



# Apprenticeships, Skills, Children and Learning Act 2009

## 2009 CHAPTER 22

### PART 4

#### [<sup>F1</sup>APPRENTICESHIPS AND ADULT EDUCATION AND TRAINING: ROLE OF SECRETARY OF STATE]

### CHAPTER 2

#### [<sup>F1</sup>PROVISION OF SERVICES TO OTHER BODIES]

#### *Provision of services and assistance*

#### **107 Provision of services**

- (1) The [<sup>F1</sup>Secretary of State] may make arrangements with a permitted recipient for the provision by the [<sup>F1</sup>Secretary of State] of services that are required by the permitted recipient in connection with the exercise of the recipient's functions relating to education or training.
- (2) The services that may be provided under arrangements made under subsection (1) include—
  - (a) providing accommodation and other facilities to a permitted recipient or managing such facilities on behalf of a permitted recipient;
  - (b) procuring, or assisting in procuring, goods and services for use by a permitted recipient.
- (3) The terms and conditions upon which the arrangements are made may include provision for making payments to the [<sup>F2</sup>Secretary of State] in respect of expenditure incurred by the [<sup>F2</sup>Secretary of State] in performing any function under the arrangements.

*Status: Point in time view as at 26/05/2015.*

*Changes to legislation: Apprenticeships, Skills, Children and Learning Act 2009, Cross Heading: Provision of services and assistance is up to date with all changes known to be in force on or before 12 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- (4) In this section “permitted recipient” means—
- <sup>F3</sup>(a) .....
  - (b) the Welsh Ministers;
  - (c) the Scottish Ministers;
  - (d) a Northern Ireland department;
  - <sup>F4</sup>(e) .....
  - (f) a person, wholly or partly funded from public funds, who has functions relating to education or training;
  - (g) any other person specified, or of a description specified, by order made by the appropriate national authority for the purposes of this section.
- <sup>F5</sup>(5) .....
- (6) Before making arrangements under which it may provide services to a permitted recipient who falls within paragraph (a), (e), (f) or (g) of subsection (4) in connection with the exercise of the recipient's functions relating to education or training provided in Wales, Scotland or Northern Ireland, the [<sup>F6</sup>Secretary of State] must obtain—
- (a) in relation to education or training provided in Wales, the consent of the Welsh Ministers;
  - (b) in relation to education or training provided in Scotland, the consent of the Scottish Ministers;
  - (c) in relation to education or training provided in Northern Ireland, the consent of the Minister for Employment and Learning in Northern Ireland.
- (7) Consent may be given under subsection (5) or (6) in relation to particular arrangements or arrangements of a particular description.
- (8) “The appropriate national authority” means—
- (a) in relation to a person exercising functions relating only to education or training provided in Wales, the Welsh Ministers;
  - (b) in relation to a person exercising functions relating only to education or training provided in Scotland, the Scottish Ministers;
  - (c) in relation to a person exercising functions relating only to education or training provided in Northern Ireland, the Department for Employment and Learning in Northern Ireland;
  - (d) in any other case, the Secretary of State.

#### Textual Amendments

- F1** Words in s. 107(1) substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 19\(2\)](#)
- F2** Words in s. 107(3) substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 19\(2\)](#)
- F3** S. 107(4)(a) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 19\(3\)](#)
- F4** S. 107(4)(e) omitted (1.4.2012) by virtue of [Education Act 2011 \(c. 21\)](#), s. 82(3), [Sch. 16 para. 47](#); [S.I. 2012/924](#), art. 2
- F5** S. 107(5) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 19\(4\)](#)
- F6** Words in s. 107(6) substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 19\(5\)](#)

*Status: Point in time view as at 26/05/2015.*

*Changes to legislation: Apprenticeships, Skills, Children and Learning Act 2009, Cross Heading: Provision of services and assistance is up to date with all changes known to be in force on or before 12 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

**Commencement Information**

**II** S. 107 in force at 1.4.2010 by [S.I. 2010/303](#), [art. 3](#), [Sch. 2](#) (with [arts. 9-11](#))

**<sup>F7</sup>108 Assistance with respect to employment and training**

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**Textual Amendments**

**F7** S. 108 omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 20](#)

**<sup>F8</sup>109 Assistance with respect to employment and training: Northern Ireland**

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**Textual Amendments**

**F8** S. 109 omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 20](#)

**Status:**

Point in time view as at 26/05/2015.

**Changes to legislation:**

Apprenticeships, Skills, Children and Learning Act 2009, Cross Heading: Provision of services and assistance is up to date with all changes known to be in force on or before 12 July 2024.

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