sylfaen (yn ddarostyngedig i baragraff (2)).

(2) Nid yw'r ddyletswydd ym mharagraff (1) yn gymwys mewn perthynas â disgybl sydd wedi ei asesu yn unol â Rheoliadau Addysg (Asesu Sylfaenol) (Cymru) 1999(1).

(3) Diben yr asesu yw canfod lefel cyrhaeddiad y disgybl mewn perthynas â phob un o'r meysydd datblygiadol.

(4) Rhaid i ganlyniadau'r asesiad gael eu cofnodi gan yr addysgwr mewn dogfen asesu a chofnod cyrhaeddiad.

(5) Rhaid i'r cofnod cyrhaeddiad gynnwys canlyniadau'r asesiad cyfnod sylfaen ynghyd â datganiad cryno, gan yr addysgwr, o lefel cyrhaeddiad y disgybl mewn perthynas â'r meysydd datblygiadol.

Amseru'r asesu

4.—(1) Os yw disgybl wedi ei dderbyn i'r cyfnod sylfaen wedi i'r Gorchymyn hwn ddod i rym, rhaid cwblhau'r asesiad cyfnod sylfaen—

(a) cyn diwedd y cyfnod o 30 diwrnod gwaith wedi i'r disgybl gael ei dderbyn gyntaf i'r cyfnod sylfaen; neu

(b) cyn gynted ag y bo'n rhesymol ymarferol os, yn eithriadol ac am resymau y tu hwnt i reolaeth y person cyfrifol, na ellir cwblhau'r asesiad o fewn y cyfnod a ddiffinnir yn is-baragraff (a).

(2) Os oedd disgybl wedi ei dderbyn gyntaf i'r cyfnod sylfaen cyn i'r Gorchymyn hwn ddod i rym, rhaid cwblhau'r asesiad cyfnod sylfaen ar gyfer y disgybl hwnnw cyn gynted ag y bo'n rhesymol

"responsible person" ("*person cyfrifol*") means the head teacher of a maintained school or maintained nursery school or the person responsible for the provision of nursery education in the foundation phase setting under the arrangements mentioned in section 98(2)(b) of the 2002 Act;

"unique pupil number" ("*rhif unigryw'r disgybl*") means a combination of numbers allocated to a pupil by use of a formula determined by the Welsh Ministers and are particular to that pupil; and

"working day" ("*diwrnod gwaith*") means any day other than a Saturday, Sunday or a day which is a bank holiday within the meaning of section 1 of the Banking and Financial Dealings Act 1971(1).

Foundation phase assessment

3.—(1) The responsible person must make arrangements for a foundation phase assessment to be carried out by a practitioner in relation to each pupil in the foundation phase (subject to paragraph (2)).

(2) The duty in paragraph (1) does not apply in relation to a pupil who has been assessed in accordance with the Education (Baseline Assessment) (Wales) Regulations 1999(2).

(3) The purpose of the assessment is to determine the pupil's level of attainment in relation to each of the developmental areas.

(4) The results of the assessment must be recorded by the practitioner in an assessment document and a record of attainment.

(5) The record of attainment must consist of the results of the foundation phase assessment together with a brief statement by the practitioner of the pupil's level of attainment in relation to the developmental areas.

Timing of assessment

4.—(1) Where a pupil entered the foundation phase after the coming into force of this Order, the foundation phase assessment must be completed—

(a) before the end of 30 working days after the pupil first enters the foundation phase; or

(b) as soon as reasonably practicable, if exceptionally and for reasons outside the control of the responsible person, the assessment cannot be completed within the period defined in sub-paragraph (a).

(2) Where a pupil first entered the foundation phase before the coming into force of this Order, the foundation phase assessment for that pupil must be completed as soon as reasonably practicable.

(1) O.S. 1999/1188 fel y'i diwygiwyd gan O.S. 2010/1142 (Cy.101).

(1) 1971 c.80.

(2) S.I. 1999/1188 as amended by S.I. 2010/1142 (W.101).

ymarferol.

Pwerau atodol Gweinidogion Cymru

5. Caiff Gweinidogion Cymru wneud unrhyw ddarpariaeth sy'n rhoi effaith lawn i ddarpariaethau'r Gorchymyn hwn neu'n ychwanegu atynt rywfodd arall (ac eithrio darpariaeth sy'n rhoi neu'n gosod swyddogaethau fel a grybwyllir yn adran 108(6) o Ddeddf 2002) ac sy'n ymddangos yn hwylus iddynt.

