



# Education Act 1997

## 1997 CHAPTER 44

### PART IV

#### BASELINE ASSESSMENTS AND PUPILS' PERFORMANCE

### CHAPTER II

#### PUPILS' PERFORMANCE

#### 19 School performance targets.

[(1) <sup>F1</sup>The Welsh Ministers] may by regulations make such provision as [<sup>F2</sup>the Welsh Ministers consider] appropriate for requiring the governing bodies of maintained schools [<sup>F3</sup>in Wales ] to secure that annual targets are set in respect of the performance of pupils—

- (a) in public examinations or in assessments [<sup>F4</sup>for the purposes of the National Curriculum][<sup>F4</sup>required by virtue of regulations made under Part 4 of the Curriculum and Assessment (Wales) Act 2021], in the case of pupils of compulsory school age; or
- (b) in public examinations or in connection with the attainment of other external qualifications, in the case of pupils of any age over that age.

(2) Regulations under this section may require—

- (a) such targets, and
- (b) the past performance of pupils in the particular examinations or assessments, or in connection with the attainment of the particular qualifications, to which such targets relate,

to be published in such manner as is specified in the regulations.

<sup>F5</sup>(3) In this section “maintained school” means—

- (a) a community, foundation or voluntary school, or

---

*Changes to legislation: Education Act 1997, Section 19 is up to date with all changes known to be in force on or before 11 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

---

- (b) a community or foundation special school (other than one established in a hospital).]]

**Textual Amendments**

- F1** Words in s. 19(1) substituted (1.10.2015) by [Deregulation Act 2015 \(c. 20\)](#), **ss. 66(2)(a)**, 115(7); S.I. 2015/1732, [art. 2\(g\)](#)
- F2** Words in s. 19(1) substituted (1.10.2015) by [Deregulation Act 2015 \(c. 20\)](#), **ss. 66(2)(b)**, 115(7); S.I. 2015/1732, [art. 2\(g\)](#)
- F3** Words in s. 19(1) inserted (1.10.2015) by [Deregulation Act 2015 \(c. 20\)](#), **ss. 66(2)(c)**, 115(7); S.I. 2015/1732, [art. 2\(g\)](#)
- F4** Words in s. 19(1)(a) substituted (1.9.2022 for specified purposes, 1.9.2023 for specified purposes) by [The Curriculum and Assessment \(Wales\) Act 2021 \(Consequential Amendments\) \(Primary Legislation\) Regulations 2022 \(S.I. 2022/744\)](#), reg. 1(3), **Sch. 2 para. 3(2)**
- F5** S. 19(3) substituted (1.9.1999) by [1998 c. 31](#), s. 140(1), **Sch. 30 para.213** (with [ss. 138\(9\)](#), [144\(6\)](#)); S.I. 1999/2323, [art. 2\(1\)](#), **Sch.1**

**Modifications etc. (not altering text)**

- C1** S. 19 ceases to have effect (E.) (1.10.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), **ss. 66(1)**, 115(7); S.I. 2015/1732, [art. 2\(g\)](#)

**Changes to legislation:**

Education Act 1997, Section 19 is up to date with all changes known to be in force on or before 11 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 24(2)(ga) inserted by [2008 c. 25 s. 161\(3\)\(b\)](#) (This amendment not applied to legislation.gov.uk. S. 161(3)(4)(11)-(13) repealed (1.4.2010 for E., 1.11.2010 for W.) without ever being in force by 2009 c. 22, Sch. 16 Pt. 4; S.I. 2010/1151, art. 2, Sch. 1; S.I. 2010/2413, art. 2)
- s. 24(2B)-(2D) inserted by [2008 c. 25 s. 9](#) (This amendment not applied to legislation.gov.uk. S. 9 repealed (31.5.2013) without ever being in force by 2009 c. 22 Sch. 16 Pt. 4; S.I. 2013/975, art. 2(c))
- s. 26A(1)(1A) substituted for s. 26A(1) by [2008 c. 25 s. 161\(11\)](#) (This amendment not applied to legislation.gov.uk. S. 161(3)(4)(11)-(13) repealed (1.4.2010 for E., 1.11.2010 for W.) without ever being in force by 2009 c. 22, Sch. 16 Pt. 4; S.I. 2010/1151, art. 2, Sch. 1; S.I. 2010/2413, art. 2)
- s. 26A(4)(5) inserted by [2008 c. 25 s. 161\(13\)](#) (This amendment not applied to legislation.gov.uk. S. 161(3)(4)(11)-(13) repealed (1.4.2010 for E., 1.11.2010 for W.) without ever being in force by 2009 c. 22, Sch. 16 Pt. 4; S.I. 2010/1151, art. 2, Sch. 1; S.I. 2010/2413, art. 2)
- s. 38(2B) inserted by [2022 asc 1 Sch. 4 para. 9\(3\)\(b\)](#)
- s. 39(1)(b)(c) substituted for s. 39(1)(b) by [2022 asc 1 Sch. 4 para. 9\(4\)\(b\)](#)
- s. 43(2ZA)(2ZB) inserted by [2009 c. 22 s. 250\(2\)](#) (This amendment not applied to legislation.gov.uk. S. 250 omitted (1.9.2012) by virtue of 2011 c. 21, s. 29(9)(d); S.I. 2012/1087, art. 3)