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.