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WELSH STATUTORY INSTRUMENTS

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**2015 No. 1687**

The Qualifications Wales Act 2015 (Commencement  
No. 2 and Transitional and Saving Provisions) Order 2015

PART 3

Transitional provisions

**Applications for surrender of recognition**

- 8.—(1) This article applies where before 21 September 2015—
- (a) a person recognised under section 30(1)(e) of the 1997 Act has given notice to the Welsh Ministers under section 32C(1) (surrender of recognition) of that Act<sup>(1)</sup> and that notice has not been withdrawn, and
  - (b) the Welsh Ministers have not given a notice under section 32C(2) of the date on which that person is to cease to be recognised in the respect in question.
- (2) If that person has given a notice which is within paragraph (4), the person is to be treated as having given a surrender notice under paragraph 17 of Schedule 3 to the Act which—
- (a) is received on the date that the notice within paragraph (4) is received by the Welsh Ministers or Qualifications Wales,
  - (b) is in respect of the same qualifications as the notice given under section 32C(1) of the 1997 Act, and
  - (c) specifies the date given in the notice within paragraph (4) as the date for the purposes of paragraph 17(2) of that Schedule.
- (3) If, before 21 September 2015, the person has not given a notice which is within paragraph (4), as soon as reasonably practicable Qualifications Wales must inform the person that it must give a notice to Qualifications Wales which is within paragraph (4) before Qualifications Wales can determine when recognition in the respect concerned is to cease to have effect.
- (4) A notice is within this paragraph if it is a notice in writing from the person stating the date with the expiry of which the person wishes to cease to be recognised and if given—
- (a) before 21 September 2015, is given to the Welsh Ministers, or
  - (b) on or after that date, is given to Qualifications Wales.

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(1) Section 32C was inserted by the Apprenticeships, Skills, Children and Learning Act 2009 (c. 22), Schedule 12, paragraphs 12 and 19.