STATUTORY INSTRUMENTS

1990 No. 1082

EDUCATION, ENGLAND AND WALES

The Education (National Curriculum) (Attainment Targets and Programmes of Study in Welsh) Order 1990

Made - - - -	*16th May 1990*
Laid before Parliament	*24th May 1990*
Coming into force in accordance with articles 2 to 10	

Whereas the Secretary of State has given notice of the proposal to make this Order to the Curriculum Council for Wales and to all other persons with whom consultation appeared to him desirable, in accordance with section 21(2) of the Education Reform Act 1988(**a**);

And whereas the Secretary of State, in accordance with subsection (3) of the said section 21, duly published a draft of this Order and the other documents mentioned in that subsection and sent copies of them to the said Council and to each of the persons consulted by him, and allowed a period of not less than one month for the submission of evidence and representations;

And whereas that period has now expired;

Now therefore in exercise of the powers conferred upon him by sections 4(2)(a) and (b) and (4) and 232(5) and (6) of the Education Reform Act 1988 the Secretary of State for Wales hereby makes the following Order in the terms of the said draft:

Citation, commencement, interpretation and extent

1.—(1) This Order may be cited as the Education (National Curriculum) (Attainment Targets and Programmes of Study in Welsh) Order 1990 and shall come into force in accordance with articles 2 to 10.

(2) In this Order–

"the Document" means the document published by Her Majesty's Stationery Office entitled "Welsh in the National Curriculum" and "Cymraeg yn y Cwricwlwm Cenedlaethol"(**b**);

references to the first, second, third and fourth key stages are references to the periods set out in paragraphs (a) to (d) respectively of section 3(3) of the Education Reform Act 1988;

references to levels of attainment are references to the levels set out in the Document in relation to each attainment target;

references to ranges of levels of attainment are references to the range of levels of attainment specified for pupils of different abilities and maturities in respect of the key stage in question; and

"school where Welsh is taught" means a school or part of a school where, in relation to the first year of the relevant key stage referred to in the articles below, Welsh has

(**a**) 1988 c.40.
(**b**) ISBN Reference 0 7504 00609.

been taught (whether as a first or second language) in the curriculum in either the school year 1987/1988 or the school year 1988/1989.

(3) This Order applies only to schools in Wales.

2. In relation to a school where Welsh is taught this Order so far as it relates to the First Key Stage shall come into force–

(a) on 1st August 1990 in respect of pupils in the first year of that key stage; and

(b) on 1st August 1991 in respect of pupils in the second year of that key stage.

3. Subject to the provisions of article 4 of this Order, in relation to a school where Welsh is taught this Order so far as it relates to the Second Key Stage shall come into force–

(a) on 1st August 1990 in respect of pupils in the first year of that key stage;

(b) on 1st August 1991 in respect of pupils in the second year of that key stage;

(c) on 1st August 1992 in respect of pupils in the third year of that key stage; and

(d) on 1st August 1993 in respect of pupils in the fourth year of that key stage.

4. The provisions of article 3 of this Order shall not apply in relation to a school where Welsh is taught in the first year of the second key stage if in the school year 1990/91 more than half of the total number of pupils in the first year of that key stage in the school have not been taught Welsh in the curriculum in both the school year 1988/1989 and the school year 1989/1990. In relation to such a school this Order so far as it relates to the Second Key Stage shall come into force–

(a) on 1st August 1994 in respect of pupils in the first year of that key stage;

(b) on 1st August 1995 in respect of pupils in the second year of that key stage;

(c) on 1st August 1996 in respect of pupils in the third year of that key stage; and

(d) on 1st August 1997 in respect of pupils in the fourth year of that key stage.

5. In relation to a school where Welsh is taught this Order so far as it relates to the Third Key Stage shall come into force–

(a) on 1st August 1990 in respect of pupils in the first year of that key stage;

(b) on 1st August 1991 in respect of pupils in the second year of that key stage; and

(c) on 1st August 1992 in respect of pupils in the third year of that key stage.

6. In relation to a school where Welsh is taught this Order so far as it relates to the Fourth Key Stage shall come into force–

(a) on 1st August 1993 in respect of pupils in the first year of that key stage; and

(b) on 1st August 1994 in respect of pupils in the second year of that key stage.

7. In relation to a school which is not a school where Welsh is taught this Order so far as it relates to the First Key Stage shall come into force–

(a) on 1st August 1992 in respect of pupils in the first year of that key stage; and

(b) on 1st August 1993 in respect of pupils in the second year of that key stage.

8. In relation to a school which is not a school where Welsh is taught this Order so far as it relates to the Second Key Stage shall come into force–

(a) on 1st August 1994 in respect of pupils in the first year of that key stage;

(b) on 1st August 1995 in respect of pupils in the second year of that key stage;

(c) on 1st August 1996 in respect of pupils in the third year of that key stage; and

(d) on 1st August 1997 in respect of pupils in the fourth year of that key stage.

9. In relation to a school which is not a school where Welsh is taught this Order so far as it relates to the Third Key Stage shall come into force–

(a) on 1st August 1992 in respect of pupils in the first year of that key stage;

(b) on 1st August 1993 in respect of pupils in the second year of that key stage; and

(c) on 1st August 1994 in respect of pupils in the third year of that key stage.

10. In relation to a school which is not a school where Welsh is taught this Order so far as it relates to the Fourth Key Stage shall come into force–

(a) on 1st August 1995 in respect of pupils in the first year of that key stage; and

(b) on 1st August 1996 in respect of pupils in the second year of that key stage.

