

DEPARTMENT OF BASIC EDUCATION

NO. 2473

9 September 2022



**NATIONAL EDUCATION POLICY ACT, 1996 (ACT NO. 27 OF 1996)
THE SOUTH AFRICAN SCHOOLS ACT, 1996 (ACT NO. 84 OF 1996)**

**AMENDMENT TO THE NATIONAL POLICY PERTAINING TO THE
PROGRAMME AND PROMOTION REQUIREMENTS OF THE NATIONAL
CURRICULUM STATEMENT GRADES R-12**

I, Angelina Matsie Motshekga, Minister of Basic Education, acting under section 3(4)(l) of the *National Education Policy Act, 1996 (Act No. 27 of 1996)* and 6A (1) of the *South African Schools Act, 1996 (Act No. 84 of 1996)*, and after consultation with the Council of Education Ministers, made the Policy pertaining to the Programme and Promotion Requirements of the National Curriculum Statement Grades R – 12, as contained in the Schedule.

AVAILABILITY OF THE DOCUMENTS

Amendment to the Policy pertaining to the Programme and Promotion Requirements of the National Curriculum Statement Grades R – 12 is available on the Departmental website: www.education.gov.za, under **Resources, Policies, and Curriculum and Assessment.**



**MRS ANGIE MOTSHEKGA, MP
MINISTER**

DATE: 18/08/2022

SCHEDULE

GENERAL EXPLANATORY NOTE

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

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

Definitions

1. In this policy, "**Policy**" means the National Policy pertaining to the Programme and Promotion Requirements of the National Curriculum Statement Grades R – 12 Policy, published under *Government Notices No. 1115 and 1116 in Government Gazette No. 36042 of 28 December 2012 as amended by Government Notice No. 564 (GG 37840 of 18 July 2014); Government Notices No.625 and 626 (GG 37910 of 13 August 2014); Government Notices No. 236 and 237 (GG 38590 of 20 March 2015); Government Notice No. 1161 (GG 39435 of 20 November 2015); Government Notices No. 1496 and 1497 (GG 40472 of 2 December 2016); Government Notice No.1402 (GG 41321 of 15 December 2017); **Government Notice No. 1261 (GG 43934 of 27 November 2020)**; and Government Notice No. 104 (GG 44173 of 05 February 2021).*

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Amendment of definition of Deaf learner

2. The definition of "Deaf learner" is hereby amended by the substitution for the definition of "Deaf learner" of the following definition—

“**Deaf learner**” means a learner who is either in a special school in terms of *section 5(6) of the South African Schools Act, 1996 (Act No. 84 of 1996)*, or in an ordinary school where he or she has been assessed and verified by a registered health professional as Deaf. Such a Deaf learner may, in terms of *section 6(4) of the South African Schools Act, 1996*, offer South African Sign Language, which has the status of an official language for the purposes of learning **[as a language of learning and teaching in lieu of the second required official language]**.”.

Amendment of paragraph 6 of Policy

3. Paragraph 6 of the Policy is hereby amended by the substitution for sub-paragraph (2bA) of the following sub-paragraph—

“(2bA) Deaf learners may, subject to *paragraph 7(6)*, select South African Sign Language at Home Language level listed in Table 1A **[in lieu of the official language at First Additional Language level as contemplated in *sub-paragraph (b)*]**.”.

Amendment of paragraph 7 of Policy

4. Paragraph 7 of the Policy is hereby amended by the substitution for sub-paragraph (3bA) of the following sub-paragraph—

“(3bA) Moderate Achievement (Level 3) (40%-49%) in South African Sign Language at Home Language level as contemplated in *paragraph 6(2) (bA)*, **[if offered by Deaf learners in lieu of an official language at First Additional Language level]**; and”.

Amendment of paragraph 12 of Policy

5. Paragraph 12 of the Policy is hereby amended by the substitution for sub-paragraph (1A) of the following sub-paragraph:

“(1A) Deaf learners may, subject to *paragraph 14(5)*, select South African Sign Language at Home Language level listed in Table 6A **[in lieu of the official language at First Additional Language level as contemplated in subparagraph (1)]**”.

Amendment of paragraph 14 of Policy

6. Paragraph 14 of the Policy is hereby amended by the substitution for sub-paragraph (bA) of the following sub-paragraph:

“(bA) Moderate Achievement (Level 3) (40%-49%) in South African Sign Language at Home Language level as contemplated in paragraph 12(1A) **[, if offered by Deaf learners in lieu of an official language at First Additional Language level]**”.

Amendment of paragraph 19 of Policy

7. Paragraph 19 of the Policy is hereby amended by the substitution for sub-paragraph (1A) of the following sub-paragraph:

“(1A) Deaf learners may, subject to *paragraph 21(1) (eA)*, select South African Sign Language at Home Language level listed in Table 11A **[in lieu of the official language at First Additional Language level as contemplated in sub-paragraph (1)]**”.

Amendment of paragraph 21 of Policy

8. Paragraph 21 of the Policy is hereby amended by the substitution for sub-paragraph (1bA) of the following sub-paragraph—

“(1bA) Moderate Achievement (Level 3) (40%-49%) in South African Sign Language at Home Language level as contemplated in *paragraph 19(1A)* [**, if offered by Deaf learners in lieu of an official language at First Additional Language level**];”.

Amendment of paragraph 27 of Policy

9. Paragraph 27 of the Policy is hereby amended by the substitution for sub-paragraph (2aA) of the following sub-paragraph:

“(2aA) Deaf learners may, subject to *paragraph 33(2)(a)(i)*, select South African Sign Language at Home Language level listed in Table B4A [**in lieu of the official language at First Additional Language level as contemplated in sub-paragraph (2)(a)**];”.

