
WELSH STATUTORY INSTRUMENTS

2006 No. 1335 (W.128)

EDUCATION, WALES

The Education (National Curriculum for Wales)
Disapplication of Science at Key Stage 4) Regulations 2006

Made - - - - 16 May 2006

Coming into force - - 1 August 2006

In exercise of the powers conferred on the National Assembly for Wales by sections 112 and 210(7) of the Education Act 2002⁽¹⁾, the National Assembly for Wales hereby makes the following Regulations:

Title, commencement and application

1.—(1) The title of these Regulations is the Education (National Curriculum for Wales) (Disapplication of Science at Key Stage 4) Regulations 2006 and they come into force on 1 August 2006.

(2) They apply only to maintained schools in Wales.

Interpretation

2.—(1) In these Regulations—

“the 2002 Act” means the Education Act 2002;

“ACCAC” (“*ACCAC*”) means the Qualifications, Curriculum and Assessment Authority for Wales or *Awdurdod Cymwysterau, Cwricwlwm ac Asesu Cymru* (2);

“the fourth key stage” (“*y pedwerydd cyfnod allweddol*”) is to be construed in accordance with section 103(1) of the 2002 Act;

“maintained school” (“*ysgol a gynhelir*”) means a community, foundation or voluntary school or a community or foundation special school (other than one established in a hospital);

“National Assembly” (“*Cynulliad Cenedlaethol*”) means the National Assembly for Wales; and

“NQF” (“*NQF*”) means the National Qualifications Framework comprising qualifications accredited jointly by the National Assembly exercising functions formerly vested in ACCAC

(1) 2002 c. 32. ‘Regulations’ means (in relation to Wales) regulations made by the National Assembly see section 212(1).

(2) See section 27 of the Education Act 1997, c. 44. See S.I.2005/3239 for abolition of ACCAC and transfer of its functions to the National Assembly.

and the corresponding regulatory authorities for England and Northern Ireland (3), and “level” means the level (“*lefel*”) to which a qualification is accredited within the NQF.

(2) For the purposes of these Regulations, references to the requirements of the National Curriculum for Wales for science at the fourth key stage are references to the requirements of section 106(1) of the 2002 Act in so far as they apply to science(4).

Disapplication of Science at Key Stage 4

3.—(1) Subject to regulation 4, the requirements of the National Curriculum for Wales for science at the fourth key stage are not to apply to a pupil at a maintained school at any time when the head teacher of the school is satisfied that the pupil is pursuing a course leading to the award of a relevant science qualification.

(2) For the purposes of paragraph (1), a qualification is a relevant science qualification if—

- (a) it is, at the material time, approved under section 99 of the Learning and Skills Act 2000(5), for the purposes of section 96(2)(b) of that Act, as an external qualification the course leading to which may be provided by or on behalf of a maintained school, and
- (b) the qualification is a qualification in science in the NQF at Entry level, level 1 or level 2.

Expiry of Regulations

4.—(1) These Regulations cease to apply at the end of July 2008.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(6).

16 May 2006

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

(3) See S.I. 2005/3239 for abolition of ACCAC and transfer of its functions to the National Assembly. The corresponding authorities are the Qualifications and Curriculum Authority (England) and the Council for Curriculum, Examinations and Assessment (Northern Ireland). Qualifications are listed by category and level. The Framework may be accessed on www.qca.org.uk.

(4) The current attainment targets and programmes of study are set out in the Document ‘Science in the National Curriculum’ (ISBN 07504) which is available from the Stationery Office Limited. There are no assessment arrangements.

(5) 2000 c. 21.

(6) 1998 c. 38.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations apply to pupils in key stage 4 (broadly 14 – 16 year olds) attending community, foundation and voluntary schools and community and foundation special schools (other than schools maintained in hospitals) in Wales. The Regulations disapply the requirements of the National Curriculum for Wales for science in relation to a pupil if the head teacher of the school is satisfied that the pupil is pursuing a course leading to an approved external qualification from the National Qualifications Framework at entry level, level 1 or level 2. The requirements disapplied are those specified in section 106 of the Education Act 2002, which provides that the National Curriculum for key stage 4 is to comprise science (amongst other subjects) and is to specify attainment targets, programmes of study and assessment arrangements for that subject. The attainment targets and programmes of study for science are currently contained in a Document entitled ‘Science in the National Curriculum’ (ISBN 07504 24028), copies of which are available from the Stationery Office Limited. There are no assessment arrangements.

The disapplication applies for a limited period of 2 years (expiring at the end of July 2008).