

**2013 No.**

**EDUCATION**

**The Education (National Curriculum)(Attainment Targets and Programmes of Study)(England) Order 2013**

*Made* - - - - [XX/YY/2013]

*Laid before Parliament* [XX/YY/2013]

*Coming into force* - - [1st September 2014]

This Order is made in exercise of the powers conferred by sections 87(3)(a) and (b) and (5) and 210(7) of the Education Act 2002(a).

In accordance with sections 96(2), (3) and (4) of that Act, the Secretary of State for Education gave notice of the proposal to the bodies and persons mentioned in those subsections and gave them a reasonable opportunity of submitting evidence and representations as to the issues arising.

In accordance with section 96(5), the Secretary of State published a draft of the proposed order and the associated documents, and a summary of the views expressed.

In accordance with section 96(6), the Secretary of State allowed a period of not less than one month beginning with the publication of the draft of the proposed order for the submission of further evidence and representations as to the issues arising.

The Secretary of State now makes the following Order:

**Citation, commencement and application**

1.—(1) This Order may be cited as the Education (National Curriculum)(Attainment Targets and Programmes of Study)(England) Order 2013, and comes into force on 1st September 2014.

(2) This Order applies in relation to England only.

**Interpretation**

2. In this Order—

(a) “the Framework Document” means the Document published by the Department for Education on [xx/xx/2013] entitled “The National Curriculum in England – A Framework Document”;

- (b) “the P Level Document” means the Document published by the Qualifications and Curriculum Authority on 24th July 2007 entitled “Performance – P Level – attainment targets for pupils with special educational needs who are working below Level 1 of the National Curriculum”; and
- (c) “special educational needs” is to be interpreted in accordance with section 312 of the Education Act 1996.

### **Specification of attainment targets and programmes of study**

3.—(1) Subject to articles 5, 6(2) and 6(3), in relation to any pupil who starts in the first key stage on or after [01/08/2014], it is directed that the provisions relating to attainment targets and programmes of study set out in the Framework Document have effect for the purposes of specifying attainment targets and the programme of study for the first key stage in relation to English, mathematics, science, art and design, computing, design and technology, geography, history, music and physical education.

(2) Subject to articles 5, 6(2) and 6(3), in relation to any pupil who starts in the second key stage on or after [01/08/2014], it is directed that the provisions relating to attainment targets and programmes of study set out in the Framework Document have effect for the purposes of specifying attainment targets and the programme of study for the second key stage in relation to English, mathematics, science, art and design, computing, design and technology, foreign languages, geography, history, music and physical education.

(3) Subject to articles 5, 6(2) and 6(3), in relation to any pupil who starts in the third key stage on or after [01/08/2014], it is directed that the provisions relating to attainment targets and programmes of study set out in the Framework Document have effect for the purposes of specifying attainment targets and the programme of study for the third key stage in relation to English, mathematics, science, art and design, citizenship, computing, design and technology, geography, history, modern foreign languages, music and physical education.

(4) Subject to articles 5, 6(2) and 6(3), in relation to any pupil who starts in the fourth key stage on or after [01/08/2014], it is directed that the provisions relating to attainment targets and programmes of study set out in the Framework Document have effect for the purposes of specifying attainment targets and the programme of study for the fourth key stage in relation to citizenship, computing and physical education.

4. For the purposes of this Order, [the examples and other passages printed in grey text or within square brackets] in the Framework Document (which serve to illustrate the programmes of study described or relate to background information) do not form part of the provisions relating to attainment targets and the programmes of study referred to in article 3.

5. In relation to any pupil who —

- (a) starts in a key stage on or after [XX/YY/2014];
- (b) has special educational needs; and
- (c) [is working at a level below that necessary to achieve the attainment targets] in relation to a core or other foundation subject set out in the Framework Document for that subject in relation to the relevant key stage, the provisions relating to the P Level attainment targets set out in relation to that subject in the [relevant] P Level Document have effect for the purposes of specifying the attainment targets in relation to that subject for the relevant key stage.

### **Revocation and savings**

6.—(1) Subject to paragraphs (2) and (3), the instruments set out in column 1 of the Schedule are revoked.

