
Status: Point in time view as at 14/06/2016.

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Apprenticeships, Skills, Children and Learning Act 2009

CHAPTER 22

APPRENTICESHIPS, SKILLS, CHILDREN AND LEARNING ACT 2009

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- A1 Meaning of “approved English apprenticeship” etc
- A2 Approved apprenticeship standards
- A3 Power to issue apprenticeship certificate
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- A5 English apprenticeship agreements: status
- A6 English apprenticeship agreements: supplementary provision
- A7 Crown servants and parliamentary staff
- A8 Progress reports

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...

- 1 Meaning of “completing an English apprenticeship”
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Status: Point in time view as at 14/06/2016.

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- 3 Duty to issue: England
- 4 Power to issue: England
- 5 Issue by the English certifying authority: supplementary
- 6 The English certifying authority

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- 9 Issue by the Welsh certifying authority: supplementary
- 10 The Welsh certifying authority

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- 11 Contents of apprenticeship certificate

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- 12 Apprenticeship frameworks: interpretation

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- 13 English issuing authority
- 14 Issue: England
- 15 Recognised English frameworks: notification and publication
- 16 Submission of draft framework for issue: England
- 17 Transitional provision: England

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- 18 Welsh issuing authority
- 19 Issue: Wales
- 20 Recognised Welsh frameworks: notification and publication
- 21 Submission of draft framework for issue: Wales
- 22 Transitional provision: Wales

...

- 23 Duty to prepare and submit draft specification: England
- 24 Order bringing specification into effect
- 25 Modification: England
- 26 Replacement or modification: recognised English frameworks
- 27 Contents of specification of apprenticeship standards for England

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- 28 Specification of apprenticeship standards for Wales
- 29 Modification: Wales
- 30 Replacement or modification: recognised Welsh frameworks
- 31 Contents of specification of apprenticeship standards for Wales

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- 32 Meaning of “apprenticeship agreement”
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- 34 Variation
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- 41 Education and training for persons over compulsory school age: general duty
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- 43 Local authority directions: children over compulsory school age
- 44 Power to require provision of education by further education institution

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- 45 Duties in relation to the core and additional entitlements

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- 46 Boarding accommodation: persons subject to learning difficulty assessment

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- 48 Provision of education for persons subject to youth detention
- 49 Persons detained in youth accommodation: application of provisions
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- 51 Detention of child or young person: local authorities to be notified
- 52 Release from detention of child or young person with special educational needs

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- 53 Provision of transport etc for persons of sixth form age: duty to have regard to section 15ZA duty

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- 54 Transport policy statements for persons of sixth form age: consultation
- 55 Transport policy statements for persons of sixth form age: content and publication
- 56 Complaints about transport arrangements etc for persons of sixth form age
- 57 Local authorities in England: provision of transport etc for adult learners

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- 66 Securing provision of education and training
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- 68 Provision of services
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- 71 Research, information and advice
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- 72 Guidance by YPLA
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- 74 Power to confer supplementary functions on YPLA

Status: Point in time view as at 14/06/2016.

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- 79 Academy agency arrangements: information sharing

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- 84 Arrangements and co-operation with local authorities
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- 86 Education and training for persons aged 19 or over and others subject to adult detention
- 87 Learning aims for persons aged 19 or over: provision of facilities
- 88 Learning aims for persons aged 19 or over: payment of tuition fees
- 89 Sections 87 and 88: supplementary
- 90 Encouragement of education and training for persons aged 19 or over and others subject to adult detention

Status: Point in time view as at 14/06/2016.

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- 91 Duty to secure availability of apprenticeship places
- 92 Election for apprenticeship offer
- 93 Meaning of “apprenticeship place”
- 94 Suitability and availability of apprenticeship places: further provision
- 95 Apprenticeship offer requirements
- 96 Apprenticeship offer requirements: interpretation
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- 98 Power to amend apprenticeship offer
- 99 Apprenticeship offer: interpretation

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Status: Point in time view as at 14/06/2016.