Dyletswyddau'r perchennog

6. Mae gan berchennog lleoliad cyfnod sylfaen y dyletswyddau a bennir yn Rhan 1 o'r Atodlen i'r Gorchymyn hwn.

Dyletswyddau personau cyfrifol

7. Mae gan berson cyfrifol lleoliad cyfnod sylfaen y dyletswyddau a bennir yn Rhan 2 o'r Atodlen i'r Gorchymyn hwn.

Dyletswyddau awdurdodau lleol perthnasol

8. Mae gan bob awdurdod lleol perthnasol y dyletswyddau a bennir yn Rhan 3 o'r Atodlen i'r Gorchymyn hwn.

Supplementary powers of the Welsh Ministers

5. The Welsh Ministers may make such provision giving full effect to or otherwise supplementing the provisions of this Order (other than provision conferring or imposing functions as mentioned in section 108(6) of the 2002 Act) as appears to them to be expedient.

Duties of the proprietor

6. The proprietor of a foundation phase setting has the duties set out in Part 1 of the Schedule to this Order.

Duties of responsible persons

7. The responsible person of a foundation phase setting has the duties set out in Part 2 of the Schedule to this Order.

Duties of relevant local authorities

8. Every relevant local authority has the duties set out in Part 3 of the Schedule to this Order.

Leighton Andrews

Y Gweinidog Addysg a Sgiliau, un o Weinidogion Cymru.

Minister for Education and Skills, one of the Welsh Ministers.

29 Gorffennaf 2011

29 July 2011

YR ATODLEN

Erthyglau 6, 7 ac 8

Dyletswyddau mewn perthynas ag asesiadau

Rhan 1

Dyletswyddau perchnogion

1. I'r graddau y rhoddir dyletswyddau i'r person cyfrifol, neu y'u gosodir arno, mewn perthynas ag asemiadau a gyflawnir yn unol ag erthyglau 3 a 4, rhaid i'r perchennog arfer swyddogaethau'r person hwnnw yn gyffredinol gyda golwg ar sicrhau y cydymffurfir ag unrhyw ofynion a osodir ar y person cyfrifol gan y Gorchymyn hwn.

Rhan 2

Dyletswyddau personau cyfrifol

2. Rhaid i'r person cyfrifol ddarparu i riant pob disgybl y cwblhawyd asemiad cyfnod sylfaen mewn perthynas ag ef yn y lleoliad cyfnod sylfaen hwnnw—

- (a) copi o'r cofnod cyrhaeddiad; a
- (b) os gofynnir amdano gan y rhiant, copi o'r ddogfen asesu.

3. Rhaid i'r person cyfrifol hysbysu'r awdurdod lleol perthnasol, mewn ysgrifen—

- (a) ynglŷn â phob disgybl yn y lleoliad cyfnod sylfaen a asesir yn unol ag erthyglau 3 a 4, bod yr asemiad cyfnod sylfaen wedi ei gynnal, a chanlyniadau'r asemiad hwnnw; a
- (b) ynglŷn â phob disgybl yn y lleoliad cyfnod sylfaen na chynhaliwyd asemiad cyfnod sylfaen ohono yn unol ag erthyglau 3 a 4, na chynhaliwyd yr asemiad a'r rheswm pam na wnaed hynny.

4.—(1) Mae'r paragraff hwn yn gymwys pan fo disgybl a aseswyd yn unol ag erthyglau 3 a 4 yn peidio â mynychu un lleoliad cyfnod sylfaen ("yr hen leoliad cyfnod sylfaen") ac yn dechrau mynychu lleoliad cyfnod sylfaen arall ("y lleoliad cyfnod sylfaen newydd").

(2) Rhaid i berson cyfrifol y lleoliad cyfnod sylfaen newydd hysbysu person cyfrifol yr hen leoliad cyfnod sylfaen fod y disgybl wedi peidio â mynychu'r hen leoliad cyfnod sylfaen, a rhoi cyfeiriad y lleoliad cyfnod sylfaen newydd.

(3) Pan gaiff yr hysbysiad, rhaid i berson cyfrifol yr hen leoliad cyfnod sylfaen hysbysu person cyfrifol y lleoliad cyfnod sylfaen newydd o'r materion canlynol, mewn ysgrifen—

SCHEDULE

Articles 6, 7 and 8

Duties in relation to assessments

Part 1

Duties of proprietors

1. In so far as duties in connection with assessments carried out in accordance with articles 3 and 4 are conferred or imposed on the responsible person, the proprietor must exercise that person's functions generally with a view to securing that any requirements imposed upon the responsible person by this Order are complied with.

Part 2

Duties of responsible persons

2. The responsible person must provide to the parent of every pupil in relation to whom a foundation phase assessment has been carried out at that foundation phase setting—

- (a) a copy of the record of attainment; and
- (b) where the parent requests it, a copy of the assessment document.

3. The responsible person must notify the relevant local authority in writing of—

- (a) in respect of each pupil in the foundation phase setting who is assessed in accordance with articles 3 and 4, that the foundation phase assessment has been carried out and the results of that assessment; and
- (b) in respect of each pupil in the foundation phase setting for whom a foundation phase assessment in accordance with articles 3 and 4 has not been carried out that, that the assessment has not been carried out and the reason for its not having been carried out.

