Agenda – Y Pwyllgor Materion Cyfansoddiadol a Deddfwriaethol

Lleoliad:
Ystafell Bwyllgora 1 – Y Senedd
Dyddiad: Dydd Llun, 6 Chwefror 2017
Amser: 14.30

I gael rhagor o wybodaeth cysylltwch a:
Gareth Williams
Clerc y Pwyllgor
0300 200 6362
SeneddMCD@cynulliad.cymru

1 Cyflwyniad, ymddiheuriadau, dirprwyon a datganiadau o fuddiant

(14.30)

2 Ymchwiliad Llais cryfach i Gymru: Sesiwn dystiolaeth 1

(14:30 – 15:30) (Tudalennau 1 – 6)

Yr Arglwydd Murphy o Dorfaen

CLA(5)-04-17 – Briff y Gwasanaeth Ymchwil

3 Offerynnau nad ydynt yn cynnwys unrhyw faterion i'w codi o dan Reol Sefydlog 21.2 neu 21.3

(15.30 – 15.35) (Tudalennau 7 – 9)

CLA(5)-04-17 – Papur 1 – Offerynnau Sefydlog sydd ag adroddiadau clir

Offerynnau'r Weithdrefn Penderfyniad Negyddol

SL(5)050 – Rheoliadau Rhent-daliadau (Pris Adbrynu) (Cymru) 2017

SL(5)053 – Rheoliadau'r Dreth Gyngor (Dosbarthau Rhagnodedig ar Anheddau) (Cymru) (Diwygio) 2017

Cynulliad Cenedlaethol Cymru
National Assembly for Wales

SL(5)055 - Rheoliadau Cartrefi Plant (Cymru) (Diwygio) 2017

SL(5)058 - Rheoliadau Gofal a Chymorth (Cynllunio Ardal) (Cymru) 2017

4 Offerynnau sy'n cynnwys materion i gyflwyno adroddiad arnynt i'r Cynulliad o dan Reol Sefydlog 21.2 neu 21.3

(15.35 - 15.40)

Offerynnau'r Weithdrefn Penderfyniad Cadarnhaol

SL(5)051 - Gorchymyn Cyngor y Gweithlu Addysg (Achredu Hyfforddiant Cychwynnol Athrawon) (Swyddogaethau Ychwanegol) (Cymru) 2017

(Tudalennau 10 - 22)

CLA(5)-04-17 - Papur 2 - Adroddiad
CLA(5)-04-17 - Papur 3 - Offeryn drafft
CLA(5)-04-17 - Papur 4 - Memorandwm Esboniadol [Saesneg yn unig]

5 Papur i'w nodi

(15.40 - 15.45)

Ymchwiliad Llais cryfach i Gymru: Gohebiaeth oddi wrth Gadeirydd y Pwyllgor Materion Allanol a Deddfwriaeth Ychwanegol

(Tudalennau 23 - 24)

CLA(5)-04-17 - Papur 5 - Gohebiaeth oddi wrth Gadeirydd y Pwyllgor Materion Allanol a Deddfwriaeth Ychwanegol, 1 Chwefror 2017

6 Cynnig o dan Reol Sefydlog 17.42 i benderfynu gwahardd y cyhoedd o'r cyfarfod ar gyfer y busnes a ganlyn:

(15.45)

(vi) lle mae'r pwyllgor yn cyd-drafod cynnwys, casgliadau neu argymhellion adroddiad y mae'n bwriadu ei gyhoeddi; neu'n ymbaratoi i gael tystiolaeth gan unrhyw berson.

7 Ymchwiliad Llais cryfach i Gymru: Ystyried y dystiolaeth a ddaeth i law

(15.45 - 16.00)

8 Ymchwiliad Llais cryfach i Gymru: Rhaglen amlinellol y panel dinasyddion

(16.00 - 16.10) (Tudalennau 25 - 29)

CLA(5)-04-17 - Papur 6 - Rhaglen amlinellol y panel dinasyddion

9 Briff cyfreithiol : Dyfarniad y Goruchaf Lys ar Erthygl 50 Cytundiad yr Undeb Ewropeaidd a Chonfensiwn Sewel

(16.10 - 16.20) (Tudalennau 30 - 35)

CLA(5)-04-17 - Briff y Gwasanaethau Cyfreithiol [Saesneg yn unig]

10 Biliau Cydgrynhoi: Gohebiaeth ddrafft i'w gytuno

(16.20 - 16.30) (Tudalennau 36 - 37)

CLA(5)-04-17 - Papur 7 - Gohebiaeth ddrafft at y Llywydd ac at y Cwnsler Cyffredinol [Saesneg yn unig]

