



# Apprenticeships, Skills, Children and Learning Act 2009

## 2009 CHAPTER 22

### PART 3

#### THE YOUNG PEOPLE'S LEARNING AGENCY FOR ENGLAND

### CHAPTER 2

#### MAIN FUNCTIONS

#### *Securing provision of education and training*

#### **66 Securing provision of education and training**

- (1) The YPLA may secure the provision of suitable education or training for persons—
  - (a) who are over compulsory school age but under 19, or
  - (b) who are aged 19 or over but under 25 and are subject to learning difficulty assessment.
- (2) Subsection (1) does not apply to persons who are subject to adult detention within the meaning given in section 121(4).
- (3) The YPLA may secure the provision of suitable education for children subject to youth detention.
- (4) In exercising its powers under subsection (1) in relation to persons who are within section 15ZA(1)(a) or (b) of the [Education Act 1996 \(c. 56\)](#), the YPLA must have regard to things done by local education authorities in the performance of their duties under section 15ZA(1) of that Act.

- (5) In exercising its powers under this section in relation to persons subject to youth detention, the YPLA must have regard to things done by local education authorities in the performance of their duties under section 18A(1) of the [Education Act 1996](#).

**67 Intervention for purpose of securing provision of education and training**

- (1) This section applies if the YPLA is satisfied that a local education authority is failing, or is likely to fail, to perform—
- (a) its duty under section 15ZA(1) of the [Education Act 1996](#) (duty to secure provision of enough suitable education and training for persons over compulsory school age), or
  - (b) its duty under section 18A(1) of that Act (duty to secure provision of enough suitable education and training for persons subject to youth detention).
- (2) The YPLA may give directions to the authority for the purpose of securing the provision of education and training to which the duty in question relates.
- (3) A direction given under this section may include provision requiring an authority to permit action of a specified description in relation to any such education or training to be taken by the YPLA or another person.
- (4) The YPLA may give a direction under this section only with the approval of the Secretary of State.