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- 118A Directions: consultation
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- 123 Dissolution of the Learning and Skills Council for England
- 124 Dissolution of the Learning and Skills Council: transfer schemes

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- 131 Meaning of “regulated assessment arrangements” etc.

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Status: Point in time view as at 14/06/2016.

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- 151C Monetary penalties: appeals
- 151D Monetary penalties: interest and recovery
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160 EYFS assessment arrangements: duty to consult Ofqual etc.

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165 EYFS assessments regulatory framework

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166 Interpretation of Chapter

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Status: Point in time view as at 14/06/2016.

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Status: Point in time view as at 14/06/2016.

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- 201 Arrangements in respect of early childhood services

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- 222 Power to amend meaning of “qualifying school”
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- 226 Powers of persons providing administrative support in connection with inspections

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- 229 Referral of matter to SSSNB for consideration
- 230 Consideration of other matters by SSSNB

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- 231 Agreement submitted by SSSNB under section 229 or 230

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- 232 Reconsideration of agreement by SSSNB
- 233 SSSNB's submission of agreement following reconsideration: powers of Secretary of State

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- 243 Power of members of staff to search pupils for weapons: Wales
- 244 Power of members of staff to search students for prohibited items:
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- 245 Power of members of staff to search students for weapons: Wales

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- 246 Recording and reporting the use of force in schools: England
- 247 Recording and reporting the use of force in FE institutions: England

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- 249 Regulations about pupil referral units

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- 250 Careers education in schools: England

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Education and Skills Act 2008
- 255 Provision of other information in connection with support services

Further education corporations

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- 257 Student loans under the 1998 Act: IVAs
- 258 Student loans under the 1990 Act: IVAs and bankruptcy

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259 Power to award foundation degrees: Wales

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260 Complaints: Wales

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261 Local Government Act 1974: minor amendment

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262 Orders and regulations
263 Directions
264 General interpretation of Act
265 Power to make consequential and transitional provision etc.
266 Repeals and revocations
267 Financial provisions
268 Extent
269 Commencement
270 Short title

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Schedule 1 — Employee study and training: minor and consequential amendments

Employment Rights Act 1996 (c. 18)

1 The Employment Rights Act 1996 is amended as follows.
2 In section 48 (right to present complaint of detriment to...
3 In section 105 (unfair dismissal: redundancy), after subsection (7BA)
insert—...
4 In section 108(3) (exceptions to one year qualifying period of...
5 In section 194 (House of Lords staff), in subsection (2)(e)...
6 In section 195 (House of Commons staff), in subsection (2)(e)...
7 In section 199 (mariners)— (a) in subsection (2), after “47E,”...
8 In section 225 (how to calculate a week's pay in...
9 In section 227(1) (maximum amount of week's pay) before paragraph...
10 In section 235(1) (other definitions) at the appropriate place insert—...
11 In section 236(3) (orders and regulations subject to affirmative
Parliamentary...

Trade Union and Labour Relations (Consolidation) Act 1992 (c. 52)

12 The Trade Union and Labour Relations (Consolidation) Act 1992 is...
13 In section 212A (arbitration scheme for unfair dismissal cases etc.),...
14 In section 237(1A)(a) (cases where employee may complain of unfair...
15 In section 238(2A)(a) (cases where employment tribunal to determine
whether...

