

## Education Report: Changes to New Zealand Qualifications Authority Rules

Date:	<b>5 December 2022</b>	NZQA Priority:	High
Security Level:	In confidence	Report No.	<b>CR25629</b>

	Action Sought	Deadline
Minister of Education	<p>a. <b>note</b> that the NZQA Board approved the proposed changes to NZQA Rules outlined in this report on 24 November 2022. This followed consultation from 12 September to 24 October 2022</p> <p>b. <b>approve</b> the NZQA Rules under section 452(5) of the Education and Training Act 2020, by signing and dating in the spaces provided for each attached Rule set</p> <p>c. <b>note</b> that, should you approve the Rules, they must be presented to the House of Representatives through your office as required by section 114 of the <i>Legislation Act 2019</i>.</p> <p>d. <b>agree</b> that this report is proactively released as part of the next publication of documents.</p>	15 December 2022

Enclosure/Appendix: Yes

Round Robin: No

### Contact for Telephone Discussion (if required)

Name	Position	Telephone	Cell phone	1 <sup>st</sup> Contact
Eve McMahon	Deputy Chief Executive, Quality Assurance 027	04 463 4374	027 509 7980	√

The following departments/agencies have seen this report:

## Changes to New Zealand Qualifications Authority Rules

### Recommended Action

It is recommended that you:

- a. **note** that NZQA consulted on changes to NZQA Rules from 12 September to 24 October 2022
- b. **note** that the NZQA Board approved the proposed NZQA Rules outlined in this report on 24 November 2022
- c. **approve** the attached NZQA Rule sets under section 452(5) of the Education and Training Act 2020, by signing and dating in the space provided for each attached Rule set

APPROVE/NOT APPROVED

- d. **note** that, should you approve the NZQA Rule sets, they must be presented to the House of Representatives through your office as required by section 114 of the Legislation Act 2019.
- e. **agree** that this report is proactively released as part of the next publication of documents.

AGREE/DISAGREE

  
**Dr Grant Klinkum**  
Chief Executive  
5 December 2022



**Hon Chris Hipkins**  
Minister of Education

15.12.22

## **Changes to New Zealand Qualifications Authority Rules**

### **Purpose of Report**

---

1. This report seeks your approval, under section 452(5) of the Education and Training Act 2020 (the Act), of New Zealand Qualifications Authority (NZQA) Rule sets attached in the Appendix to this report. These Rule sets were approved by the NZQA Board on 24 November 2022.

### **Background**

---

#### **Changes to NZQA Rules**

2. The NZQA rule sets have been updated to reflect amendments to the Act, which came into effect on 1 August 2022 and include:
  - creating rules for the approval and accreditation of micro-credentials, which replace the Training Schemes Rules
  - adding requirements for listing micro-credentials on the framework to the Qualification and Micro-credential Listing and Operational Rules
  - creating rules for the recognition of national curricula ('New Zealand Programmes').
  - removing the requirement for applicants to apply for consent to assess against standards when standards are included in an application for accreditation under the Programme Approval, Recognition and Accreditation Rules or under the Micro-credential Approval and Accreditation Rules
  - making technical updates to reflect the changes to the Act, including ensuring consistency with new terminology.
3. We have also made changes to simplify and clarify the rules and ensure they remain up-to-date and fit for purpose, including:
  - adding requirements for listing skill standards on the Directory of Assessment and Skill Standards in the Directory of Assessment and Skill Standards Listing and Operational Rules
  - regulating level 7 diplomas in the same way as level 1–6 qualifications
  - updating the Offshore Programme Delivery Rules to clarify the requirements for offshore delivery and offshore partnerships and allow for programmes that include work placements or practical training to be offered online and offshore.
4. We have made some other minor changes to simplify our processes and remove redundant, unnecessary or unused requirements, and to clarify our requirements.
5. We have attached a tracked version of the rules showing all of the changes, along with the final version for signing.

#### **Consultation**

6. NZQA consulted on proposed Rule changes from 12 September to 24 October 2022. Information on the proposed changes, exposure drafts of the rules, and an online survey were available on our website. We received 114 submissions through the online survey or submitted directly to us.
7. We offered four general information sessions to approximately 400 attendees and answered over 120 questions regarding the changes. We also engaged widely and regularly with government agencies and stakeholders.

8. There was strong interest in, and general support for, the proposed changes.

### **Updated rules**

9. The following NZQA Rules have been updated and attached in the Appendix:
- a. Annual Fee Rules 2022
  - b. Consent to Assess Against Standards on the Directory of Assessment and Skill Standards Rules 2022
  - c. Directory of Assessment and Skill Standards Listing and Operational Rules 2022
  - d. Micro-credential Approval and Accreditation Rules 2022
  - e. Offshore Programme Delivery Rules 2022
  - f. Private Training Establishment Registration Rules 2022
  - g. Programme Approval, Recognition and Accreditation Rules 2022
  - h. PTE Enrolment and Academic Records 2022
  - i. Qualification and Micro-credential Listing and Operational Rules 2022
  - j. Quality Assurance (including External Evaluation and Review (EER)) Rules 2022
  - k. Student Fee Protection Rules 2022
  - l. Student Funds Trust Deposit Exemption Rules 2022.
10. Two Rule sets are being revoked because they relate to Industry Training Organisations and Transitional Industry Training Organisations which cease to exist at the end of 2022:
- a. Transitional ITO Prescribed Quality Assurance Rules 2021
  - b. Industry Training Programme Approval Rules 2021 (which are revoked in the Programme Approval, Recognition and Accreditation Rules 2022).

### **Authority to approve the Rules**

---

11. NZQA may make Rules under section 452 of the Act. To be valid, the Rules require the approval of the NZQA Board and the Minister of Education under section 452(5) of the Act.
12. On 24 November 2022, the NZQA Board approved the proposed changes to NZQA Rules attached in the Appendix to this report. NZQA now seeks your approval under section 452(5) of the Act.
13. Once you have approved the changes to the NZQA Rules, they must be presented to the House of Representatives. These rules will come into effect 28 days after you have approved them.

### **Communications plan**

---

14. The updated NZQA Rule sets will be publicised through news items, direct email communication with tertiary education providers and other stakeholders, and updating relevant sections of the NZQA website.