Dyddiad y cyfarfod nesaf

13 Chwefror 2017

Mae cyfyngiadau ar y ddogfen hon

Offerynnau Statudol sydd ag Adroddiadau Clir 6 Chwefror 2017

Eitem 3

SL(5)050 – Rheoliadau Rhent-daliadau (Pris Adbrynu) (Cymru) 2017

Gweithdrefn: Negyddol

Mae'r Rheoliadau hyn yn rhagnodi'r fformiwla i'w defnyddio wrth gyfrifo pris adbrynu rhent-daliadau a rhenti eraill yng Nghymru. Mae'r fformiwla, sydd i'w defnyddio yn Neddf Rhent-daliadau 1977, yn defnyddio cyfradd log "dros 30 ond nid dros 30.5 mlynedd" gyhoeddedig y Gronfa Benthyciadau Cenedlaethol, i bennu'r elfen a geir. Mae hyn yn disodli'r Stoc Cyfunol (gilt) o 2½ % a ddefnyddiwyd yn y fformiwla a gynhwyswyd yn flaenorol yn Neddf 1977, ond a alwyd ac a adbrynwyd gan Drysorlys Ei Mawrhydi yn 2015.

Deddf Wreiddiol: Deddf Rhent-daliadau 1977

Fe'u gwnaed ar: 16 Ionawr 2017

Fe'u gosodwyd ar: 19 Ionawr 2017

Yn dod i rym ar: 10 Chwefror 2017

SL(5)053 – Rheoliadau'r Dreth Gyngor (Dosbarthau Rhagnodedig ar Anheddau) (Cymru) (Diwygio) 2017

Gweithdrefn: Negyddol

Mae'r Rheoliadau yn gwneud mân ddiwygiadau i'r dosbarthau a ragnodir gan Reoliad 4 (Dosbarth A) a Rheoliad 5 (Dosbarth B) Rheoliadau'r Dreth Gyngor (Dosbarthau Rhagnodedig ar Anheddau) (Cymru) 1998. Maent yn addasu'r geiriad i egluro bod y dosbarthau hynny yn cynnwys anheddau lle nad oes preswylydd a bod yr anheddau wedi eu dodrefnu i raddau helaeth.

Deddf Wreiddiol: Deddf Cyllid Llywodraeth Leol 1992

Fe'u gwnaed ar: 23 Ionawr 2017

Fe'u gosodwyd ar: 25 Ionawr 2017

Yn dod i rym ar: 15 Chwefror 2017

SL(5)055 – Rheoliadau Cartrefi Plant (Cymru) (Diwygio) 2017

Gweithdrefn: Negyddol

Mae'r Rheoliadau hyn yn diwygio Rheoliadau Cartrefi Plant (Cymru) 2002.

Mae'r diwygiadau yn gwneud darpariaeth ar gyfer hysbysu am farwolaeth plentyn sy'n cael ei letya mewn cartref plant diogel. Yn benodol, mae'n ofynnol i'r person cofrestredig hysbysu Ombwdsmon Carchardai a Phrofiannaeth Cymru a Lloegr ("yr OCPh") os bydd unrhyw blentyn sy'n cael ei letya mewn cartref plant diogel yn marw.

Mae'r diwygiadau hefyd yn ei gwneud yn ofynnol i berson cofrestredig cartref plant diogel ganiatáu i'r OCPh ymchwilio i'r farwolaeth.

Deddf Wreiddiol: Deddf Safonau Gofal 2000

Fe'u gwnaed ar: 24 Ionawr 2017

Fe'u gosodwyd ar: 26 Ionawr 2017

Yn dod i rym ar: 1 Ebrill 2017

SL(5)058 – Rheoliadau Gofal a Chymorth (Cynllunio Ardal) (Cymru) 2017

Gweithdrefn: Negyddol

Mae adran 14A o Ddeddf Gwasanaethau Cymdeithasol a Llesiant (Cymru) 2014 ("Deddf 2014") yn ei gwneud yn ofynnol i bob awdurdod lleol a Bwrdd Iechyd Lleol lunio a chyhoeddi cynllun ar ôl cynnal asesiad o anghenion o dan adran 14 o Ddeddf 2014 (a adwaenir fel "asesiad poblogaeth"). Rhaid i'r cynllun hwn (a adwaenir fel "cynllun ardal") nodi, ymhlith pethau eraill, ystod a lefel y gwasanaethau y mae'r corff yn bwriadu eu darparu, neu drefnu iddynt gael eu darparu, mewn ymateb i'r asesiad poblogaeth.

Mae'r Rheoliadau hyn yn gwneud darpariaeth ynghylch cynlluniau ardal, gan gynnwys pennu pa bryd y mae cynllun ardal i gael ei gyhoeddi (rheoliad 2), adolygu a diwygio cynlluniau ardal (rheoliad 3), personau y dylid darparu copïau o'r cynlluniau ardal

iddynt (rheoliad 4), cymryd camau i ymgysylltu â dinasyddion, sefydliadau'r sector preifat a'r trydydd sector a chyrff cyhoeddus wrth lunio cynlluniau ardal (rheoliadau 5 a 6) a monitro a gwerthuso cynlluniau ardal (rheoliad 7).

