



NEW ZEALAND QUALIFICATIONS AUTHORITY
MANA TOHU MĀTAURANGA O AOTEAROA

QUALIFY FOR THE FUTURE WORLD
KIA NOHO TAKATŪ KI TŌ ĀMUA AO!

Education Report: Amendments to New Zealand Qualifications Authority (NZQA) Rules

Date:	9 April 2020	NZQA Priority:	High
Security Level:	In confidence	Report No.	CR 20477

	Action Sought	Deadline
Minister of Education	<p>a. note that the NZQA Board approved amendments to the rules detailed in this report on 27 February 2020</p> <p>b. note that the amendments to New Zealand Qualifications Authority (NZQA) rules, aligning them to the Education (Vocational Education and Training Reform) Amendment Act 2020, were due to come into effect on 1 April 2020</p> <p>c. note that NZQA has revised the commencement date so that they now come into effect 14 days after being signed by you</p> <p>d. approve each of the six sets of amendment Rules in Appendix 1 under section 253(5) of the <i>Education Act 1989</i>, by signing and dating them in the space provided in the first page of each set.</p> <p>e. note that once they are approved by you, the amendment Rules will be published on the NZQA website and presented in the House of Representatives for the purposes of section 253(6) & (7) of the Education Act.</p>	ASAP

Enclosure/Appendix: Yes

Round Robin No

Contact for Telephone Discussion (if required)

Name	Position	Telephone	Cellphone	1st Contact
Eve McMahon	Acting Deputy Chief Executive	04 463 4374	[REDACTED]	√
[REDACTED]	Chief Advisor, Quality Assurance Strategy	04 463 [REDACTED]		

The following departments/agencies have seen this report:

Ministry of Education

Tertiary Education Commission

Other (specify)

Minister's Office to Complete:

Noted

Seen

Approved

Needs change

Withdrawn

Overtaken by Events

See Minister's comments

Declined

Referred to:

Comments:

Amendments to New Zealand Qualifications Authority (NZQA) Rules

Recommended Action

It is recommended you:

- a. **note** that the NZQA Board approved amendments to the Rules attached to this report on 27 February 2020
- b. **note** that the amendments to New Zealand Qualifications Authority (NZQA) Rules, aligning them to the Education (Vocational Education and Training Reform) Amendment Act 2020, were due to come into effect on 1 April 2020, however due to the Covid19 outbreak they were not approved prior to that date.
- c. **note** that NZQA has revised the commencement date in each Rule set so that the Rules now come into effect 14 days after being signed by you, and the NZQA Board Chair approved them on behalf of the Board on 9 April 2020.
- d. **approve** each of the six sets of amendment Rules in Appendix 1 under section 253(5) of the *Education Act 1989*, by signing and dating them in the space provided in the first page of each set.

Approved/Not Approved

- e. **note** that once they are approved by you, the amendment Rules will be published on the NZQA website and presented in the House of Representatives for the purposes of section 253(6) & (7) of the Education Act.

Proactive Release Recommendation

NZQA recommends that you:

- f. **agree** that this report is proactively released as part of the next publication of documents.



Karen Poutasi (Dr)
Chief Executive
9 April 2020

APPROVED/ NOT APPROVED

Hon Chris Hipkins
Minister of Education

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Amendments to New Zealand Qualifications Authority (NZQA) Rules

Purpose of Report

1. This report seeks your approval, under section 253(5) of the Education Act 1989, of amendments to Rules administered by NZQA. These Rule amendments with a 1 April commencement date were approved by the NZQA Board on 27 February 2020. The rule sets with the revised commencement date were approved by the NZQA Board chair on behalf of the Board on 9 April 2020.

Background

2. As detailed in our earlier submission¹, NZQA proposed amendments to six Rule sets to align them to the Education (Vocational Education and Training Reform) Amendment Act 2020 (the RoVE Amendment Act). These amendments are mainly technical and reflect:
 - the establishment of the New Zealand Institute of Skills and Technology (NZIST)
 - the establishment of Workforce Development Councils (WDCs)
 - the changes in legal status of Institutes of Technology and Polytechnics (ITPs) and Industry Training Organisations (ITOs)
 - WDCs' legislated functions as appropriate (e.g. programme endorsement).
3. NZQA has made amendments to the following six Rule sets to reflect the establishment of the NZIST and WDCs, and changes in legal status of ITPs and ITOs:
 - *NZQF Programme Approval and Accreditation Rules 2018 (PAA Rules)*
 - *NZQF Industry Training Programme Approval Rules 2012 (NZQF Industry TP Rules)*
 - *NZQF Qualification Listing and Operational Rules 2016*
 - *Consent to Assess Against Standards on the Directory of Assessment Standards Rules 2011*
 - *Training Scheme Rules 2012*
 - *Quality Assurance (including External Evaluation and Review (EER)) Rules 2016*

Discussion

4. These Rules were unable to be signed by you by the anticipated commencement date of 1 April 2020 due to the covid19 outbreak. Accordingly, the Rules have been revised with a new commencement date for your approval. The amended Rules with the new commencement date were approved by the NZQA Chair on behalf the Board on 9 April 2020.
5. These amended Rules, once they are approved by you, will come into effect 14 days after you have signed them.
6. Appendix 1 contains each amended Rule set. The amendments have been made using tracked changes.
7. Once you have approved the six sets of Rule amendments by signing and dating them in space provided, they will be published on the NZQA website and presented in the House of Representatives in accordance with section 253(6) & (7) of the Education Act. NZQA will then advise the sector accordingly.

¹ CR20285 RoVE Rule amendments 2020

CR20477

Appendix 1 - Amended Rules

<https://www.nzqa.govt.nz/about-us/our-role/legislation/nzqa-rules/>