

**WRITTEN QUESTION TO THE MINISTER FOR EDUCATION, SPORT AND
CULTURE BY SENATOR S.C. FERGUSON
ANSWER TO BE TABLED ON TUESDAY 5th NOVEMBER 2013**

Question

What are the services which the Department must supply as required and specified by statute (with references)?

Answer

The Minister for Education, Sport and Culture is required to provide a number of services under the Education (Jersey) Law 1999 and the Day Care of Children (Jersey) Law 2002 -

(1) Education (Jersey) Law 1999

The Education Law sets out a range of educational services that must be provided, and these are listed below in the order in which they appear in the law.

For the purposes of the law, a 'child' is defined in Article 1 as a person who has not attained the age of 19 years, whilst a 'young person' means a child who is over compulsory school age.

Article 11 Duty of Minister with respect to child of compulsory school age

The Minister shall ensure that there is available to every child of compulsory school age full-time education appropriate to the child's age, ability and aptitude.

Article 29 Duty of Minister in relation to child with special educational needs

(1) The Minister shall ensure that the identity of every child who has special educational needs is determined, and the special educational provision required by the child assessed from time to time.

(2) The Minister shall ensure that there is available to every child who has special educational needs the special educational provision required by the child.

Article 38 Register of non-provided schools

(1) The Minister shall cause to be maintained a register in which there shall be entered non-provided schools in respect of which an application has been granted under Article 40.

The Minister may attach or vary conditions of registration, in accordance with Article 40(5).

Article 46 Duty of Minister to young persons

The Minister shall ensure that there is available education appropriate to the reasonable needs of the generality of young persons, having regard to their different abilities and aptitudes.

Article 47 Duty of Minister with respect to higher and vocational education

The Minister shall facilitate attendance, in Jersey or elsewhere, by any person who has not previously undertaken a course of higher or vocational education, on such a course of higher or vocational education as is appropriate to the person's abilities and aptitudes.

Article 54 Duty of Minister to make available guidance etc

(1) The Minister shall cause to be made available –

(a) information concerning the manner in which the Minister's duties under this Law are to be discharged; and

(b) guidance concerning the manner in which the Minister's functions under this Law are to be exercised.

Article 62 Medical and dental inspection

(1) The Minister shall make facilities available in provided schools for the medical and dental inspection of children and may make facilities available for the medical and dental treatment of children.

Article 64 Duty of Minister with respect to evaluation of schools

(1) The Minister shall cause every school in Jersey to be evaluated, so often as the Minister considers appropriate, as to the quality of education provided by it and the educational standards achieved in it.

(2) Day Care of Children (Jersey) Law 2002

Article 2 Registration of day care accommodation and day carers

(1) The Minister shall keep registers of day care accommodation and day carers and such registers shall be open to inspection at all times.

The Minister may attach or vary conditions of registration, in accordance with Articles 2(4) and 2(5).

Article 5 Certificates of registration

(1) Where the Minister registers a person under Article 2 the Minister shall issue the person with a certificate of registration.