Mae'r Rheoliadau yn cynnwys darpariaeth ar gyfer sut y mae pob un o'r rheoliadau i fod yn gymwys os yw awdurdod lleol neu Fwrdd Iechyd Lleol wedi penderfynu arfer pwerau o dan adran 14A(4) neu (5) o Ddeddf 2014 i lunio a chyhoeddi cynllun ardal ar y cyd.

Deddf Wreiddiol: Deddf Gwasanaethau Cymdeithasol a Llesiant (Cymru) 2014

Fe'u gwnaed ar: 24 Ionawr 2017

Fe'u gosodwyd ar: 27 Ionawr 2017

Yn dod i rym ar: 1 Ebrill 2017

Deddf – Gorchymyn Cyngor y Gweithlu Addysg (Achredu Hyfforddiant Cychwynnol Athrawon) (Swyddogaethau Ychwanegol) (Cymru) 2017

Cefndir a diben

Cafodd y Cyngor Gweithlu Addysg ("y Cyngor") ei gadw mewn bodolaeth gan adran 2 o Ddeddf Addysg (Cymru) 2014 ("Deddf 2014"). Mae adran 4 o Ddeddf 2014 yn nodi prif swyddogaethau'r Cyngor. Mae adran 5 o Ddeddf 2014 yn caniatáu i Weinidogion Cymru wneud Gorchymyn yn gosod rhagor o swyddogaethau ar y Cyngor. Yn unol â hynny, mae'r Gorchymyn hwn yn gosod swyddogaethau ychwanegol ar y Cyngor sy'n ymwneud ag achredu a thynnu achrediad cyrsiau neu raglenni astudio hyfforddiant cychwynnol athrawon ysgol (erthygl 3).

Y weithdrefn

Cadarnhaol

Materion technegol: craffu

Ni nodwyd unrhyw bwyntiau i gyflwyno adroddiad arnynt o dan Reol Sefydlog 21.2 mewn perthynas â'r offeryn drafft hwn.

Craffu ar y rhinweddau

Nodwyd un pwynt i gyflwyno adroddiad arno o dan Reol Sefydlog 21.3 mewn perthynas â'r offeryn drafft hwn (Rheol Sefydlog 21.3(ii): mae'r offeryn o bwysigrwydd gwleidyddol neu gyfreithiol neu ei fod yn codi materion polisi cyhoeddus sy'n debyg o fod o ddiddordeb i'r Cynulliad).

Mae erthygl 3 o'r Gorchymyn yn gosod swyddogaeth ar y Cyngor i fonitro cydymffurfiad y rhaglenni hyfforddiant cychwynnol athrawon a chyrsiau sydd wedi'u hachredu yn unol â'r "meini prawf achredu".

Mae erthygl 2 o'r Gorchymyn yn nodi mai ystyr "y meini prawf achredu" yw meini prawf ar gyfer achredu cyfredol neu dynnu achrediad yn ôl, a hynny wedi'i bennu gan Weinidogion Cymru o dan reoliadau a wnaed yn unol ag adran 132 o Ddeddf Addysg 2002. Nid yw'r Rheoliadau cyfredol a wnaed o dan adran 132 o'r Ddeddf yn darparu ar gyfer meini prawf o'r fath.

Fodd bynnag, mae paragraff 1.2 o'r Memorandwm Esboniadol yn nodi y caiff rheoliadau newydd eu gosod os yw'r Gorchymyn hwn yn cael ei gymeradwyo drwy benderfyniad gan Gynulliad Cenedlaethol Cymru.

Cynghorwyr Cyfreithiol
Y Pwyllgor Materion Cyfansoddiadol a Deddfwriaethol
26 Ionawr 2017

Gorchymyn drafft a osodwyd gerbron Cynulliad Cenedlaethol Cymru o dan adran 47(2) o Ddeddf Addysg (Cymru) 2014, i'w gymeradwyo drwy benderfyniad gan Gynulliad Cenedlaethol Cymru

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O F F E R Y N N A U S T A T U D O L
C Y M R U D R A F F T

2017 Rhif (Cy.)

ADDYSG, CYMRU

Gorchymyn Cyngor y Gweithlu Addysg (Achredu Hyfforddiant Cychwynnol Athrawon) (Swyddogaethau Ychwanegol) (Cymru) 2017

NODYN ESBONIADOL

(Nid yw'r nodyn hwn yn rhan o'r Gorchymyn)

Parhawyd â bodolaeth Cyngor y Gweithlu Addysg ("y Cyngor") gan adran 2 o Ddeddf Addysg (Cymru) 2014 ("Deddf 2014"). Mae adran 4 o Ddeddf 2014 yn nodi prif swyddogaethau'r Cyngor. Mae adran 5 o Ddeddf 2014 yn caniatáu i Weinidogion Cymru wneud Gorchymyn sy'n rhoi swyddogaethau ychwanegol i'r Cyngor neu'n gosod swyddogaethau ychwanegol arno. Yn unol â hynny, mae'r Gorchymyn hwn yn rhoi swyddogaethau ychwanegol i'r Cyngor sy'n ymwneud ag achredu cyrsiau neu raglenni astudio hyfforddiant cychwynnol athrawon ysgol ac â thynnu achrediad yn ôl (erthygl 3).

