

**Changes to legislation:** Apprenticeships, Skills, Children and Learning Act 2009, Paragraph 3A is up to date with all changes known to be in force on or before 04 June 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

## SCHEDULES

### SCHEDULE 9

#### THE OFFICE OF QUALIFICATIONS AND EXAMINATIONS REGULATION

##### *[<sup>F1</sup>The chair*

###### Textual Amendments

**F1** Sch. 9 para. 3A and heading inserted (1.4.2012) by [Education Act 2011 \(c. 21\)](#), s. 82(3), [Sch. 7 para. 4](#); [S.I. 2012/924](#), art. 2

- 3A (1) The chair 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 chair must not be appointed for a term of more than 5 years.
- (4) The chair may resign from office at any time by giving written notice to the Secretary of State.
- (5) The Secretary of State may remove the chair from office on either of the following grounds—
- (a) inability or unfitness to carry out the duties of the 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 to chair Ofqual (whether before or after the relevant commencement date) does not affect the person's eligibility for re-appointment.
- (7) “The relevant commencement date” means the date on which Schedule 7 to the Education Act 2011 comes fully into force.]

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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