4.—(1) This paragraph applies where a pupil who has been assessed in accordance with articles 3 and 4 ceases to attend one foundation phase setting ("the old foundation phase setting") and starts to attend another foundation phase setting ("the new foundation phase setting").

(2) The responsible person of the new foundation phase setting must notify the responsible person of the old foundation phase setting in writing that the pupil has ceased to attend the old foundation phase setting, and must give the address of the new foundation phase setting.

(3) On receipt of the notification, the responsible person of the old foundation phase setting must notify the responsible person of the new foundation phase setting of the following matters in writing—

- (a) canlyniadau unrhyw asesiad cyfnod sylfaen a gyflawnwyd mewn perthynas â'r disgybl yn yr hen leoliad cyfnod sylfaen yn unol ag erthyglau 3 a 4; neu
- (b) os na chynhaliwyd unrhyw asesiad cyfnod sylfaen mewn perthynas â'r disgybl yn yr hen leoliad cyfnod sylfaen yn unol â'r erthyglau hynny, y rheswm pam na chynhaliwyd asesiad o'r fath.

5.—(1) Rhaid i hysbysiad sy'n ofynnol gan baragraff 3 gael ei roi ddim hwyrach na 10 diwrnod gwaith ar ôl y dyddiad y cyflawnir yr asesiad sy'n ofynnol gan erthyglau 3 a 4.

(2) Rhaid i hysbysiad sy'n ofynnol gan baragraff 4(2) gael ei roi ddim hwyrach na 15 diwrnod gwaith wedi i'r disgybl ddechrau mynychu'r lleoliad cyfnod sylfaen newydd.

(3) Rhaid i hysbysiad sy'n ofynnol gan baragraff 4(3) gael ei roi ddim hwyrach na 15 diwrnod gwaith ar ôl cael hysbysiad gan y lleoliad cyfnod sylfaen newydd.

(4) Rhaid i unrhyw hysbysiad nas rhoddir yn unol â'r gofynion perthnasol yn is-baragraffau (1), (2) neu (3) gael ei roi cyn gynted ag y bo'n rhesymol ymarferol wedyn.

6. Rhaid i hysbysiad sy'n ofynnol gan baragraff 3(a) neu gan baragraff 4(3)(a) gynnwys yr wybodaeth ganlynol mewn perthynas â'r asesiad y mae'n ymwneud ag ef—

- (a) enw a chyfeiriad y lleoliad cyfnod sylfaen; a
- (b) rhif yr ysgol (pan fo'n gymwys).

7. Rhaid i hysbysiad sy'n ofynnol gan baragraff 3(a) neu baragraff 4(3)(a) gynnwys yr wybodaeth ganlynol mewn perthynas â'r disgybl y mae'n ymwneud ag ef—

- (a) ei enw cyntaf;
- (b) ei enw(au) pellach (os yn gymwys);
- (c) ei gyfenw;
- (ch) rhif unigryw'r disgybl (os yw'n hysbys);
- (d) ei ryw;
- (dd) ei ddyddiad geni;
- (e) mis a blwyddyn yr asesiad;
- (f) canlyniadau'r asesiad cyfnod sylfaen a gynhaliwyd yn unol ag erthygl 3 a 4 ym mhob un o'r meysydd datblygiadol (ond rhaid i'r cyfryw wybodaeth beidio â chynnwys copi o'r ddogfen asesu); ac
- (ff) y dyddiad y derbyniwyd y disgybl gyntaf i'r cyfnod sylfaen.

8.—(1) Mae'r paragraff hwn yn gymwys pan yw'n ofynnol bod person cyfrifol yn rhoi hysbysiad o dan baragraff 3(b) neu baragraff 4(3)(b), nad oes asesiad cyfnod sylfaen wedi ei gynnal mewn perthynas â disgybl.

- (a) the results of any foundation phase assessment carried out in relation to the pupil in the old foundation phase setting in accordance with articles 3 and 4; or
- (b) if no foundation phase assessment was carried out in relation to the pupil in the old foundation phase setting in accordance with those articles, the reason why no such assessment was carried out.

5.—(1) A notification required by paragraph 3 must be given no later than 10 working days after the date the assessment required by articles 3 and 4 is carried out.

(2) A notification required by paragraph 4(2) must be given no later than 15 working days after the pupil starts to attend the new foundation phase setting.

(3) A notification required by paragraph 4(3) must be given no later than 15 working days after notification is received from the new foundation phase setting.

(4) Any notification that is not given in accordance with the relevant requirements in sub-paragraphs (1), (2) or (3) must be given as soon as reasonably practicable afterwards.