Ystyriwyd Cod Ymarfer Gweinidogion Cymru ar gynnal Asesiadau Effaith Rheoleiddiol mewn perthynas â'r Gorchymyn hwn. O ganlyniad, lluniwyd asesiad effaith rheoleiddiol o'r costau a'r manteision sy'n debygol o ddeillio o gydymffurfio â'r Gorchymyn hwn. Gellir cael copi oddi wrth yr Adran Addysg a Gwasanaethau Cyhoeddus yn Llywodraeth Cymru, Parc Cathays, Caerdydd, CF10 3NQ.

Gorchymyn drafft a osodwyd gerbron Cynulliad Cenedlaethol Cymru o dan adran 47(2) o Ddeddf Addysg (Cymru) 2014, i'w gymeradwyo drwy benderfyniad gan Gynulliad Cenedlaethol Cymru

O F F E R Y N N A U S T A T U D O L
C Y M R U D R A F F T

2017 Rhif (Cy.)

ADDYSG, CYMRU

Gorchymyn Cyngor y Gweithlu Addysg (Achredu Hyfforddiant Cychwynnol Athrawon) (Swyddogaethau Ychwanegol) (Cymru) 2017

Gwnaed	*2017*
Yn dod i rym	*16 Chwefror 2017*

Mae Gweinidogion Cymru, drwy arfer y pwerau a roddir iddynt gan adrannau 5 a 47(1) o Ddeddf Addysg (Cymru) 2014(**1**), ar ôl ymgynghori â'r personau hynny y maent yn ystyried eu bod yn briodol, yn gwneud y Gorchymyn a ganlyn.

Yn unol ag adran 47(2) o Ddeddf Addysg (Cymru) 2014, gosodwyd drafft o'r Rheoliadau hyn gerbron Cynulliad Cenedlaethol Cymru ac fe'i cymeradwywyd ganddo drwy benderfyniad.

Enwi, cychwyn a chymhwyso

1.—(1) Enw'r Gorchymyn hwn yw Gorchymyn Cyngor y Gweithlu Addysg (Achredu Hyfforddiant Cychwynnol Athrawon) (Swyddogaethau Ychwanegol) (Cymru) 2017.

(2) Daw'r Gorchymyn hwn i rym ar 16 Chwefror 2017.

(3) Mae'r Gorchymyn hwn yn gymwys o ran Cymru.

(**1**) 2014 dccc 5.

Dehongli

2. Yn y Gorchymyn hwn—

ystyr "y Cyngor" ("*the Council*") yw Cyngor y Gweithlu Addysg y parheir â'i fodolaeth gan adran 2 o Ddeddf Addysg (Cymru) 2014;

ystyr "y meini prawf achredu" ("*the accreditation criteria*") yw'r meini prawf ar gyfer yr achrediad neu ar gyfer tynnu achrediad yn ôl a bennir gan Weinidogion Cymru o dan reoliadau a wneir o dan adran 132 o Ddeddf Addysg 2002(**1**).

Swyddogaethau ychwanegol

3.—(1) Mae'r Cyngor i gael y swyddogaethau o—

(a) achredu cyrsiau neu raglenni hyfforddiant cychwynnol athrawon ysgol ("y Gwasanaeth");

(b) monitro cydymffurfedd cyrsiau neu raglenni achrededig hyfforddiant cychwynnol athrawon â'r meini prawf achredu;

(c) tynnu achrediad cyrsiau neu raglenni hyfforddiant cychwynnol athrawon yn ôl; a

(d) codi ffïoedd mewn cysylltiad â darparu'r Gwasanaeth.

(2) Ni chaiff y ffïoedd a godir gan y Cyngor yn unol â pharagraff (1)(d) fod yn fwy na chost darparu'r Gwasanaeth.

Ysgrifennydd y Cabinet dros Addysg, un o
Weinidogion Cymru
Dyddiad

(**1**) 2002 (p. 32) fel y'i diwygiwyd gan baragraff 19(1) a (2) o Atodlen 2 i Ddeddf Addysg 2011 (p. 21) a chan baragraff 1(1) a (4) o Ran 1 o Atodlen 3 i Ddeddf Addysg (Cymru) 2014.

