

*Status: Point in time view as at 21/09/2015.*

*Changes to legislation: There are currently no known outstanding effects for the Qualifications Wales Act 2015, Paragraph 16. (See end of Document for details)*

### SCHEDULE 3

#### FURTHER PROVISION ABOUT RECOGNITION OF AWARDING BODIES

##### *Review of decision to give direction*

- 16 (1) Qualifications Wales must make arrangements for its decision to give the direction referred to in paragraph 14 to be subject to review at the request of the awarding body concerned.
- (2) The arrangements must—
- (a) specify the period within which a review may be requested,
  - (b) make provision for recommendations to be made by the person carrying out the review to Qualifications Wales in respect of the direction,
  - (c) make provision for Qualifications Wales, having considered those recommendations, either to confirm or reverse its decision to give the direction, or to alter the direction, and
  - (d) require Qualifications Wales to notify the body concerned of the outcome of the review.
- (3) The arrangements must require a review to be carried out by a person who is independent of Qualifications Wales.
- (4) A person is independent of Qualifications Wales, for this purpose—
- (a) in the case of an individual, if he or she is neither a member of Qualifications Wales nor a member of Qualifications Wales' staff;
  - (b) in the case of a body, if none of the body's members is a member of Qualifications Wales nor a member of Qualifications Wales' staff.
- (5) If following a review Qualifications Wales confirms its decision to give a direction, or alters the direction concerned, it must give notice to the body concerned—
- (a) setting out the direction, as confirmed or altered,
  - (b) giving reasons for the confirmation or alteration, and
  - (c) stating the date on which the direction, or the direction as altered, will take effect.

#### **Commencement Information**

**II** Sch. 3 para. 16 in force at 21.9.2015 by S.I. 2015/1687, art. 2 (with arts. 3-12)

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