Specification of attainment targets and programmes of study

11. It is hereby directed that the provisions relating to attainment targets and programmes of study set out in the Document shall have effect as provided in articles 12 to 13 hereof for the purposes of specifying in relation to Welsh–

(a) attainment targets; and

(b) programmes of study.

12.—(1) Schedule 1 has effect in accordance with paragraph (2) below for specifying the attainment targets (including the ranges of levels of attainment) for each key stage.

(2) Subject to paragraph (3) below the attainment targets described in the Document and set out in column 2 of Parts 1 and 2 of Schedule 1 are specified in relation to the key stages set out beside them in column 1 of that Part of that Schedule, the levels applicable being those appropriate to the different abilities and maturities of the pupils being taught.

(3) The attainment targets specified for a pupil in any of the key stages are either those referred to as "Welsh" or "Welsh Second Language" according to the programme of study followed by the pupil.

13.—(1) Schedule 2 has effect in accordance with paragraph (2) below for specifying the programmes of study for each key stage.

(2) Subject to paragraphs (3), (4) and (5) below, the programmes of study described in the Document and set out in column 2 of Parts 1 and 2 of Schedule 2 are specified in relation to the key stages set out beside them in column 1 of that Part of that Schedule, the levels applicable being those appropriate to the different abilities and maturities of the pupils being taught.

(3) The programmes of study specified for a pupil in the first, second and the third key stages are, at the option of the school, either those referred to as "Welsh" or "Welsh Second Language".

(4) A separate programme of study is specified for a pupil beginning to study Welsh Second Language in the third key stage having not previously studied Welsh or Welsh Second Language during the previous two key stages as described in the Document.

(5) The programmes of study specified for a pupil in the fourth key stage are, at the option of the school, either those referred to as "Welsh" or "Welsh Second Language Programme of Study A" or "Welsh Second Language Programme of Study B".

14. The examples printed in italics in the Document (which serve to illustrate the attainment targets and programmes of study therein described) do not form part of the provision made by this Order.

SCHEDULE 1

Article 12

SPECIFICATION OF ATTAINMENT TARGETS

(1) *Key Stages*	(2) *Attainment Targets*
	PART 1 : WELSH
First Key Stage	Attainment targets 1–4; levels 1–3 as specified in the Document.
Second Key Stage	Attainment targets 1–3; levels 2–5 as specified in the Document.
Third Key Stage	Attainment targets 1–3; levels 3–8 as specified in the Document.
Fourth Key Stage	Attainment targets 1–3; levels 3–10 as specified in the Document.
	PART 2 : WELSH SECOND LANGUAGE
First Key Stage	Attainment targets 1–3; levels 1–3 as specified in the Document.
Second Key Stage	Attainment targets 1–3; levels 2–5 as specified in the Document.
Third Key Stage	(i) Attainment targets 1–3; in respect of pupils starting to study Welsh Second Language at key stage 1; levels 3–8 as specified in the Document. (ii) Attainment targets 1–3; in respect of pupils starting to study Welsh Second Language at key stage 3; levels 1–6 as specified in the Document.
Fourth Key Stage	Attainment targets 1–3; levels 3–10 as specified in the Document.

SCHEDULE 2

Article 13

SPECIFICATION OF PROGRAMMES OF STUDY

(1) *Key Stages*	(2) *Programmes of Study*
	PART 1 : WELSH
First Key Stage	As set out in the Document.
Second Key Stage	As set out in the Document.
Third Key Stage	As set out in the Document.
Fourth Key Stage	As set out in the Document.
	PART 2 : WELSH SECOND LANGUAGE
First Key Stage	As set out in the Document.
Second Key Stage	As set out in the Document.
Third Key Stage	As set out in the Document. In respect of pupils starting to study Welsh Second Language in the third key stage having not previously studied Welsh or Welsh Second Language during the previous two key stages a separate Programme of Study is specified as set out in the Document.
Fourth Key Stage	Either Programme of Study A or Programme of Study B as set out in the Document.

16th May 1990

David Hunt
Secretary of State for Wales

EXPLANATORY NOTE

(This note is not part of the Order)

Section 4(2) of the Education Reform Act 1988 places a duty on the Secretary of State to establish the National Curriculum by specifying appropriate attainment targets, programmes of study and assessment arrangements for each of the foundation subjects.

Section 4(4) allows for such an Order, instead of containing the provisions to be made, to refer to them in a Document published by Her Majesty's Stationery Office and to direct that those provisions shall have effect according to the Order.

This Order refers to "Welsh in the National Curriculum" "Cymraeg yn y Cwricwlwm Cenedlaethol" and provides for the attainment targets and programmes of study set out in it to have effect for the four key stages of a pupil's compulsory schooling. Depending on the various dates on which the Order is brought into force, at every key stage a school must offer a pupil either Welsh or Welsh Second Language. As regards Welsh Second Language at Key Stage 4 a school may offer a further choice of Programme of Study A or Programme of Study B. The Order allows for a separate programme of study in the third key stage of Welsh Second Language which may be offered by a school to a pupil in the third key stage who has not previously studied either Welsh or Welsh Second Language.

These provisions reflect the present varied and complex patterns of development in the teaching of Welsh in schools in Wales. It is also against this background that the Order is brought into operation over a period of time.

The Document sets out up to ten levels in respect of attainment targets to cover the full range of abilities and maturities of pupils of compulsory school age; the Order accordingly specifies as part of each attainment target the appropriate range of attainment levels.

The Order further provides that any examples printed in italics in the Document are for illustrative purposes only, and do not form part of the Order.