

SCHEDULES

SCHEDULE 9

THE OFFICE OF QUALIFICATIONS AND EXAMINATIONS REGULATION

Membership

- 2 (1) Ofqual is to consist of—
- (a) a member appointed by Her Majesty by Order in Council to chair Ofqual,
 - (b) between 7 and 12 members appointed by the Secretary of State (the “ordinary members”), and
 - (c) the chief executive of Ofqual.
- (2) The person appointed by Her Majesty to chair Ofqual is to be known as the Chief Regulator of Qualifications and Examinations (“the Chief Regulator”).
- (3) Ofqual may appoint one of the ordinary members as deputy to the Chief Regulator (“the deputy”).
- (4) Before appointing a person as an ordinary member, the Secretary of State must consult the Chief Regulator or the deputy (subject to sub-paragraph (6)).
- (5) The Secretary of State may consult the deputy instead of the Chief Regulator only if satisfied that—
- (a) it is not practicable to consult the Chief Regulator, and
 - (b) it is necessary to make the appointment before it would be practicable to do so.
- (6) The Secretary of State may appoint a person as an ordinary member without consulting either the Chief Regulator or the deputy if satisfied that—
- (a) it is not practicable to consult either of those persons, and
 - (b) it is necessary to make the appointment before it would be practicable to do so.
- (7) One of the ordinary members (“the Northern Ireland member”) must be a person appointed following consultation with the Department for Employment and Learning in Northern Ireland.