

Subsidiary Legislation made or deemed to have been made under s.82.

Education (National Curriculum) Regulations, 1991**LN.1991/201**

		<i>Commencement</i>	1.9.1991
Amending enactments	Relevant current provisions		Commencement date
LN. 1991/208	<i>Corrigendum</i>		
1994/032	r. 2		24.3.1994
Act. 2007-17	r. 4(1)-(3)		14.6.2007

1974-11

Education and Training

1991/201

Education (National Curriculum) Regulations, 1991

ARRANGEMENT OF REGULATIONS

Regulation

1. Title and commencement.
2. Interpretation.
3. National Curriculum Advisory Committee.
4. Appointment and tenure of members of the Committee.
5. Meetings and proceedings.
6. Objects and general powers of the Committee.
7. National curriculum.
8. Key Stages.
9. Assessment.

SCHEDULE

Membership of National Curriculum Advisory Committee.

Title and commencement.

1. These Regulations may be cited as the Education (National Curriculum) Regulations, 1991 and shall be deemed to have come into effect on the 1st day of September, 1991.

Interpretation.

2. In these Regulations, unless the context otherwise requires—

“assessment arrangements” means those arrangements for assessing the pupils at or near the end of each Key Stage for the purpose of determining the level of achievement reached in relation to the attainment targets for that Key Stage;

“attainment targets” means the knowledge, skills and understanding which pupils of different abilities and maturities are expected to have gained by the end of each Key Stage;

“core subjects” means mathematics, English and science;

“the Committee” means the National Curriculum Advisory Committee as provided for in regulation 3(1);

“Foundation subjects” means—

(a) in relation to all Key Stages—

(i) Technology and physical education :

Provided that Technology shall not be a Foundation subject for pupils entering Key Stage Four in September 1994 and September 1995;

(ii) Spanish (formal teaching to commence in Year 4);

(b) in relation to the first three Key Stages art, music, history and geography;

(c) *Omitted*

(d) in relation to Key Stage Three a modern foreign language (other than Spanish) or a course of European Studies (to commence in Year 8);

1974-11

Education and Training

1991/201

Education (National Curriculum) Regulations, 1991

“the National Curriculum” means that course of study comprising the core subjects and the foundation subjects as determined from time to time by the Director of Education after consultation with the National Curriculum Advisory Committee;

“parent” means natural and adoptive parents as well as guardians;

“programmes of study” means those matters, skills and processes which are required to be taught to pupils of different abilities and maturities during each Key Stage;

“R to 11” means that course of schooling beginning with the first or reception year and continuing until the final or eleventh year of compulsory education;

“the Secretary” means the Assistant Education Advisor as provided in regulation 3(2).

National Curriculum Advisory Committee.

3.(1) There is hereby established the National Curriculum Advisory Committee.

(2) The Assistant Education Advisor shall be Secretary to the Committee.

(3) The Chairman of the Committee shall be the Director of Education.

Appointment and tenure of members of the Committee.

4.(1) The Government may by notice appoint to be a member of the Committee one person from each category specified in the Schedule.

(2) A person appointed to the Committee shall hold office for such period as may be specified in the instrument appointing him:

Provided that, if the Government is satisfied that any member of the Council—

- (a) has been absent from three consecutive meetings of the Council without permission of the Committee; or
- (b) is incapacitated by physical or mental illness; or
- (c) has ceased to hold the position by virtue of which he had been appointed to the Committee; or
- (d) is otherwise unable or unfit to discharge the functions of a member of the Committee,

the Government may by notice in the Gazette declare that position to be vacant and thereupon it shall become vacant.

(3) Notwithstanding the foregoing provisions of this regulation, any member may resign his position by giving written notice to the Government.

(4) Any member of the Committee who ceases to hold such position shall be eligible for re-appointment except where he ceases to be a member by virtue of subregulation (2) or where he would have ceased to be a member in that manner but for his voluntary resignation.

Meetings and proceedings.

5.(1) The quorum at all meetings of the Committee shall be one person from each of the categories specified in the Schedule.

(2) All meetings of the Committee shall be called by the Secretary.

