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STATUTORY INSTRUMENTS

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**2013 No. 1513**

**The Education (National Curriculum) (Key Stages 1 and 2 Assessment Arrangements) (England) (Amendment) Order 2013**

**Amendment of the Education (National Curriculum) (Key Stage 1 Assessment Arrangements) (England) Order 2004**

**3.—**(1) The Education (National Curriculum) (Key Stage 1 Assessment Arrangements) (England) Order 2004<sup>(1)</sup> is amended as follows.

(2) In article 1(3) (citation, commencement and application) at the end add “and articles 5A and 6A apply to maintained nursery schools in England which have registered pupils who will attain the age of six before the end of the school year”.

(3) For the definition of “the core subject topics” in article 3 (interpretation) substitute—

““the core subject topics” means speaking and listening, reading, writing, mathematics/number, using and applying mathematics, shape, space and measures, scientific enquiry, life processes and living things, materials and their properties and physical processes;”.

(4) For article 4(2) (assessment) substitute—

“(2) The purpose of the assessment shall be to determine the level of attainment achieved by the pupil—

- (a) in each of the core subject topics which applies to the pupil; and
- (b) except where article 7(3) applies, in each core subject as calculated in accordance with any delegated supplementary provisions”.

(5) For article 5A(2) (assessment: understanding the correspondence between graphemes and phonemes) substitute—

“(2) Subject to paragraph (3), this article applies to—

- (a) every pupil in the school year in which that pupil attains the age of six; and
- (b) any pupil, in the school year in which that pupil attains the age of seven—
  - (i) who was not assessed in the school year in which the pupil attained the age of six; or
  - (ii) whose results in the assessment in the school year in which the pupil attained the age of six were lower than the level notified to schools by the Secretary of State in relation to that school year.”.

(6) After article 6A (monitoring of assessments under article 5A) insert—

**“Investigation by the Secretary of State and correction of results**

**6B.—**(1) Where a matter is reported to the Secretary of State under article 6A(6)(b) or is otherwise brought to the Secretary of State’s attention which, in the Secretary of State’s opinion, relates to the accuracy or correctness of the results of any pupil in respect of the assessment administered under article 5A, the Secretary of State must—

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(1) [S.I. 2004/2783](#); relevant amending instruments are [S.I. 2010/677](#), [2011/2392](#) and [2011/3057](#).

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- (a) determine the result achieved by the pupil in respect of the assessment; and
- (b) notify the head teacher of the result determined by the Secretary of State, which shall be the result achieved by the pupil.”.