



# Skills and Post-16 Education Act 2022

## 2022 CHAPTER 21

### PART 1

#### SKILLS AND EDUCATION FOR WORK

### CHAPTER 2

#### TECHNICAL EDUCATION QUALIFICATIONS, APPRENTICESHIPS, ETC

##### *Technical education qualifications*

## **10 Application of accreditation requirement in relation to technical education qualifications**

In section 138 of the Apprenticeships, Skills, Children and Learning Act 2009 (qualifications subject to the accreditation requirement)—

(a) after subsection (1) insert—

“(1A) But Ofqual may not make a determination under subsection (1) in relation to a technical education qualification if—

(a) the qualification is an approved technical education qualification, or

(b) the Institute—

(i) has notified Ofqual that the Institute is considering whether or not to approve the qualification as an approved technical education qualification, and

(ii) has not notified Ofqual of its decision.”;

(b) after subsection (6) insert—

“(7) Where the Institute has notified Ofqual under subsection (1A)(b)(i) that it is considering whether or not to approve the qualification, it must also notify Ofqual of its decision.

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**Changes to legislation:** Skills and Post-16 Education Act 2022, Section 10 is up to date with all changes known to be in force on or before 19 April 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

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(8) In this section—

“the Institute” means the Institute for Apprenticeships and Technical Education;

“approved technical education qualification” and “technical education qualification” have the meanings given by section [A12\(1\)](#).”

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**Commencement Information**

- I1** S. 10 not in force at Royal Assent, see [s. 36\(3\)](#)  
**I2** [S. 10](#) in force at 30.9.2022 by [S.I. 2022/965](#), [reg. 3\(5\)](#) (with [regs. 4, 5](#))

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 19(2)(ga) inserted by [2023 c. 55 Sch. 4 para. 222](#)
- s. 20(7)(ca) inserted by [2023 c. 55 Sch. 4 para. 223](#)