6. A notification required by paragraph 3(a) or by paragraph 4(3)(a) must contain the following information in respect of the assessment to which it relates—

- (a) the name and address of the foundation phase setting; and
- (b) the number of the school (where applicable).

7. A notification required by paragraph 3(a) or paragraph 4(3)(a) must contain the following information relating to the pupil to whom it relates—

- (a) first name;
- (b) further name or names (if applicable);
- (c) surname;
- (d) unique pupil number (if known);
- (e) sex;
- (f) date of birth;
- (g) the month and year of the assessment;
- (h) the results of the foundation phase assessment carried out in accordance with articles 3 and 4 in each of the developmental areas (but such information must not include a copy of the assessment document); and
- (i) the date the pupil first entered the foundation phase.

8.—(1) This paragraph applies where a responsible person is required to give a notification under paragraph 3(b) or paragraph 4(3)(b) that a foundation phase assessment has not been carried out in respect of a pupil.

(2) Os hysbyswyd y person cyfrifol fod asesiad cyfnod sylfaen wedi ei gynnal mewn perthynas â disgybl mewn lleoliad cyfnod sylfaen blaenorol, rhaid i'r person cyfrifol gynnwys copi o'r hysbysiad cynharach hwnnw, ac eithrio pan fo is-baragraff (3) yn gymwys.

(3) Mae'r is-baragraff hwn yn gymwys yn unig—

- (a) os yw'r hysbysiad yn ofynnol gan is-baragraff 3(b), a
- (b) os yw'r lleoliad cyfnod sylfaen y mae'r hysbysiad yn ofynnol ar ei gyfer, a'r lleoliad cyfnod sylfaen blaenorol ar yr adeg yr aseswyd y disgybl, yn lleoliad cyfnod sylfaen a gâi ei gynnal neu ei ariannu gan yr un awdurdod lleol.

9.—(1) Rhaid i'r person cyfrifol gynnig cyfle rhesymol i riant disgybl, y cynhaliwyd asesiad mewn perthynas ag ef yn y lleoliad cyfnod sylfaen, drafod canlyniadau'r asesiad gydag addysgwr yn y lleoliad cyfnod sylfaen.

(2) Rhaid gwneud y cynnig cyn diwedd y tymor ysgol y cynhaliwyd yr asesiad cyfnod sylfaen ynddo, a rhaid i'r person cyfrifol sicrhau bod unrhyw drafodaeth a gynhelir o ganlyniad yn digwydd yn ystod y tymor hwnnw neu cyn gynted ag y bo'n rhesymol ymarferol ar ôl diwedd y tymor hwnnw.

Rhan 3

Dyletswyddau awdurdodau lleol perthnasol

10. Rhaid i bob awdurdod lleol perthnasol gael a chadw'r hysbysiadau a roddir iddynt o dan Rannau 1 a 2 o'r Atodlen hon.

11. O fewn 14 diwrnod gwaith ar ôl cael cais ysgrifenedig gan Weinidogion Cymru, rhaid i awdurdod lleol perthnasol ddarparu i Weinidogion Cymru, ar ffurf y gellir ei darllen gan beiriant, drwy wefan rhyngwyd ddiogel a ddarperir at y diben hwnnw gan Weinidogion Cymru, y cyfryw rai o'r hysbysiadau a roddwyd iddo o dan Rannau 1 a 2 o'r Atodlen hon ag y gofynnir amdanynt gan Weinidogion Cymru.

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(2) If the responsible person has been notified that a foundation phase assessment has been carried out in respect of a pupil at a previous foundation phase setting, the responsible person must include a copy of that earlier notification unless sub-paragraph (3) applies.

(3) This sub-paragraph applies only where—

- (a) the notification is required by paragraph 3(b), and
- (b) the foundation phase setting in relation to which the notification is required is, and at the time of the assessment of the pupil the previous foundation phase setting was, a foundation phase setting maintained or funded by the same local authority.

9.—(1) The responsible person must offer to the parent of a pupil in relation to whom an assessment has been carried out at the foundation phase setting a reasonable opportunity for the parent to discuss the results of the assessment with a practitioner at the foundation phase setting.

(2) The offer must be made before the end of the school term in which the foundation phase assessment was carried out and the responsible person must secure that any resulting discussion takes place during that term or as soon as is reasonably practicable after the end of that term.

Part 3

Duties of relevant local authorities

10. Every relevant local authority must receive and keep the notifications made to them under Parts 1 and 2 of this Schedule.

11. Within 14 working days of receiving a request in writing from the Welsh Ministers, a relevant local authority must provide to the Welsh Ministers, in machine readable format, through a secure internet website provided for that purpose by the Welsh Ministers, such of the notifications made to it under Parts 1 and 2 of this Schedule as the Welsh Ministers request.

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