



# Apprenticeships, Skills, Children and Learning Act 2009

## 2009 CHAPTER 22

### PART 8

#### THE QUALIFICATIONS AND CURRICULUM DEVELOPMENT AGENCY

#### CHAPTER 1

#### THE QCDA, OBJECTIVE AND GENERAL DUTIES

#### *Objective and general duties*

#### 177 General duties

- (1) So far as reasonably practicable, in performing its functions the QCDA must act in a way—
  - (a) which is compatible with its objective, and
  - (b) which it considers most appropriate for the purpose of meeting its objective.
- (2) So far as relevant, in performing its functions the QCDA must have regard to—
  - (a) the reasonable requirements of learners, including persons with learning difficulties;
  - (b) the reasonable requirements of industry, commerce, finance, the professions and other employers regarding education and training (including required standards of practical competence);
  - (c) the reasonable requirements of institutions within the higher education sector;
  - (d) the requirements of section 78 of the [Education Act 2002 \(c. 32\)](#) (general requirements in relation to curriculum);
  - (e) information provided to it by a person falling within subsection (3);
  - (f) the desirability of facilitating innovation.

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*Status: This is the original version (as it was originally enacted).*

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- (3) The persons falling within this subsection are—
- (a) the Office of Qualifications and Examinations Regulation;
  - (b) Her Majesty’s Chief Inspector of Education, Children’s Services and Skills;
  - (c) such other persons, or persons of such a description, as the Secretary of State may direct.
- (4) In performing its functions the QCDA must also have regard to such aspects of government policy as the Secretary of State may direct.
- (5) The QCDA must perform its functions efficiently and effectively.
- (6) In this section—
- “learner” means a person who is, or may reasonably be expected to be, in receipt of education or training;
  - “persons with learning difficulties” has the same meaning as in section 129.