Explanatory Memorandum: The Education Workforce Council (Accreditation of Initial Teacher Training) (Additional Functions) (Wales) Order 2017

The Explanatory Memorandum has been prepared by the Education and Public Services Group of the Welsh Government and is laid before the National Assembly for Wales in conjunction with the above subordinate legislation and under Standing Order 27.1.

Cabinet Secretary's Declaration

In my view this Explanatory Memorandum gives a fair and reasonable view of the expected impact of the Education Workforce Council (Accreditation of Initial Teacher Training) (Additional Functions) (Wales) Order 2017.
.

I am satisfied that the benefits justify the likely costs.

Kirsty Williams
Cabinet Secretary for Education
24 January 2017

1. DESCRIPTION

1.1 The Education Workforce Council ("the Council") is continued in existence under section 2 of the Education (Wales) Act 2014 ("the 2014 Act"). Section 4 of the 2014 Act sets out the main functions of the Council and Section 5 of the 2014 Act allows the Welsh Ministers to make an Order conferring or imposing additional functions on the Council. Accordingly, the Education Workforce Council (Accreditation of Initial Teacher Training) (Additional Functions) (Wales) Order 2017 ("the 2017 Order") confers the following additional functions on the Council:

a) accrediting courses or programmes of initial school teacher training ("the Service");

b) monitoring compliance of accredited courses or programmes of initial teacher training with the accreditation criteria;

c) withdrawing accreditation of courses or programmes of initial school teacher training; and

d) charging fees in connection with providing the Service

1.2 The Accreditation functions are currently exercised by the Higher Education Funding Council for Wales (HEFCW) under regulation 7 of the School Teachers' Qualifications (Wales) Regulations 2012 (the 2012 Regulations). The Education Workforce Council (Accreditation of Initial Teacher Training) (Wales) Regulations (the 2017 Regulations), will revoke regulation 7 of the 2012 Regulations. These 2017 Regulations will be laid following the 2017 Order, if that Order is approved by resolution of the National Assembly for Wales.

2. MATTERS OF SPECIAL INTEREST TO THE CONSTITUTIONAL AND LEGISLATIVE AFFAIRS COMMITTEE

2.1 None.

3. LEGISLATIVE BACKGROUND

3.1 Qualified for Life[1] sets out clear strategic objectives for the development of the curriculum and qualifications whilst recognising the central role of the education workforce in delivering our vision, through:

- an excellent professional workforce with strong pedagogy based on an understanding of what works,
- leaders of education at every level working together in a self-improving system, providing mutual support and challenge to raise standards in all schools.

3.2 In his report, *Successful Futures*, Professor Graham Donaldson set out a radical vision for the future of the education system in Wales. Professor Donaldson was clear that realisation of his proposals for the new curriculum must be firmly based on the principle of subsidiarity, with practitioners being empowered to make decisions in their schools and

[1] http://gov.wales/docs/dcells/publications/141001-qualified-for-life-en.pdf

classrooms, about how the curriculum is developed and delivered to meet the needs of their local context.

3.3 Professor Furlong's independent report *'Teaching Tomorrow's Teachers'*[2], was published on 9th March 2015. The report recommended that the process of accrediting programmes of initial teacher education should be the responsibility of the professional regulatory body, as it is in other parts of the UK and teaching and non-teaching professional bodies across the world; and that an 'Accreditation of Initial Teacher Training Committee' should be established within the Council in order to undertake this function.

3.4 As currently established the Council focuses on a few main functions. It sets a code of professional conduct, upholds the required professional standards, maintains a register of education practitioners and provides advice on key issues affecting the profession. However, the 2014 Act allows the Welsh Minister to confer additional functions on the Council.

3.5 The expanded role of the Council in relation to the accreditation of Initial Teacher training (ITT) is in line with the ethos that the profession must take responsibility for leading changes in teaching, leadership and for developing and supporting the profession collectively. This approach supports the views of Professors' Donaldson and Furlong about the conditions for delivering their recommendations, and it is in line with effective professional governance in a range of other professions and in the education system in Northern Ireland, Republic of Ireland, Scotland and countries outside of the UK (Australia, New Zealand and Canada).

4. PURPOSE AND INTENDED EFFECT OF THE LEGISLATION

4.1 There are a range of measures for ensuring the quality of training provisions relating to the education workforce. In terms of ITT, the Welsh Government does not directly control what courses are offered at particular institutions, including whether they are offered through the medium of Welsh. However, it manages initial teacher supply through the setting of overall intake target allocations for recruitment to ITT in Wales. These are notified to HEFCW, which is required (under the Education Act 2005, section 86(6)(a)) to have regard to any forecast of demand for newly qualified teachers that is notified to it by the Welsh Ministers).