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Employment Tribunals Act 1996 (c. 17)

16 In section 18 of the Employment Tribunals Act 1996 (conciliation),...

Schedule 2 — Local authority functions: minor and consequential amendments

Education Act 1996 (c. 56)

- 1 The Education Act 1996 is amended as follows.
- 2 (1) Section 13 (general responsibility for education) is amended as...
- 3 For section 13A substitute— Duty to promote high standards and...
- 4 (1) Section 15A (functions in respect of full-time education for...
- 5 In section 15B (functions in respect of education for persons...
- 6 (1) Section 312 (meaning of “special educational needs”, “learning difficulty”...
- 7 In section 496 (power of Secretary of State to prevent...
- 8 In section 497 (general default powers of Secretary of State)...
- 9 In section 497A (power of Secretary of State to secure...
- 10 (1) In the title of section 509AA, for “Provision” substitute...
- 11 After section 569 insert— Regulations made by Welsh Ministers under...
- 12 In section 579(1) (general interpretation)— (a) in the definition of...
- 13 In section 580 (index) insert the following entries at the...

Education Act 2002 (c. 32)

14 In section 207(2) of the Education Act 2002 (recoupment: adjustment...

Schedule 3 — The Young People's Learning Agency for England

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1

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2

Tenure

3

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4

Staff

5

6

Committees

7

8

Procedure etc.

9

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.....

- Schedule 5 — Learning aims for persons aged 19 or over
 - Part 1 — QUALIFICATIONS TO WHICH SCHEDULE APPLIES
 - 1 This paragraph applies to the following qualifications—
 - 2 This paragraph applies to a specified qualification at level 3....
 - Part 2 — POWER TO SPECIFY

Power to specify

- 3 (1) In paragraphs 1 and 2, a reference to a...

Power to specify qualification in literacy

- 4 The level of attainment in literacy demonstrated by a specified...

Power to specify qualification in numeracy

- 5 The level of attainment in numeracy demonstrated by a specified...

Level 2

- 6 Level 2 is the level of attainment (in terms of...

Level 3

- 7 Level 3 is the level of attainment (in terms of...

Advice and information

- 8 In forming an opinion for the purposes of this Schedule,...

Power to amend

- 9 (1) The Secretary of State may by order amend this...

Schedule 6 — Dissolution of the Learning and Skills Council for England:
minor and consequential amendments

Race Relations Act 1976 (c. 74)

- 1 In Part 2 of Schedule 1A to the Race Relations...

Further and Higher Education Act 1992 (c. 13)

- 2 The Further and Higher Education Act 1992 is amended as...
- 3 (1) Section 19 (supplementary powers of a further education corporation)...
- 4 In section 29(7A) (government and conduct of designated institutions)
 -
 - 5 In section 31(2A) (designated institutions conducted by companies)—
 - 6 In section 54(1) (duty to give information)—
 - 7 (1) Section 56A (intervention: England) is amended as follows.

- 8
- 9
- 10
- 11

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- 12 In Schedule 4 (instruments and articles of government for further...

Education Act 1996 (c. 56)

- 13 In section 13(2)(a) (general responsibility for education) for “Learning and...

Learning and Skills Act 2000 (c. 21)

- 14 The Learning and Skills Act 2000 is amended as follows....
 15 Omit section 1 (the Learning and Skills Council for England)....
 16 Omit section 2 (duties of Learning and Skills Council: education...
 17 Omit section 3 (duties of Learning and Skills Council: education...
 18 Omit section 4 (encouragement of education and training).
 19 Omit sections 4A to 4C (learning aims for persons aged...
 20 Omit section 5 (provision of financial resources).
 21 Omit section 6 (financial resources: conditions).
 22 Omit section 7 (funding of school sixth forms).
 23 Omit section 8 (links between education and training and employment)....
 24 Omit section 9 (assessments and means tests).
 25 Omit section 10 (qualifying accounts and arrangements).
 26 Omit section 11 (further education: governors).
 27 Omit section 11A (support schemes relating to education and training...
 28 Omit section 12 (research and information).
 29 Omit section 13 (persons with learning difficulties).
 30 Omit section 14 (equality of opportunity).
 31 Omit section 14A (consultation).
 32 Omit section 15 (plans).
 33 Omit section 16 (strategy).
 34 Omit section 17 (use of information by Learning and Skills...
 35 Omit section 18 (supplementary functions).
 36 Omit sections 18A to 18C (regional councils).
 37 Omit sections 24A to 24C (strategies for functions of the...
 38 Omit section 25 (directions).
 39 Omit section 26 (committees).
 40 Omit section 27 (grants to Learning and Skills Council).
 41 Omit section 28 (annual report).
 42 Omit section 29 (Council's financial year).
 43 Omit section 97 (external qualifications: persons over 19).
 44 (1) Section 98 (approved qualifications: England) is amended as follows....
 45 (1) Section 99 (approved qualifications: Wales) is amended as follows....
 46 In section 100 (authorised bodies) for “sections 96 and 97...
 47 In section 101 (enforcement: England) in subsection (1)—
 48 In section 102 (enforcement: Wales) in subsection (1)—
 49 (1) Section 113A (restructuring of sixth form education) is amended...
 50 Omit Schedule 1 (the Learning and Skills Council for England)....
 51 Omit Schedule 1A (learning aims for persons aged 19 and...
 52 Omit Schedule 3 (committees (England)).
 53 (1) Schedule 7A (implementation of proposals for restructuring sixth form...

