

DEPARTMENT OF BASIC EDUCATION

NO. 683

03 JUNE 2016

THE SOUTH AFRICAN SCHOOLS ACT, 1996 (ACT NO. 84 OF 1996)

CALL FOR WRITTEN SUBMISSIONS FROM STAKEHOLDER BODIES AND MEMBERS OF THE PUBLIC ON THE DRAFT AMENDMENT REGULATIONS PERTAINING TO THE CONDUCT, ADMINISTRATION AND MANAGEMENT OF THE NATIONAL SENIOR CERTIFICATE EXAMINATION**GENERAL EXPLANATORY NOTE**

[.....]Words in bold in square brackets indicate omissions from the existing regulations.

_____ Words underlined with a solid line indicate insertions into the existing regulations.

SCHEDULE 2**DEFINITIONS**

1. In these regulations, "regulations" mean the regulations published as *Regulations pertaining to the Conduct, Administration and Management of the National Senior Certificate examination*, published as *Government Regulation Notice No. R872 in Government Regulation Gazette No. 31337 of 29 August 2008* and amended as:

Government Notices No. 1327 and 1328 in Government Gazette, Vol. 522, No.31680 dated 12 December 2008;

Government Notices No. 1041 and 1042 in Government Gazette, Vol.533, No.32678 dated 3 November 2009.

Regulation Notice No. 188 in Government Gazette No. 35103 dated 2 March 2012.

Regulation Notice No. 444 in Government Gazette No. 35429 dated 7 June 2012.

Regulation Notice No. 371 in Government Gazette No. 37651 dated 16 May 2014;

Government Notice No. 1162 in Government Gazette, Vol.605, No. 39435 dated 20 November 2015.

Amendment of Regulation 2 of the Regulations

2. Regulation 1 is hereby amended by-

- (a) the insertion, after the definition of "processes and procedures for the assessment of learner achievement", of the following definition-

"progression" – means the advancement of a learner from one grade to

the next, excluding Grade R, in spite of the learner not having complied with all the promotion requirements. Progression can be used to prevent a learner from being retained in a phase for a period exceeding four years as stipulated in the Admission policy for ordinary public schools as published as Government Notice 2432, Government Gazette, Vol. 400, No. 19377 of 19 October 1998, provided that the underperformance of the learner in the previous grade is addressed in the grade to which the learner has been promoted”;

Amendment of Regulation 7 of the Regulations

3. Regulation 7 is hereby amended by the insertion, after sub-regulation (1) of the following sub-regulation-

“(1A) Learners who have been progressed to Grade 12 in terms of Regulation

6(4)(cA) of the Regulations pertaining to the National Curriculum Statement Grades R-12, published as Government Notice 1114 in Government Gazette No. 36041 of 28 December 2012 must, however, comply with the promotion and certification requirements as contemplated in Regulations 6(4) and 20 of the said Regulations, in order to obtain a National Senior Certificate qualification.

(a) learners that are progressed into Grade 12, should be allowed to follow the multiple examination option, which implies that the learner writes a limited number of subjects in the first sitting of the National Senior Certificate examination and will be allowed to write the remaining subjects in a subsequent examination in order to allow them to satisfy their outstanding requirements.

(b) The performance of progressed learners must be monitored in the Grade 12 year, and based on a consultative process with the parent, the learners will-

(i) be advised to write the examination in a limited number of subjects in the first sitting of the end-of-year examination;

(ii) be allowed to sit for a limited number of subjects in the examination based strictly on the performance of the learners in the said examination and preceding tests in the Grade 12 year;

(iii) be allowed to write the examination in all six subjects, provided they have demonstrated acceptable achievement levels in all six subjects, and

(iv) be allowed to write in June the remaining limited number of subjects of the 2015 examination, subject to the following-

(aa) only a limited number of subjects will be examined and progressed candidates may only enrol for those subjects indicated on the list of selected subjects for examination; and

(bb) should a learner be unsuccessful in meeting the outstanding requirements in the June 2016 examination, he or she will be regarded as a part-time repeater candidate as contemplated in sub-regulation (3)”. ”

Insertion of Regulation 41A of the Regulations

4. The Regulations are hereby amended by the insertion, after Regulation 41 of the following Regulation-

“41A Reporting of results

The national and provincial pass rates will be presented as follows-

- (a) pass percentage of all learners, including progressed learners;
- (b) pass percentage of progressed learners; and
- (c) pass percentage of learners, excluding progressed learners”.

Short Title and Commencement

5. These Regulations may be cited as the *Regulations Pertaining to the Conduct, Administration and Management of the National Senior Certificate examination* and will come into effect on the date of publication in the *Government Gazette*.