4.2 The Welsh Government has set out to create, systematically, a new climate of higher expectations for schools[3]. While ITT is recognised as a major contributor to teaching quality in most countries with advanced school systems, the evidence from inspection and self-evaluation shows that ITT provision in Wales is not meeting the standards set by the highest performers globally.

4.3 The Welsh Government through the 2017 Order will deliver enhanced functions for the Council which will allow them to establish the Accreditation of Initial Teacher Training

[2] http://gov.wales/docs/dcells/publications/150309-teaching-tomorrows-teachers-final.pdf

[3] Tabberer, R. (2013) A Review of Initial Teacher Training in Wales http://gov.wales/docs/dcells/publications/131007-review-of-initial-teacher-training-in-wales-en.pdf

Committee, to take on the role of accrediting ITT programmes of study. This enhanced function would mean that specific aspects of ITT would no longer be undertaken by HEFCW (as recommended in *Teaching Tomorrow's Teachers*).

4.4 This new approach is intended to deliver the improvements we all seek to learner outcomes, by investing in the development of a skilled and committed professional workforce.

4.5 In 2015, a task and finish group (chaired by Professor Furlong) was established to develop the reconceptualised criteria for accrediting ITT programmes in Wales, the Teacher Education Accreditation Group. The aim of the new criteria is to improve the quality and consistency of provision and introduce a new approach to ITT in Wales.

4.6 The criteria for the accreditation of initial teacher training programmes in Wales, sets out the criterion that has been developed by the Teacher Education Accreditation Group and is available at: www.learning.gov.wales and via the library of the National Assembly for Wales). ITT entry requirements and criteria for individuals will remain the same.

4.7 The timing and extent of any transfer of functions to the Council will be aligned to implementation plans for the new Curriculum (over 3-5 years). The arrangements for accrediting ITT provision however, will need to be in place by no later than autumn of 2017 to ensure all new courses of ITT from September 2019 are accredited against the revised accreditation criteria.

4.8 The cycle for accreditation would happen every 5 years, although this may be for just 1 or 2 years transitionally. It will commence with all programmes needing to be submitted for accreditation in line with the following timetable. It is proposed that no new ITT programmes in Wales may run from September 2019 without approval from the Accreditation of Initial School Teacher Training Committee.

Action	**Date**
The Digital Competence Framework is available to schools and settings in Wales	1st September 2016
Partnership to send "statement of intent" to submit a programme for accreditation to the Welsh Government	By 6th January 2017
Partnership to submit ITT programme/s to the Accreditation of Initial School Teacher Training Committee for accreditation against accreditation criteria	By 1st December 2017
The Accreditation of Initial School Teacher Training Committee to assess programmes and make a decision to award, defer or refuse accreditation	By June 2018
New curriculum and assessment arrangements available	September 2018
ITE Partnership to commence marketing of their programme to prospective student teachers	3rd September 2018
ITE Partnership to commence delivery of new programme	2nd September 2019
New curriculum and assessment arrangements in place	September 2021

5. CONSULTATION

5.1 Details of the consultation undertaken are included in section 8 within the RIA below.

6 PART 2 – REGULATORY IMPACT ASSESSMENT

Establishment of the Accreditation of Initial Teacher Training Committee

6.1 Future ITT programmes of study in Wales must be capable of delivering newly qualified, reflective practitioners with the appropriate qualifications, skills and appetite to deliver against the improved education agenda as set out in Qualified for Life. It is equally important that the work to reform ITT outlined in *Teaching Tomorrow's Teachers* complements the work being undertaken elsewhere on the implementation of the new Curriculum and Assessment arrangements as set out in Successful Futures and *A curriculum for Wales – a curriculum for life*[4].

6.2 The Accreditation of Initial Teacher Training Committee will comprise of members of the profession, experts in the field of initial teacher training, practising or very recent head teacher and a representative of Estyn. The Committee would ultimately be responsible for accrediting all programmes of initial teacher training.

6.3 The General Teaching Council (GTC) Scotland, the Teaching Council for Ireland (TCI) and the GTC Northern Ireland all have a role in the accreditation of programmes of ITT. The TCI model was put in place 5 years ago and incorporated many of the best practices from GTC Scotland and across the world. TCI also charge a fee for the consideration of applications which is payable by HEIs participating in the accreditation process.

7. OPTIONS

Option 1: Do Nothing

7.1 If we were to do nothing, we will not be able to implement reforms to the way ITT is accredited, an essential factor in ensuring an improvement in educational performance in schools.

Cost

7.2. There would be no new cost implications from this option.

Benefits

7.3 There would be no benefits from this option.

[4] A curriculum for Wales – a curriculum for life sets out the plan for taking forward the recommendations within Successful Futures: Independent Review of Curriculum and Assessment Arrangements in Wales.