(2) The Education (National Curriculum)(Attainment Targets and Programme of Study in English)(England) Order 2000, the Education (National Curriculum)(Attainment Targets and Programme of Study in Mathematics)(England) Order 2000 and the Education (National

Curriculum)(Attainment Targets and Programmes of Study in Science in respect of the First, Second, Third and Fourth Key Stages)(England)(No 2) Order 2004 continue to have effect—

- (a) in relation to any pupil who starts in the final year of the first key stage on or after [01/08/2014] for the purposes of specifying the attainment targets and programmes of study for the first key stage in relation to English, mathematics and science; and
- (b) in relation to any pupil who starts in the final year of the second key stage on or after [01/08/2014] for the purposes of specifying the attainment targets and programmes of study for the second key stage in relation to English, mathematics and science.

(3) [The Orders set out in the Schedule continue to have effect in relation to any pupil who starts in a key stage before [01/08/2014], for the purposes of specifying the attainment targets and programmes of study for that key stage in relation to a core or other foundation subject.]

*Name*

Parliamentary Under Secretary of State  
Department for Education

XX XX 2013

## SCHEDULE

Article 6

### INSTRUMENTS REVOKED

<i>Column 1</i>	<i>Column 2</i>
<i>Instruments revoked</i>	<i>References</i>
Education (National Curriculum)(Attainment Targets and Programme of Study in Music)(England) Order 2000	SI 2000/1597
Education (National Curriculum)(Attainment Targets and Programme of Study in Mathematics)(England) Order 2000	SI 2000/1598
Education (National Curriculum)(Attainment Targets and Programme of Study in Information and Communication Technology)(England) Order 2000	SI 2000/1601
Education (National Curriculum)(Attainment Targets and Programme of Study in Art and Design)(England) Order 2000	SI 2000/1602
Education (National Curriculum)(Attainment Targets and Programme of Study in English)(England) Order 2000	SI 2000/1604
Education (National Curriculum)(Attainment Targets and Programme of Study in Geography)(England) Order 2000	SI 2000/1605
Education (National Curriculum)(Attainment Targets and Programme of Study in History)(England) Order 2000	SI 2000/1606
Education (National Curriculum)(Attainment Targets and Programme of Study in Physical Education)(England) Order 2000	SI 2000/1607
Education (National Curriculum)(Attainment Targets and Programmes of Study in Design and Technology in respect of the First, Second and Third Key Stages)(England) (No 2) Order 2004	SI 2004/1794

Education (National Curriculum)(Attainment Targets and Programmes of Study in Science in respect of the First, Second, Third and Fourth Key Stages)(England)(No 2) Order 2004	SI 2004/1800
Education (National Curriculum)(Attainment Targets and Programmes of Study in Art and Design in respect of the Third Key Stage)(England) Order 2008	SI 2008/1752
Education (National Curriculum)(Attainment Targets and Programmes of Study in Citizenship in respect of the Third and Fourth Key Stages)(England) Order 2008	SI 2008/1753
Education (National Curriculum)(Attainment Targets and Programmes of Study in Design and Technology in respect of the Third Key Stage)(England) Order 2008	SI 2008/1754
Education (National Curriculum)(Attainment Targets and Programmes of Study in English in respect of the Third and Fourth Key Stages)(England) Order 2008	SI 2008/1755
Education (National Curriculum)(Attainment Targets and Programmes of Study in Geography in respect of the Third Key Stage)(England) Order 2008	SI 2008/1756
Education (National Curriculum)(Attainment Targets and Programmes of Study in History in respect of the Third Key Stage)(England) Order 2008	SI 2008/1757
Education (National Curriculum)(Attainment Targets and Programmes of Study in Information and Communication Technology in respect of the Third and Fourth Key Stages)(England) Order 2008	SI 2008/1758
Education (National Curriculum)(Attainment Targets and Programmes of Study in Mathematics in respect of the Third and Fourth Key Stages)(England) Order 2008	SI 2008/1759
Education (National Curriculum)(Attainment Targets and Programmes of Study in Modern Foreign Languages in respect of the Third Key Stage)(England) Order 2008	SI 2008/1760
Education (National Curriculum)(Attainment Targets and Programmes of Study in Music in respect of the Third Key Stage)(England) Order 2008	SI 2008/1761
Education (National Curriculum)(Attainment Targets and Programmes of Study in Physical Education in respect of the Third and Fourth Key Stages)(England) Order 2008	SI 2008/1762
Education (National Curriculum)(Attainment Targets and Programmes of Study in Science in respect of the Third Key Stage)(England) Order 2008	SI 2008/1763

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