



# 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 3

<sup>F1</sup> ... SUPPLEMENTARY

#### Textual Amendments

- F1** Words in Pt. 4 Ch. 3 title omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 31\(d\)](#)

#### *Strategies*

<sup>F2</sup>**112** Strategies for functions of Chief Executive

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#### Textual Amendments

- F2** Ss. 112-114 repealed (1.4.2012) by [Education Act 2011 \(c. 21\)](#), [ss. 73\(3\)](#), 82(3); S.I. 2012/924, art. 2

<sup>F2</sup>**113**

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*Changes to legislation: Apprenticeships, Skills, Children and Learning Act 2009, Chapter 3 is up to date with all changes known to be in force on or before 12 May 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) View outstanding changes*

**Textual Amendments**

**F2** Ss. 112-114 repealed (1.4.2012) by [Education Act 2011 \(c. 21\)](#), **ss. 73(3)**, 82(3); S.I. 2012/924, art. 2

**F2 114 Strategies: duty of Chief Executive**

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**Textual Amendments**

**F2** Ss. 112-114 repealed (1.4.2012) by [Education Act 2011 \(c. 21\)](#), **ss. 73(3)**, 82(3); S.I. 2012/924, art. 2

*Other*

**115 Persons with [F3special educational needs]**

- (1) The [F4Secretary of State] must, in performing [F5functions under this Part], have regard to the needs of persons with [F6special educational needs] to whom this section applies.
- (2) This section applies to—
  - (a) persons who are aged 19 or over, other than persons aged under 25 [F7for whom an EHC plan is maintained], and
  - (b) persons who are subject to adult detention.

F8(3) .....

F9(4) .....

**Textual Amendments**

**F3** Words in s. 115 title substituted (1.9.2014) by [Children and Families Act 2014 \(c. 6\)](#), s. 139(6), **Sch. 3 para. 93(d)**; S.I. 2014/889, art. 7(a)

**F4** Words in s. 115(1) substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), **Sch. 14 para. 23(a)**

**F5** Words in s. 115(1) substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), **Sch. 14 para. 23(b)**

**F6** Words in s. 115(1) substituted (1.9.2014) by [Children and Families Act 2014 \(c. 6\)](#), s. 139(6), **Sch. 3 para. 93(a)**; S.I. 2014/889, art. 7(a)

**F7** Words in s. 115(2)(a) substituted (1.9.2014) by [Children and Families Act 2014 \(c. 6\)](#), s. 139(6), **Sch. 3 para. 93(b)**; S.I. 2014/889, art. 7(a)

**F8** S. 115(3) omitted (1.9.2014) by virtue of [Children and Families Act 2014 \(c. 6\)](#), s. 139(6), **Sch. 3 para. 93(c)**; S.I. 2014/889, art. 7(a)

**F9** S. 115(4) omitted (1.9.2014) by virtue of [Children and Families Act 2014 \(c. 6\)](#), s. 139(6), **Sch. 3 para. 93(c)**; S.I. 2014/889, art. 7(a)

**Modifications etc. (not altering text)**

**C1** S. 115 applied (with modifications) (6.11.2018) by [The Cambridgeshire and Peterborough Combined Authority \(Adult Education Functions\) Order 2018 \(S.I. 2018/1146\)](#), arts. 1(1), 6, **Sch.** (with art. 1(2))

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- C2** S. 115 applied (with modifications) (6.11.2018) by [The Liverpool City Region Combined Authority \(Adult Education Functions\) Order 2018 \(S.I. 2018/1142\)](#), arts. 1(1), 6, **Sch.** (with art. 1(2))
- C3** S. 115 applied (with modifications) (6.11.2018) by [The West Midlands Combined Authority \(Adult Education Functions\) Order 2018 \(S.I. 2018/1144\)](#), arts. 1(1), 6, **Sch.** (with art. 1(2))
- C4** S. 115 applied (with modifications) (6.11.2018) by [The Tees Valley Combined Authority \(Adult Education Functions\) Order 2018 \(S.I. 2018/1145\)](#), arts. 1(1), 6, **Sch.** (with art. 1(2))
- C5** S. 115 applied (with modifications) (6.11.2018) by [The West of England Combined Authority \(Adult Education Functions\) Order 2018 \(S.I. 2018/1143\)](#), arts. 1(1), 6, **Sch.** (with art. 1(2))
- C6** S. 115 applied (with modifications) (6.11.2018) by [The Greater Manchester Combined Authority \(Adult Education Functions\) Order 2018 \(S.I. 2018/1141\)](#), arts. 1(1), 6, **Sch.** (with art. 1(2))
- C7** S. 115 applied (with modifications) (5.11.2019) by [The Newcastle Upon Tyne, North Tyneside and Northumberland Combined Authority \(Adult Education Functions\) Order 2019 \(S.I. 2019/1457\)](#), arts. 1(1), 6, **Sch.** (with art. 1(2))
- C8** S. 115 applied (with modifications) (28.7.2020) by [The Barnsley, Doncaster, Rotherham and Sheffield Combined Authority \(Functions and Amendment\) Order 2020 \(S.I. 2020/806\)](#), arts. 1, 9, **Sch. 1**
- C9** S. 115 applied (with modifications) (E.) (30.1.2021) by [The West Yorkshire Combined Authority \(Election of Mayor and Functions\) Order 2021 \(S.I. 2021/112\)](#), arts. 1(2), 9, **Sch. 1**

#### Commencement Information

- I1** S. 115 in force at 1.4.2010 by [S.I. 2010/303](#), art. 3, **Sch. 2** (with arts. 9-11)

## 116 Persons subject to adult detention

The [<sup>F10</sup>Secretary of State] must, in performing [<sup>F11</sup>functions under this Part] , have regard to the needs of persons subject to adult detention.

#### Textual Amendments

- F10** Words in s. 116 substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), **Sch. 14 para. 24(a)**
- F11** Words in s. 116 substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), **Sch. 14 para. 24(b)**

#### Commencement Information

- I2** S. 116 in force at 1.4.2010 by [S.I. 2010/303](#), art. 3, **Sch. 2** (with arts. 9-11)

## <sup>F12</sup>117 Use of information by Chief Executive

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#### Textual Amendments

- F12** Ss. 117-120 omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), **Sch. 14 para. 25**

## <sup>F12</sup>118 Guidance

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**Textual Amendments**

**F12** Ss. 117-120 omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 25](#)

**<sup>F12</sup> 118A Directions: consultation**

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**Textual Amendments**

**F12** Ss. 117-120 omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 25](#)

**<sup>F12</sup> 119 Directions: funding of qualifications**

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**Textual Amendments**

**F12** Ss. 117-120 omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 25](#)

**<sup>F12</sup> 120 Other directions relating to functions of the office**

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**Textual Amendments**

**F12** Ss. 117-120 omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 25](#)

**Changes to legislation:**

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**Commencement Orders yet to be applied to the Apprenticeships, Skills, Children and Learning Act 2009**

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2009/3341 art. 2](#) commences (2009 c. 22)
- [S.I. 2010/2413 art. 2](#) commences (2009 c. 22)
- [S.I. 2011/829 art. 2](#) commences (2009 c. 22)
- [S.I. 2011/882 art. 2](#) amendment to earlier commencing SI 2010/303 art. 7 Sch. 6