

**To:**

Anthony Grover  
Chair of British Wheel of Yoga Qualifications (BWYQ)

**By e-mail only:**

## **Direction**

With a view to securing compliance with the General Conditions of Recognition (the Conditions) set and published by Ofqual in accordance with section 134(1), **in particular Conditions A1, A4, A5, A6, A8, B1, B3, G1, G8, H5, H6, and I4**, in the exercise of its powers under section 151(2) of the Apprenticeships, Skills, Children and Learning Act 2009 (ASCLA):

**Ofqual directs British Wheel of Yoga Qualifications (BWYQ), as follows:**

1. BWYQ must immediately:

Refrain from registering any new learners and prevent BWYT from accepting such learners on regulated qualifications;

**UNTIL such time** as the Executive Director for Vocational and Technical Qualifications (Ofqual) confirms in writing that BWYQ has demonstrated to his satisfaction that it has the capacity to undertake the delivery and award of qualifications in accordance with the Conditions, and in particular (but not exhaustively) that it has demonstrated that it has:

- i. An effective Governing Body;
- ii. Resolved its governance issues so that no conflict of interest which relates to it has an Adverse Effect, firstly, between BWYQ and BWY and secondly, between BWYQ and BWYT;

- iii. Arrangements between it and third parties that enable BWYQ to deliver and award qualifications in accordance with the Conditions of Recognition;
  - iv. Appropriate systems of control to ensure the suitability of Senior Officers;
  - v. Appropriate systems of control to ensure that no conflict of interest which relates to it has an Adverse Effect;
  - vi. An effective Conflicts of Interest Policy in place;
  - vii. An effective Maladministration and Malpractice Policy in place;
  - viii. Appropriate systems of control in respect of the investigation of suspected or alleged malpractice and maladministration;
  - ix. Sufficient staff or contracted resources to ensure the effective investigation of suspected or alleged malpractice or maladministration;
  - x. Established whether or not the malpractice and maladministration, which it suspects, has occurred;
  - xi. Appropriate systems of control to ensure that certificates will be issued only to learners with a valid entitlement;
  - xii. Appropriate systems of control to ensure that the issue of results and certificates is timely.
  - xiii. The capacity to ensure that assessments and set and delivered in accordance with the Conditions of Recognition.
  - xiv. An effective Event Notification procedure.
  - xv. Ensured that its Responsible Officer serves as the authoritative point of contact for Ofqual in relation to all activities undertaken by BWYQ which are of interest to Ofqual.
2. BWYQ must immediately notify BWYT of the imposition of the specified restriction.
  3. BWYQ must immediately establish an effective action plan to secure compliance with the General Conditions of Recognition and protect the interests of Learners in respect of the the issues identified by Ofqual. BWYQ

must present that action plan to Ofqual on or before 4pm on the 21 August 2018.

Ofqual's Reasons for imposing this Direction are set out in the attached documents:

Reasons for issuing a Direction and annex 1.

Signed: |

Dated: 7 August 2018

Mr Hywel Jones, Board Member