
STATUTORY INSTRUMENTS

2010 No. 1151

The Apprenticeships, Skills, Children and Learning Act 2009 (Commencement No. 3 and Transitional and Transitory Provisions) and (Commencement No. 2 (Amendment)) Order 2010

PART 3

Transitional provisions: Office of Qualifications and Examinations Regulation

Criteria for recognition

10.—(1) This article applies in relation to any criteria published by the QCA (“the transitional criteria”) which, immediately before 1st April 2010, are treated by the QCA as recognition criteria in respect of the award or authentication of a particular qualification or description of qualification.

(2) For the purposes of paragraph (1) “recognition criteria” are criteria developed and published by the QCA under section 24(2)(ea) of the 1997 Act for the recognition of persons under section 24(2)(eb) of that Act.

(3) With effect from 1st April 2010, the transitional criteria are to be treated as criteria set and published by Ofqual under section 133 of the Act for the recognition of persons under section 132 of that Act in respect of the award or authentication of the qualification or description of qualification mentioned in paragraph (1).

(4) With effect from 1st April 2010, any consultation carried out by the QCA for the purpose of developing the transitional criteria is to be treated as if it had been carried out by Ofqual under section 133(5) of the Act before setting the criteria.