

**Changes to legislation:** Apprenticeships, Skills, Children and Learning Act 2009, Cross Heading: Learning and Skills Act 2000 (c. 21) is up to date with all changes known to be in force on or before 20 March 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 12

#### OFQUAL AND THE QCDA: MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Learning and Skills Act 2000 (c. 21)*

26 The Learning and Skills Act 2000 is amended as follows.

#### Commencement Information

**II** Sch. 12 para. 26 in force at 1.4.2010 by [S.I. 2010/1151](#), [art. 2](#), [Sch. 1](#)

- 27 (1) Section 96 (external qualifications: persons under 19) is amended as follows.
- (2) In subsection (1)(b) for “an external qualification” substitute “ a relevant qualification ”.
- (3) In subsection (2) for “external” substitute “ relevant ”.
- (4) For subsections (5) to (7) substitute—
- “(5) In this section “a relevant qualification”—
- (a) in relation to England, means a qualification to which Part 7 of the Apprenticeships, Skills, Children and Learning Act 2009 applies;
- (b) in relation to Wales, has the same meaning as in section 30 of the Education Act 1997.”

#### Commencement Information

**I2** Sch. 12 para. 27 in force at 1.4.2010 for E. by [S.I. 2010/1151](#), [art. 2](#), [Sch. 1](#)

**I3** Sch. 12 para. 27 in force at 1.11.2010 for W. by [S.I. 2010/2413](#), [art. 2\(a\)](#) (with [arts. 3-5](#))

- 28 (1) Section 98 (approved qualifications: England) is amended as follows.
- (2) Before subsection (3) insert—
- “(2B) A qualification may be approved only if—
- (a) the conditions mentioned in subsection (2C) are satisfied in relation to the qualification, or
- (b) the Office of Qualifications and Examinations Regulation is consulted before the approval is given.
- (2C) The conditions are that—
- (a) the qualification is a regulated qualification within the meaning of Part 7 of the Apprenticeships, Skills, Children and Learning Act 2009, and

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- (b) if the qualification is subject to the accreditation requirement (within the meaning of Chapter 2 of that Part), it is accredited under section 139 of that Act.”

<sup>F1</sup>(3) .....

**Textual Amendments**  
**F1** Sch. 12 para. 28(3) omitted (1.4.2012) by virtue of [Education Act 2011 \(c. 21\)](#), s. 82(3), [Sch. 16 para. 50](#); [S.I. 2012/924](#), art. 2

**Commencement Information**  
**I4** Sch. 12 para. 28 in force at 1.4.2010 by [S.I. 2010/1151](#), art. 2, [Sch. 1](#)

<sup>F2</sup>29 .....

**Textual Amendments**  
**F2** Sch. 12 para. 29 omitted (21.9.2015) by virtue of [Qualifications Wales Act 2015 \(anaw 5\)](#), s. 60(2), [Sch. 4 para. 9\(4\)](#); [S.I. 2015/1687](#), art. 2 (with arts. 3-12)

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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