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WELSH STATUTORY INSTRUMENTS

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**2022 No. 17**

**The Education (Arrangements for Assessing in the Curriculum for Wales) Regulations 2022**

**Making of ongoing assessments throughout the school year**

**3.**—(1) The persons set out in paragraph (2) must make arrangements for the ongoing assessment of every pupil and child throughout the school year by a practitioner in accordance with this regulation.

(2) The persons referred to in paragraph (1) are—

- (a) in relation to a maintained school or a maintained nursery school, the head teacher of that school,
- (b) in relation to funded non-maintained nursery education, the provider of that education,
- (c) in relation to a pupil referral unit, the teacher in charge, the management committee and the local authority which maintains that pupil referral unit, and
- (d) in relation to non-PRU EOTAS, the local authority arranging or providing the education under section 19A of the 1996 Act.

(3) The purpose of the assessment arrangements is to assess, in relation to the relevant curriculum—

- (a) the progress made by pupils and children,
- (b) the next steps in their progression, and
- (c) the teaching and learning needed to make that progress.

(4) The assessment arrangements must be suitable for pupils and children of differing ages, abilities and aptitudes.

(5) The persons set out in paragraph (2) must make the assessment arrangements at the same time as designing the relevant curriculum.

(6) A provider of funded non-maintained nursery education may adopt for the purposes of paragraph (1) the assessment arrangements published by the Welsh Ministers under regulation 9.