

To:

**Mr Mark Bedlow**  
**Responsible Officer**  
**Oxford, Cambridge, RSA Examinations (OCR)**  
**1 Hills Road**  
**Cambridge**  
**CB1 2EU**

### **Notice of Costs Recovery**

In accordance with its powers under section 152A(1) of the Apprenticeships, Skills, Children and Learning Act 2009 (**the 2009 Act**), and pursuant to its obligations under section 152A(4) of the 2009 Act, Ofqual gives notice that having imposed a monetary penalty on OCR it has decided to require OCR to pay Ofqual's costs in relation to imposing that penalty, in the sum of **£5,842** (five thousand eight hundred and forty-two pounds) (**the Costs**).

#### **Background**

1. The Office of Qualifications and Examinations Regulation ('**Ofqual**') may require a recognised body (an awarding organisation) on which a sanction has been imposed to pay the costs incurred by Ofqual in relation to imposing the sanction.
2. OCR is an awarding organisation regulated by Ofqual. On 18 April 2018 Ofqual imposed a sanction on OCR as defined at Section 152A(2) of the 2009 Act.
3. OCR has accepted that Ofqual intends to recover its costs and has agreed to pay the Costs.

#### **Decision**

4. An Ofqual Enforcement Committee has considered the costs incurred by Ofqual in relation to imposing a monetary penalty on OCR, and has decided that OCR should be required to pay the Costs.

#### **Payment**

5. OCR must pay the Costs within 28 days of the date of this Notice, in accordance with the Payment Instructions provided with this Notice.

6. In the event of non-payment, interest may be charged and the outstanding amount may be recovered as a debt, in accordance with Section 152C of the 2009 Act.

### **Appeals**

7. OCR may appeal to the First Tier Tribunal in respect of Ofqual's decision to require it to pay Ofqual's costs and / or in respect of the amount of the Costs, in accordance with Section 152B of the 2009 Act.
8. An appeal may be made on the grounds:
  - a. That the decision was based on an error of fact;
  - b. That the decision was wrong in law;
  - c. That the decision was unreasonable.
9. Any appeal must be made within 28 days of the date of this Notice. Further information is available from HM Courts and Tribunals Service at: <https://www.gov.uk/courts-tribunals/first-tier-tribunal-general-regulatory-chamber>.

Signed:

Anne Heal  
**Chair of the Enforcement Committee**

**Date: 18 April 2018**

**Enforcement Committee:**

Anne Heal;  
Thomas Taylor;  
Hywel Jones

NOTE:  
Ofqual will publish this Notice on its website.