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*Changes to legislation: Apprenticeships, Skills, Children and Learning Act 2009, Paragraph 3 is up to date with all changes known to be in force on or before 28 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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## SCHEDULES

### SCHEDULE 9

#### THE OFFICE OF QUALIFICATIONS AND EXAMINATIONS REGULATION

##### *The Chief Regulator*

- 3 (1) The Chief Regulator holds and vacates office in accordance with the terms of the appointment.
- (2) Those terms are to be determined by the Secretary of State, subject to the following provisions of this Schedule.
- (3) The Chief Regulator must not be appointed for a term of more than 5 years.
- (4) The Chief Regulator may resign from office at any time by giving written notice to the Secretary of State.
- (5) Her Majesty may remove the Chief Regulator from office on either of the following grounds—
- (a) inability or unfitness to carry out the duties of office;
  - (b) absence from Ofqual's meetings for a continuous period of more than 6 months without Ofqual's permission.
- (6) The previous appointment of a person as [<sup>F1</sup>the chief executive of Ofqual (whether before or after the relevant commencement date)] does not affect the person's eligibility for re-appointment.
- [<sup>F2</sup>(7) “The relevant commencement date” means the date on which Schedule 7 to the Education Act 2011 comes fully into force.]

#### **Textual Amendments**

- F1** Words in Sch. 9 para. 3(6) substituted (1.4.2012) by [Education Act 2011 \(c. 21\), s. 82\(3\), Sch. 7 para. 3\(2\); S.I. 2012/924, art. 2](#)
- F2** Sch. 9 para. 3(7) inserted (1.4.2012) by [Education Act 2011 \(c. 21\), s. 82\(3\), Sch. 7 para. 3\(3\); S.I. 2012/924, art. 2](#)

#### **Commencement Information**

- I1** Sch. 9 para. 3 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