



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

Recognition of awarding bodies

132 Recognition

- (1) Ofqual must recognise an awarding body in respect of the award or authentication of a specified qualification, or description of qualification, to which this Part applies if—
 - (a) the awarding body has applied for recognition in the respect in question, and
 - (b) the body meets the applicable criteria for recognition most recently published under section 133.
- (2) Ofqual may not recognise an awarding body if the requirements set out in paragraphs (a) and (b) of subsection (1) are not met by the body.
- (3) A recognition—
 - (a) has effect from such date as Ofqual may specify,
 - (b) is subject to the general conditions,
 - (c) if in respect of a qualification subject to the accreditation requirement, is subject to an accreditation condition, and
 - (d) is subject to such other conditions that Ofqual may impose at the time of recognition or later.

Changes to legislation: Apprenticeships, Skills, Children and Learning Act 2009, Section 132 is up to date with all changes known to be in force on or before 23 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

- (4) But Ofqual may, at the time of recognition or later, determine that a specified recognition is not to be subject to a specified general condition.
- (5) An accreditation condition in respect of a qualification subject to the accreditation requirement is a condition requiring that the recognised body may award or authenticate a particular form of the qualification only if, at the time of the award or authentication, that form of the qualification is accredited under section 139.
- (6) Ofqual may not charge an awarding body in respect of recognition.
- (7) If Ofqual refuses an application for recognition it must provide the awarding body with a statement setting out the reasons for its decision.
- (8) In this section “the general conditions”, in respect of a recognition of an awarding body, means the general conditions for the time being in force under section 134 which are applicable to the recognition and the body.
- (9) In this Chapter—
 “awarding body” means a person who awards or authenticates, or who proposes to award or authenticate, a qualification to which this Part applies;
 “recognised body” means an awarding body recognised under this section;
 a “recognition” means a recognition under this section.
- [^{F1}(10) See section 35 of the Qualifications Wales Act 2015 for provision about the effect of conditions imposed by or under this section, in respect of or for the purposes of the award in Wales by an awarding body of a form of a qualification awarded as an approved qualification (for which see section 22(4) of that Act).]

Textual Amendments

- F1** S. 132(10) inserted (E.W.) (21.9.2015) by [Qualifications Wales Act 2015 \(anaw 5\)](#), **ss. 35(2), 60(2)**; [S.I. 2015/1687](#), **art. 2** (with **arts. 3-12**)

Commencement Information

- II** S. 132 in force at 1.4.2010 by [S.I. 2010/1151](#), **art. 2**, **Sch. 1**

Changes to legislation:

Apprenticeships, Skills, Children and Learning Act 2009, Section 132 is up to date with all changes known to be in force on or before 23 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.

[View outstanding changes](#)

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