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Education Act 2002 (c. 32)

- 54
- 55
- 56

Education Act 2005 (c. 18)

- 57 In section 108 of the Education Act 2005 (supply of...

Education and Inspections Act 2006 (c. 40)

- 58 The Education and Inspections Act 2006 is amended as follows....
- 59 Section 75 (education and training to satisfy entitlements) ceases to...

Further Education and Training Act 2007 (c. 25)

- 60 The Further Education and Training Act 2007 is amended as...
- 61 Sections 11 to 13 (provision by Learning and Skills Council...
- 62 Sections 14 to 16 (transfer of functions of Secretary of...

Schedule 7 — Learning and Skills Council for England: transfer schemes

Staff transfer schemes

- 1 The Secretary of State may make a scheme (a “staff...
- 2 (1) This paragraph applies where a staff transfer scheme provides...
- 3 (1) This paragraph applies where a staff transfer scheme provides...
- 4 A staff transfer scheme may provide for the transfer of...

Property transfer schemes

- 5 (1) The Secretary of State may make a scheme (a...

Continuity

- 6 A transfer by virtue of a staff transfer scheme or...

Supplementary provision etc.

- 7 A staff transfer scheme or a property transfer scheme may...

Interpretation

- 8 In this Schedule— “designated”, in relation to a staff transfer...

Schedule 8 — Sixth form college sector

- 1 The Further and Higher Education Act 1992 (c. 13) is...
- 2 In section 17(1) (meaning of “further education corporation”) after “by...
- 3 After section 33 insert— Sixth form college corporations: England
Initial...
- 4 In section 34(1) (making additional property available for use) after...
- 5 In section 52A(1) (duty to safeguard pupils receiving secondary
education)...
- 6 In section 56A(1) (intervention: England) after “institution in England
within...
- 7

Status: Point in time view as at 14/06/2016.

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- 8 After section 56D (inserted by Schedule 6) insert— Intervention by...
- 9 In section 88(1) (stamp duty) after “32,” insert “ 33N,...
- 10 In section 88A(1) (stamp duty land tax) after “32” insert...
- 11 (1) Section 89 (orders, regulations and directions) is amended as...
- 12 (1) Section 90(1) (interpretation) is amended as follows.
- 13 (1) Section 91 (interpretation of Education Acts) is amended as...
- 14 In section 92 (index) at the appropriate places insert— relevant...
- 15 (1) Schedule 4 (instruments and articles of government for further...

Schedule 9 — The Office of Qualifications and Examinations Regulation

Status

- 1 Ofqual is to perform its functions on behalf of the...

Membership

- 2 (1) Ofqual is to consist of— (za) a member appointed...

The Chief Regulator

- 3 (1) The Chief Regulator holds and vacates office in accordance...

