



Apprenticeships, Skills, Children and Learning Act 2009

2009 CHAPTER 22

PART 7

THE OFFICE OF QUALIFICATIONS AND EXAMINATIONS REGULATION

CHAPTER 1

ESTABLISHMENT, OBJECTIVES AND GENERAL DUTIES

Regulated qualifications and regulated assessment arrangements

130 Meaning of “regulated qualifications” etc.

- (1) In this Part a “regulated qualification” means a qualification to which this Part applies which is awarded or authenticated by a body which is recognised under section 132 in respect of the qualification.
- (2) This Part applies to any of the following qualifications which is not an excluded qualification—
 - (a) an academic or vocational qualification awarded or authenticated in England;
 - ^{F1}(b)
- (3) An excluded qualification is any of the following—
 - (a) a foundation degree;
 - (b) a first degree;
 - (c) a degree at a higher level.
- (4) For the purposes of subsection (2) a qualification is awarded or authenticated in England ^{F2}... if there are, or may reasonably be expected to be, persons seeking to

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obtain the qualification who are, will be or may reasonably be expected to be assessed for those purposes wholly or mainly in England ^{F2}....

- (5) The Secretary of State may by order repeal subsection (2)(b).
- (6) An order under subsection (5) may make amendments and repeals to a provision of, or in an instrument made under, this or any other Act (including any Act passed after this Act) in consequence of the repeal of subsection (2)(b).
- (7) Before making an order under subsection (5) the Secretary of State must consult the Department for Employment and Learning in Northern Ireland.

Textual Amendments

- F1** S. 130(2)(b) omitted (14.6.2016) by virtue of [The Education \(Repeal of Arrangements for Vocational Qualifications Awarded or Authenticated in Northern Ireland\) Order 2016 \(S.I. 2016/642\)](#), arts. 1, **2**
- F2** Words in s. 130(4) repealed (14.6.2016) by [The Education \(Repeal of Arrangements for Vocational Qualifications Awarded or Authenticated in Northern Ireland\) Order 2016 \(S.I. 2016/642\)](#), art. 1, **Sch. Table 1**

Commencement Information

- I1** S. 130 in force at 1.4.2010 by [S.I. 2010/1151](#), art. 2, **Sch. 1**

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Commencement Orders yet to be applied to the Apprenticeships, Skills, Children and Learning Act 2009

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2009/3341 art. 2](#) commences (2009 c. 22)
- [S.I. 2010/2413 art. 2](#) commences (2009 c. 22)
- [S.I. 2011/829 art. 2](#) commences (2009 c. 22)
- [S.I. 2011/882 art. 2](#) amendment to earlier commencing SI 2010/303 art. 7 Sch. 6