



# Apprenticeships, Skills, Children and Learning Act 2009

## 2009 CHAPTER 22

### PART 7

#### THE OFFICE OF QUALIFICATIONS AND EXAMINATIONS REGULATION

### CHAPTER 2

#### FUNCTIONS IN RELATION TO QUALIFICATIONS

#### *Other*

#### **154 Review of qualifications to which Part applies**

Ofqual may keep under review all aspects of qualifications to which this Part applies.

#### **155 Review of system for allocating values to qualifications**

- (1) Ofqual must keep under review any system used by the Secretary of State for allocating values to qualifications to which this Part applies by reference to the level of attainment indicated by the qualifications.
- (2) The duty in subsection (1) applies only if the values are to be allocated for the purpose of a qualifications-based performance management system.
- (3) A qualifications-based performance management system is a system for measuring the relative performance of schools by reference to the performance of pupils at the schools in qualifications to which this Part applies.
- (4) Ofqual may at any time require the Secretary of State to provide it with any information which Ofqual considers it necessary or expedient to have for the purposes of, or in connection with, the performance by Ofqual of its duty under subsection (1).

### **156 Co-operation and joint working**

- (1) Ofqual may co-operate or work jointly with another public authority where it is appropriate to do so for the efficient and effective performance of any of Ofqual's qualifications functions.
- (2) "Public authority" includes any person who performs functions (whether or not in the United Kingdom) which are of a public nature.
- (3) In this Chapter "qualifications functions" means functions in connection with qualifications to which this Part applies.

### **157 Power to provide information to qualifications regulators**

- (1) Ofqual may provide information to a qualifications regulator for the purpose of enabling or facilitating the performance of a relevant function of the regulator.
- (2) For the purposes of this section—
  - (a) a qualifications regulator is a person who has functions in any part of the United Kingdom which are similar to Ofqual's qualifications functions, and
  - (b) a function of a qualifications regulator is a relevant function if it is similar to any of the qualifications functions of Ofqual.
- (3) Nothing in this section—
  - (a) affects any power to disclose information that exists apart from this section, or
  - (b) authorises the disclosure of information in contravention of any provision made by or under any Act which prevents disclosure of the information.