The chair

- 3A (1) The chair holds and vacates office in accordance with...

The deputy and other ordinary members: tenure

- 4 (1) The deputy and other ordinary members hold and vacate...

Remuneration etc. of members

- 5 (1) Ofqual must, if the Secretary of State requires it...

Staff

- 6 The Office of Qualifications and Examinations Regulation

Committees

- 7 (1) Ofqual may establish committees, and any committee established by...
- 8 (1) Ofqual and any other person may establish a committee...

Procedure etc.

- 9 (1) Ofqual may regulate— (a) its own proceedings (including quorum),...

Delegation

- 10 (1) Ofqual may delegate any of its functions to—
- 11 (1) A committee established by Ofqual or a joint committee...

Documents

- 12 The application of Ofqual's seal is authenticated by the signatures...

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13 The Documentary Evidence Act 1868 (c. 37) has effect in...

Supplementary powers

14 (1) Ofqual may do anything that it considers necessary or...

Schedule 10 — QCA: transfer schemes

Staff transfer schemes

1 : transfer schemes

Property transfer schemes

2 : transfer schemes

Continuity

3 : transfer schemes

Supplementary provision etc.

4 : transfer schemes

Interpretation

5 : transfer schemes

Schedule 11 — The Qualifications and Curriculum Development Agency

Status

1 The Qualifications and Curriculum Development Agency

Membership

2 The Qualifications and Curriculum Development Agency

Chief officer

3 The Qualifications and Curriculum Development Agency

Chair and chief officer: division of functions

4 The Qualifications and Curriculum Development Agency

Tenure

5 The Qualifications and Curriculum Development Agency

Remuneration etc. of ordinary members

6 The Qualifications and Curriculum Development Agency

Staff

7 The Qualifications and Curriculum Development Agency

8 The Qualifications and Curriculum Development Agency

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Committees

- 9 The Qualifications and Curriculum Development Agency
- 10 The Qualifications and Curriculum Development Agency

Procedure etc.

- 11 The Qualifications and Curriculum Development Agency
- 12 The Qualifications and Curriculum Development Agency

Delegation

- 13 The Qualifications and Curriculum Development Agency
- 14 The Qualifications and Curriculum Development Agency
- 15 The Qualifications and Curriculum Development Agency

Reports

- 16 The Qualifications and Curriculum Development Agency

Accounts

- 17 The Qualifications and Curriculum Development Agency

Documents

- 18 The Qualifications and Curriculum Development Agency
- 19 The Qualifications and Curriculum Development Agency

Funding

- 20 The Qualifications and Curriculum Development Agency

Supplementary powers

- 21 The Qualifications and Curriculum Development Agency

Schedule 12 — Ofqual and the QCDA: minor and consequential amendments

Public Records Act 1958 (c. 51)

1

Parliamentary Commissioner Act 1967 (c. 13)

- 2 (1) Schedule 2 to the Parliamentary Commissioner Act 1967
(departments...

Local Authorities (Goods and Services) Act 1970 (c. 39)

3

Superannuation Act 1972 (c. 11)

4

House of Commons Disqualification Act 1975 (c. 24)

- 5 (1) Part 3 of Schedule 1 to the House of...

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Northern Ireland Assembly Disqualification Act 1975 (c. 25)

6 In Part 3 of Schedule 1 to the Northern Ireland...

Race Relations Act 1976 (c. 74)

7

Charities Act 1993 (c. 10)

8 In Schedule 2 to the Charities Act 1993 (exempt charities)...

Education Act 1996 (c. 56)

9 The Education Act 1996 is amended as follows.

10

11 (1) Section 408 (provision of information) is amended as follows....

Education Act 1997 (c. 44)

12 The Education Act 1997 is amended as follows.

13 Sections 21 to 26A (the Qualifications and Curriculum Authority) cease...

14 In section 29 (functions of the Welsh Ministers in relation...

15 (1) Section 30 (functions of the Welsh Ministers in relation...