Short title and commencement

10. This Policy is called the Amended National Policy pertaining to the Programme and Promotion Requirements of the National Curriculum Statement Grades R - 12, 2022, and will come into effect on the date of publication in the *Government Gazette*.

**basic education**Department:
Basic Education
REPUBLIC OF SOUTH AFRICA**NOTICE NO:** _____ **DATE:** _____**THE SOUTH AFRICAN SCHOOLS ACT, 1996
(ACT NO. 84 OF 1996)****AMENDMENT TO THE REGULATIONS PERTAINING TO THE
NATIONAL CURRICULUM STATEMENT GRADES R-12 TO RECOGNISE
SOUTH AFRICAN SIGN LANGUAGE AS A HOME LANGUAGE FOR
PROMOTIONAL PURPOSES**

I, Angelina Matsie Motshekga, Minister of Basic Education, hereby, in terms of section 61(c) and (d) of the South African Schools Act, 1996 (Act. No. 84 of 1996) and after consultation with the Council of Education Ministers, made the Regulations Pertaining to the National Curriculum Statement Grades R-12, as contained in the Schedule.

AVAILABILITY OF THE DOCUMENTS

Amendment to the Regulations Pertaining to the National Curriculum Statement Grades R-12 is available on the Departmental website: www.education.gov.za, under **Resources, Policy, Curriculum and Assessment Policies**.

**MRS ANGIE MOTSHEKGA, MP
MINISTER****DATE:** 18/08/2022

SCHEDULE

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.

DEFINITIONS

1. In these regulations "the Regulations" means the Regulations Pertaining to the National Curriculum Statement Grades R-12, published under Government Notice No. R1114 in Government Gazette 36041 of 28 December 2012 as amended by Government Notice No. R235 (GG 38589 of 20 March 2015); Government Notice No. R1160 and 1162 of 2015 (GG 39435 of 20 November 2015); Government Notice No. R1495 of 2016 (GG 40472 of 2 December 2016); Government Notice No. R1404 of 2017 (GG 41321 of 15 December 2017); Government Notice No. R1261 of 2020 (GG 43934 of 27 November 2020); and Government Notice No. R104 (GG 44173 of 05 February 2021).

Amendment of Regulation 2 of the Regulations

2. The definition of "**Deaf learner**" is hereby amended by the substitution for the definition of "**Deaf learner**" of the following definition:

"**Deaf learner**" – means a learner who is either in a special school in terms of *section 5(6) of the South African Schools Act, 1996 (Act No. 84 of 1996)*, or in an ordinary school where he or she has been assessed and verified by a registered health professional as Deaf. Such a Deaf learner may, in terms of *section 6(4) of the South African Schools Act, 1996*, offer South African Sign Language, which has the status of an official language for the purposes

of learning **[,as a language of learning and teaching in lieu of the second required official language].”.**

Amendment of Regulation 5 of the Regulations

3. Regulation 5 of the Regulations, is hereby amended –

(a) by the substitution in sub-regulation (1) in paragraph (c) for sub-paragraph (iA) of the following sub-paragraph:

“(1) (c)(iA) Deaf learners may, subject to *regulation 18(5)*, select South African Sign Language at Home Language level listed in Table 1A **[in lieu of the official language at First Additional Language level as contemplated in *sub-paragraph (b)*].”;**

(b) by the substitution in sub-regulation (2) in paragraph (a) for sub-paragraph (iA) of the following sub-paragraph:

“(2)(a)(iA) Deaf learners may, subject to paragraph 14(5), select South African Sign Language at Home Language level **[in lieu of the official language at Home Language level as contemplated in *sub-regulation (1)*].”;**

(c) by the substitution in sub-regulation (3) in paragraph (a) for sub-paragraph (iA) of the following sub-paragraph:

“(3)(a)(iA) Deaf learners may, subject to paragraph 21(1)(eA) select South African Sign Language at Home Language level **[in lieu of the official language at First Additional Language level as contemplated in *sub-regulation (1)*].”;** and

- (d) by the substitution in sub-regulation (4B) in paragraph (b) for subparagraph (iA) of the following sub-paragraph:

“(4B)(b)(iA) Deaf learners may, subject to regulation 18(5)(a), select South African Sign Language at Home Language level listed in Table B4A **[in lieu of the official language at First Additional Language level as contemplated in sub-regulation (4)(a)]**.”.

Amendment of Regulation 6 of the Regulations

4. Regulation 6 of the Regulations, is hereby amended –

- (a) by the substitution in sub-regulation (1) in paragraph (e) for subparagraph (iiiA) of the following sub-paragraph:

“(1)(e)(iiiA) Adequate Achievement (Level 4) (50%-59%) in South African Sign Language at Home Language level as contemplated in *paragraph 5(1)(a)(iA)* **[, if offered by Deaf learners in lieu of an official language at First Additional Language level]; and**”;

- (b) by the substitution in sub-regulation (2) in paragraph (a) for subparagraph (ii) item (bbA) of the following item:

“(2) (a) (ii) (bbA) Adequate Achievement (Level 4) (50%-59%) in South African Sign Language at Home Language level as contemplated in regulation *5(2)(a)(iA)* **[, if offered by Deaf learners in lieu of an official language at First Additional Language level];**” and

- (c) by the substitution in sub-regulation (3) in paragraph (a) for subparagraph (ii) item (bbA) of the following item:

“(3)(ii) (bbA) Adequate Achievement (Level 4) (50%-59%) in South African Sign Language at Home Language level as contemplated in regulation 5(3)(a)(iA)[, **if offered by Deaf learners in lieu of an official language at First Additional Language level**];”.

Short title and commencement

5. This Regulation is called the Amendment Regulations pertaining to the National Curriculum Statement Grades R-12, 2022 and will come into effect on the date of publication in the Government Gazette.