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## STATUTORY INSTRUMENTS

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# 1998 No. 1759

## Education (Northern Ireland) Order 1998

### PART III

#### ASSESSMENT AND PUPILS' PERFORMANCE

##### CHAPTER II

##### ASSESSMENT ARRANGEMENTS AND PUPILS' PERFORMANCE

###### *Pupils' performance*

#### **Provision of information on individual performance of pupils**

**12.**—(1) The Department may by regulations make provision requiring the Board of Governors of each grant-aided school to provide to the Department such individual performance information relating to pupils or former pupils at the school as may be prescribed.

(2) In this Article “individual performance information” means information about the performance of individual pupils (identified in the prescribed manner)—

[<sup>F1</sup>(a) in any assessment made under Article 9 of the Education (Northern Ireland) Order 2006;]

(b) in any prescribed public examination;

(c) in connection with the attainment of any vocational qualification; or

(d) in any such other assessment or examination, or in connection with the attainment of any such other qualification, as may be prescribed.

(3) The Department may provide any information received by it under paragraph (1)—

(a) to any prescribed body or person;

(b) to any body or person falling within a prescribed category.

(4) Any body or person holding any individual performance information may provide that information to any body to which this paragraph applies; and any body to which this paragraph applies—

(a) may provide any information received by it under this paragraph—

(i) to the Department; or

(ii) to the Board of Governors of the school attended by the pupil or pupils to whom the information relates; and

(b) may, at such times as the Department may determine, provide to any prescribed body such information received by it under this paragraph as may be prescribed.

(5) Paragraph (4) applies to any body which, for the purposes of or in connection with the functions of the Department relating to education, is responsible for collating or checking information relating to the performance of pupils—

(a) in any assessment or examination falling within paragraph (2)(a), (b) or (d); or

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**Changes to legislation:** Education (Northern Ireland) Order 1998, Section 12 is up to date with all changes known to be in force on or before 24 April 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](#)

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(b) in connection with the attainment of any qualification falling within paragraph (2)(c) or (d).

(6) No individual performance information received under this Article shall be published in any form which includes the name of the pupil or pupils to whom it relates.

(7) References in this Article to the attainment of a qualification of any description include references to the completion of any module or part of a course leading to any such qualification.

**F1** Art. 12(2)(a) substituted (1.8.2006) by Education (Northern Ireland) Order 2006 (S.I. 2006/1915 (N.I. 11)), arts. 1(2), 44(1), **Sch. 2 para. 16**

**Changes to legislation:**

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

- Order words substituted by [2014 c. 12 \(N.I.\) Sch. 3 para. 1\(1\)\(b\)](#)

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

- art. 89A inserted by [2022 c. 45 s. 5](#)