Option 2: Make the Legislation

7.4 The introduction of the 2017 Order will allow us to move away from the current process of accrediting training providers to be replaced by the accreditation of the ITT programmes of study. This will enable more specific consideration of how the programmes will raise the quality of provision and attract the right people with the right skills, qualifications and an aptitude for teaching to enter teacher training.

Cost

7.5 The Accreditation of Initial Teacher Training Committee will require initial start up costs of £260k and will be paid over two financial years 2016/17 and 2017/18.

7.6 This funding will allow for the appointment of a highly credible, high-calibre Chair, two Deputy Chairs, and all associated set up costs (recruitment of staff, staff costs, administrative costs and equipment); and all based on the costs of similar arrangements in Scotland and Ireland. It is vital that arrangements are in place to facilitate a thorough review and Quality Assured accreditation process with the necessary rigour and support to ensure that all ITT programmes are thoroughly and appropriately reviewed in order that decisions regarding accreditation can be made in the time permitted. The arrangements for accrediting ITT provision will need to be in place by September 2018 to ensure all courses of ITT from 2019/20 are accredited against the revised accreditation criteria.

- £30k will be required in 2016-17, which will be met by the 'Pedagogy' budget within the Raising School Standards BEL 5511.
- The remaining £230k in 2017-18, will cover costs relating to the work undertaken by the Accreditation of Initial Teacher Training Committee on the assessment of the first round of programmes submitted by the partnerships. The funding will cover:
    - The Council's staff costs, recruitment of up to 3 staff – 2 permanent and 1 fixed term (staff to be in post by 1st June 2017).
    - Training of Committee members. The Welsh Government will appoint the Chair and two Deputy Chairs and the Council will appoint up to 15 panel members to sit on the Committee, as and when required; the process for which will be set out in *'The Education Workforce Council (Accreditation of Initial Teacher Training) Regulations'*. These Regulations will be laid and are subject to the approval of the, by the National Assembly.
    - The remuneration of Committee members and the requirements for site visits. We envisage, approximately 25 programmes being submitted for accreditation, with up to 3 members days spent on each programme.

- This funding requirement will again be met from the 'Pedagogy' budget within the Raising School Standards BEL 5511.

- The ongoing costs for the accreditation process following the first round of applications will be met through the charging of fees payable by the partnerships participating in the accreditation process. The fee level will be subject to a separate consultation undertaken by the Council, with a system of charging in place by 31 August 2018.

Benefits

7.7 Central to the vision underpinning the new accreditation criteria for ITT programmes, is the recognition that high quality professional training and education necessarily involves a number of different modes of learning. Some dimensions of teaching can only be learned experientially while other forms of learning are intellectually based. However, the largest part of all teacher training and education should be based on learning that is both rigorously practical and intellectually challenging. International evidence stresses that high quality teacher education involves both aspects: developing strong links between theory and practice in a way that helps students to understand and explore the interconnectedness of education theories and classroom practices.

7.8 As the OECD and others[5] now recognise, the very best examples of teacher training and education internationally are based on this dual form of learning. This is the form of teacher education that is going to be essential for Wales if the vision for our schools is to be achieved. This has important consequences for both schools and universities and for how they collaborate.

7.9 It is anticipated that in the future all ITT programmes will be led by a 'partnership', that is a Higher Education Institution (HEI) working in close collaboration with a number of 'lead partnership schools'. It is this partnership that will bring forward the programme for accreditation. If truly collaborative teacher training and education is to be achieved then 'the partnership' – the HEI together with all of their partner schools - must take joint responsibility for their contributions to the programme.

7.10 The introduction of the 2017 Order will enable us to move away from the current process of accrediting training providers to be replaced by the accreditation of the ITT programmes of study. This in turn will allow a thorough review and Quality Assured accreditation process to be undertaken with the necessary rigour and support to ensure that all ITT programmes are thoroughly and appropriately reviewed.

7.11 More specific consideration will be given on how the programmes will raise the quality of provision and attract the right people with the right skills, qualifications and an aptitude for teaching to enter teacher training. These changes are intended to improve the quality of ITT in Wales and in turn raise the standard of teaching in our schools.

8. CONSULTATION

8.1 The Welsh Government undertook a consultation on the "Draft criteria for the accreditation of Initial Teacher Education programmes in Wales and the proposal for the Council to accredit initial teacher education"[6]

8.2 A summary of responses is available at:

https://consultations.gov.wales/consultations/initial-teacher-education-accreditation

https://ymgyngoriadau.llyw.cymru/ymgyngoriadau/achredu-addysg-gychwynnol-i-athrawon

[5] OECD (2012) Strong Performers and Successful Reformers in Education: Lessons from PISA for the United States. http://www.oecd.org/pisa/46623978.pdf BERA: RSA (2014) The Role of Research in Teacher Education: Reviewing the evidence. Interim report. London: BERA

[6] https://consultations.gov.wales/sites/default/files/consultation_doc_files/160923_consultation_document_en.pdf

9. COMPETITION ASSESSMENT

9.1 There is no market implications associated with the making this Order.

10. IMPACT OF THE PROPOSED LEGISLATION ON DUTIES OF THE WELSH MINISTERS AS SET OUT IN THE GOVERNMENT OF WALES ACT 2006

10.1 The Order is not considered to have any specific impact on the duties of the Welsh Ministers as set out in the Government of Wales Act 2006.