(3) Any matters arising at a meeting of the Committee shall be decided by a majority of the members present and voting thereon at the meeting and, in the case of an equality of votes, the Chairman shall have a second or casting vote.

(4) All decisions of the Committee shall be given under the hand of the Chairman.

(5) The Committee shall keep proper minutes of its proceedings.

(6) The Committee may establish standing or special committees, which expression shall include sub-committees, and may refer to any such committee any matter for consideration, enquiry or report.

(7) The Committee shall establish rules of procedure for any committee established under subregulation (6).

(8) The Committee may appoint as a member of any committee established under subregulation (6) any person who, in its opinion, appears to be qualified to be a member of the Committee whether or not that person is a member of the Committee.

(9) Every appointment under subregulation (8) may be revoked by the Committee at any time.

1974-11

Education and Training

1991/201 Education (National Curriculum) Regulations, 1991

(10) A committee established under subregulation (6) may elect any of its members to be the chairman and shall conduct its business in accordance with the rules of procedure referred to in subregulation (7).

Objects and general powers of the Committee.

6.(1) The object of the Committee shall be to provide for government schools in Gibraltar a curriculum which would satisfy the general requirements that it is:

- (a) balanced and broadly based;
- (b) promotes the spiritual, moral, cultural, mental and physical development of pupils and the school and of society;
- (c) prepares such pupils for the opportunities, responsibilities and experiences of adult life.

(2) The Committee shall determine in respect of every government school the basic curriculum which shall include—

- (a) provisions for religious education for all registered pupils at the school as defined under the Act; and
- (b) at least a curriculum for all pupils registered at such school who fall within the attendance years R to 11 (“the National Curriculum”):

Provided that the Committee may specify circumstances in which such pupils may be exempted from the National Curriculum.

National curriculum.

7.(1) The Director of Education having consulted with the Committee shall issue or cause to be issued the National Curriculum which shall comprise—

- (a) the core subjects; and
- (b) the foundation subjects,

and shall specify in relation to each such subject—

- (i) the attainment targets;

- (ii) programmes of study; and
- (iii) assessment arrangements.

(2) The National Curriculum shall be followed in all government schools in those subjects for which a curriculum has been issued in accordance with subregulation (1).

Key Stages.

8. The Key Stages in relation to a pupil falling within regulation 6(2)(b) are—

- (a) Key Stage One, being the period beginning when the pupil attains compulsory school age and ending at the end of the school year in which the majority of pupils in the same class as that pupil attain the age of 7;
- (b) Key Stage Two, being the period beginning with the school year in which the majority of pupils in the same class as that pupil attain the age of 8 and ending with the school year in which the majority of pupils in the same class as that pupil attains the age of 11;
- (c) Key Stage Three, being the period beginning with the school year in which the majority of pupils in the same class as that pupil attain the age of 12 and ending with the school year in which the majority of pupils in the same class as that pupil attains the age of 14;
- (d) Key Stage Four, being the period beginning with the school year in which the majority of pupils in the same class as that pupil attain the age of 15 and ending with the school year in which the majority of pupils in the same class as that pupil attain the age of 16.

Assessment.

9.(1) Each pupil falling within regulation 6(2)(b) shall be assessed in accordance with the provisions of these Regulations and any instructions from the Director of Education from time to time.

(2) A record of assessments required by subregulation (1) shall be kept in the form prescribed from time to time by the Director and shall be available only to—

- (a) the parent or guardian of the child in respect of whom the assessment has been made and in the case where the parents of the child have separated the non-custodial parent if that parent has so requested in writing; and

1974-11

Education and Training

1991/201 **Education (National Curriculum) Regulations, 1991**

(b) the Director of Education:

Provided that a copy of such assessment may be passed to the Director of Education to such member of his professional staff as in his opinion has a need to have knowledge of the assessment.

SCHEDULE

Regulation 4(1)

MEMBERSHIP OF NATIONAL CURRICULUM
ADVISORY COMMITTEE.

- Category One – Director of Education
- Category Two – Two persons who are the Head Teachers of government secondary schools
- Category Three – Two persons who are Head Teachers of government middle schools
- Category Four – Two persons who are Head Teachers of government first schools
- Category Five – The General Education Advisor, the Educational Psychologist and the Assistant Education Advisor