16 (1) Section 32 (supplementary provisions relating to discharge by the...

17 After section 32 insert— Qualifications functions of Welsh Ministers: co-operation...

18 (1) Section 32A (power of the Welsh Ministers to give...

19 After section 32A insert— Power of Welsh Ministers to withdraw...

20

21 Section 36 (levy on bodies awarding qualifications accredited by relevant...

22 In section 54(1) (orders and regulations) omit “, except an...

23 In section 58(6) (short title, commencement and extent etc)—

24 Schedule 4 (the Qualifications and Curriculum Authority) ceases to have...

25 In Schedule 7 (minor and consequential amendments) omit paragraph 2....

Learning and Skills Act 2000 (c. 21)

26 The Learning and Skills Act 2000 is amended as follows....

27 (1) Section 96 (external qualifications: persons under 19) is amended...

28 (1) Section 98 (approved qualifications: England) is amended as follows....

29 (1) In section 99 (approved qualifications: Wales) is amended as...

Freedom of Information Act 2000 (c. 36)

30

Education Act 2002 (c. 32)

31 The Education Act 2002 is amended as follows.

32 (1) Section 76 (interpretation of Part 6) is amended as...

33

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- 34
 35 (1) Section 87 (establishment of the National Curriculum for England...
 36 (1) Section 90 (development work and experiments) is amended as...
 37 (1) Section 96 (procedure for making certain orders and regulations)...

Childcare Act 2006 (c. 21)

- 38 The Childcare Act 2006 is amended as follows.
 39 (1) Section 41 (the learning and development requirements) is amended...
 40 (1) Section 42 (further provisions about assessment arrangements) is amended...
 41 In section 44(1) (instruments specifying learning and development or welfare...
 42 In section 46 (power to enable exemptions from learning and...

Safeguarding Vulnerable Groups Act 2006 (c. 47)

- 43
 Schedule 13 — Powers in relation to schools causing concern: England
 1 Part 4 of the Education and Inspections Act 2006 (c....
 2 (1) Section 59(2) (meaning of schools being “eligible for intervention”)...
 3 For the title of section 60 substitute “ Performance standards...
 4 After section 60 insert— Teachers' pay and conditions warning notice...
 5 (1) Section 63 (power of local authority to require governing...
 6 (1) Section 64 (power of local authority etc to appoint...
 7 In section 66(2) (power of local authority to suspend right...
 8 In section 67(1) (power of Secretary of State to appoint...
 9 In section 69(1) (power of Secretary of State to provide...
 10 After section 69 insert— Power of Secretary of State to...
 11 In section 73 (interpretation of Part 4) at the end...

Schedule 14 — Powers in relation to schools causing concern: Wales

- 1
 2
 3
 4
 5
 6

Schedule 15 — The School Support Staff Negotiating Body

Constitution

- 1

Membership

- 2

Proceedings

- 3

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Administrative support

4

Annual reports

5

Fees and expenses

6

House of Commons disqualification

7

Interpretation

8

Schedule 16 — Repeals and revocations

Part 1 — LOCAL AUTHORITY FUNCTIONS

Part 2 — DISSOLUTION OF THE LSC

Part 3 — SIXTH FORM COLLEGE SECTOR

Part 4 — OFQUAL AND THE QCDA

Part 5 — CO-OPERATION TO IMPROVE WELL-BEING OF CHILDREN

Part 6 — SCHOOLS CAUSING CONCERN

Part 7 — COMPLAINTS

.....

Part 8 — SCHOOL INSPECTIONS

Part 9 — INFORMATION ABOUT LOCAL AUTHORITY EXPENDITURE

Part 10 — SUPPORT FOR PARTICIPATION IN EDUCATION AND TRAINING

Part 11 — FOUNDATION DEGREES: WALES

Status:

Point in time view as at 14/06/2016.

Changes to legislation:

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