



# Apprenticeships, Skills, Children and Learning Act 2009

## 2009 CHAPTER 22

### PART 7

#### THE OFFICE OF QUALIFICATIONS AND EXAMINATIONS REGULATION

### CHAPTER 5

#### GENERAL

#### 172 Interpretation of Part

(1) In this Part—

“institution within the higher education sector”—

- (a) in relation to England, has the same meaning as in the [Education Act 1996 \(c. 56\)](#) (see section 4(4) of that Act);
- (b) in relation to Northern Ireland, means a higher education institution within the meaning of Article 30 of the Education and Libraries (Northern Ireland) Order 1993 ([S.I. 1993/2810 \(N.I. 12\)](#));

“Ofqual” means the Office of Qualifications and Examinations Regulation;

“qualification to which this Part applies” has the meaning given by section 130;

“regulated assessment arrangements” has the meaning given by section 131;

“regulated qualification” has the meaning given by section 130;

“the specified purposes”, in relation to regulated assessment arrangements, has the meaning given by section 131.

(2) In this Part a reference to the award or authentication of a qualification includes a reference to—

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*Status: This is the original version (as it was originally enacted).*

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- (a) the award or authentication of credits in respect of components of a qualification, and
  - (b) the award or authentication of a qualification by a body either alone or jointly with others.
- (3) In this Part a reference to recognition, or being recognised, in respect of a qualification is a reference to recognition, or being recognised, under section 132 in respect of the award or authentication of the qualification or of a description of qualification which applies to the qualification.

### **173 Transfer schemes**

Schedule 10 contains provision for the transfer of staff, property, rights and liabilities from the body to be known as the Qualifications and Curriculum Development Agency to Ofqual.

### **174 Minor and consequential amendments**

Schedule 12 contains minor and consequential amendments relating to the provision made by this Part (and Part 8).