11. IMPACT UPON THE VOLUNTARY SECTOR

11.1 None

12. EQUALITY OF OPPORTUNITY AND WELSH LANGUAGE

12.1 No issues relating to these duties are considered to arise from the making of this Order.

13. SUSTAINABLE DEVELOPMENT

13.1 The aim of this Order is to deliver the improvements we all seek to learner outcomes, by investing in the development of a skilled and committed professional workforce.

Cynulliad Cenedlaethol Cymru
Y Pwyllgor Materion Allanol a Deddfwriaeth Ychwanegol

National Assembly for Wales
External Affairs and Additional Legislation Committee

Eitem 5.1

Huw Irranca-Davies AC
Cadeirydd y Pwyllgor Materion Cyfansoddiadol a Deddfwriaethol

1 Chwefror 2017

Annwyl Huw,

Parthed: Llais Cryfach i Gymru: ymgysylltu â San Steffan a sefydliadau datganoledig

Diolch i chi am eich gohebiaeth ddiweddar yn tynnu ein sylw at eich ymchwiliad i gysylltiadau rhwng sefydliadau yng Nghymru a'r Deyrnas Unedig. Byddwch yn ymwybodol bod cylch gwaith y Pwyllgor Materion Allanol a Deddfwriaeth Ychwanegol yn cynnwys (ymhlith pethau eraill):

> (a) archwilio'r goblygiadau i Gymru oherwydd i'r Deyrnas Unedig benderfynu gadael yr Undeb Ewropeaidd a sicrhau bod buddiannau Cymru yn cael eu diogelu yn ystod y broses adael, mewn unrhyw berthynas newydd â'r UE ac yn nhrefniadau gwledydd y DU ar ôl gadael ar gyfer materion perthnasol o ran polisi, cyllid a deddfwriaeth.

Bydd gweithio effeithiol rhwng llywodraethau a rhwng sefydliadau yn chwarae rhan bwysig o ran sicrhau bod ein Pwyllgor yn gallu cyflawni ei gylch gwaith.

Yn ystod ein gwaith cychwynnol ar y goblygiadau i Gymru yn sgil gadael yr Undeb Ewropeaidd, amlygodd peth o'r dystiolaeth gwestiynau o ran cadernid cysylltiadau rhynglywodraethol ar hyn o bryd, a'r angen i ymdrin â'r rhain yng nghyd-destun cymhwysedd a rennir ac ailwladoli pwerau pan fydd Cymru yn gadael yr Undeb Ewropeaidd. Wrth ymateb i'ch cais am farn, felly, hoffem dynnu eich sylw at ein

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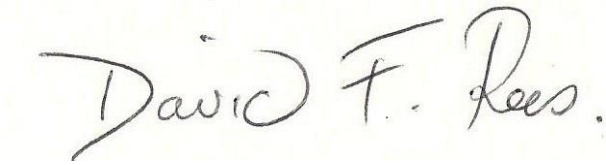
hadroddiad diweddar sy'n archwilio agweddau sy'n berthnasol i'ch ymchwiliad. Yn benodol, bydd yn dda gennych nodi ein canfyddiadau ym mhenodau 9, 10, 11 a 12, gan eu bod yn ymwneud â themâu sy'n berthnasol i'ch ymholiad.

O ran cysylltiadau rhyngseneddol, rydym yn ymgymryd â nifer o weithgareddau gyda chydweithwyr mewn deddfwrfeydd eraill. Mae'r rhain yn cynnwys cymryd rhan yng nghynhadledd y pwyllgorau 'Brexit' yn y deddfwrfeydd datganoledig a Chynulliad Llundain, a'm haelodaeth o'r Fforwm EC-UK. Mae ein hadroddiad hefyd yn cyfeirio at y trefniadau rhyngseneddol hyn.

Gobeithio y bydd y wybodaeth hon fod yn ddefnyddiol i chi yn eich trafodaethau ac rydym yn edrych ymlaen at weld eich canfyddiadau maes o law.

Yn gywir,



David Rees AC

Cadeirydd y Pwyllgor Materion Allanol a Deddfwriaeth Ychwanegol

Croesewir gohebiaeth yn Gymraeg neu Saesneg.

We welcome correspondence in Welsh or English.

Mae cyfyngiadau ar y ddogfen hon

Yn rhinwedd paragraff(au) ix o Reol Sefydlog 17.42

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