
WELSH STATUTORY INSTRUMENTS

2015 No. 140

**The Education Workforce Council (Main
Functions) (Wales) Regulations 2015**

PART 2

Registration

Eligibility for registration: induction period

4.—(1) This regulation applies to a person who, having served an induction period has failed to complete it satisfactorily for the purposes of the Induction Regulations.

(2) Such a person is eligible for registration—

- (a) during the time for making an appeal under the Induction Regulations against the decision that they have failed satisfactorily to complete an induction period; and
- (b) where such an appeal is made, pending the outcome of the appeal.

Applications for registration

5. The Council may make provision as to—

- (a) the form and manner in which applications for registration are to be made; and
- (b) the documentary and other evidence which is to accompany applications for registration.

Notice of decision

6.—(1) The Council must serve notice of its decision to grant or refuse the application on the—

- (a) applicant for registration; and
- (b) employer (where applicable).

(2) In the case of a refusal to register, the notice served under paragraph (1) must state—

- (a) the grounds on which the decision was taken, and
- (b) where the refusal was on the ground that the Council was not satisfied on the applicant's suitability for registration it must notify the applicant of—
 - (i) their right to appeal to the High Court against the decision made, and
 - (ii) the time period set out in section 11(2) of the 2014 Act for making such an appeal.

(3) A notice required to be served on a person under this regulation may be served in accordance with regulation 54.

Provisional registration

7.—(1) A person is eligible for provisional registration if for the time being that person meets one or more of the conditions in this regulation.

- (2) The first condition is that the person is—
 - (a) a qualified teacher; and
 - (b) yet to satisfactorily complete an induction period.

(3) The second condition is that the person is registered by the Council in the school teacher category of registration in accordance with the General Teaching Council (Registration of Temporary Teachers from Relevant European States) (England and Wales) Regulations 2009(1).

Registration on establishment of the Register

8.—(1) The Council may register persons who have not made applications for registration but who are eligible for registration for the first time.

(2) The Council must send written notice of their registration to all persons registered under paragraph (1).

(3) The Council must provide free of charge a copy of the information recorded on the Register against the name of a person registered under paragraph (1), if that person so requests.

(4) A notice required to be served on a person under this regulation must be served in accordance with regulation 54.

Content of the Register

9.—(1) The Council must record in the Register the information set out in Part 1 of Schedule 2 against the names of all registered persons.

(2) The Council must record in the Register the information set out in Part 2 of Schedule 2 against the names of those persons registered in the category of school teacher.

(3) The Council may record in the Register the information set out in Part 2 of Schedule 2 against the names of those persons registered in a category of registration other than that of school teacher.

(4) The Council may make provision as to additional matters to be recorded in the Register.

Division of the Register into separate parts

10. The Council may make provision as to the division of the Register into separate parts.

Amending entries on the Register

11. The Council may make provision as to the restoration and alteration of entries on the Register, and the transfer of entries between different parts of the Register.

Removal of entries from the Register

- 12.** The Council may make provision—
- (a) for it to refuse an application for registration until the appropriate registration fee has been paid; and
 - (b) as to the removal of entries from the Register where the persons concerned have ceased to be eligible for registration, have failed to pay a registration fee, or otherwise.

Issue and form of certificates of registration

13. The Council may make provision as to the issuing of certificates of registration to registered persons, and as to the form of such certificates.

Public access to the Register

14.—(1) The Council must on receipt of a request from a member of the public inform that member of the public whether or not a person is a registered person.

(2) A reply by the Council to a request under paragraph (1) must contain the following information—

- (a) the name of the registered person;
- (b) the category of registration in which that person is registered;
- (c) the school or institution in which they are currently employed or otherwise engaged (if applicable); and
- (d) such other particulars as the Council may determine.

(3) The Council may make available the names of persons on the Register in such manner as the Council determines.