

**EXPLANATORY MEMORANDUM TO
THE EDUCATION (SCHOOL DAY AND SCHOOL YEAR) (ENGLAND)
(AMENDMENT) REGULATIONS 2007
2007 No. 3071**

1. This explanatory memorandum has been prepared by the Department for Children, Schools and Families and is laid before Parliament by Command of Her Majesty. This memorandum contains information for the Joint Committee on Statutory Instruments.

2. Description

2.1 This instrument allows maintained schools to use up to one day (two school sessions) in the school year as a teacher training day to allow schools to prepare for the Key Stage 3 curriculum reforms. The instrument decreases, by up to two sessions (one day), the minimum number of sessions which maintained schools in England must teach their pupils in the school year 2007-2008.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None.

4. Legislative Background

4.1 The Education (School Day and School Year) (England) (Amendment) Regulations 2007 amend the Education (School Day and School Year) (England) Regulations 1999 (1999 3181 as amended by SI2001/1429) which set out the number of school sessions which must be held in each school year in maintained schools in England.

5. Territorial Extent and Application

5.1 This instrument applies to England.

6. European Convention on Human Rights

6.1 As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. Policy Background

7.1 The Education (School Day and School Year) (England) Regulations 1999 require maintained schools in England to meet for 380 school sessions (190 days) in each academic year. Teachers must also work for an additional five non-contact days under the School Teachers' Pay and Conditions Document 2007, which schools commonly use for Curriculum and Professional Development, when pupils are not present. This instrument allows schools, in the school year 2007-2008 only, to use up to two school sessions for teacher training relating to the Key Stage 3 reforms. The revisions made to the Key Stage 3 curriculum take effect from 2008-9 and focus on enabling many more pupils to progress two levels across the Key Stage. This instrument will enable schools to prepare for these reforms.

7.2 The Department for Children, Schools and Families informally took the views of teacher unions and received positive responses. The Department also wrote to interested parties including head teachers and parent organisations during September and received replies on points of detail only. Guidance has also been uploaded onto the Department for Children, Schools and Families' websites.

8. Impact

8.1 A Regulatory Impact Assessment has not been prepared for this instrument since it will not impose any significant cost or increase in workload to schools or local authorities.

9. Contact

9.1 Martin Elliott at the Department for Children, Schools and Families, telephone 0207 925 5886 or at martin.elliott@dcsf.gsi.gov.uk will answer queries regarding this instrument.