



Apprenticeships, Skills, Children and Learning Act 2009

2009 CHAPTER 22

PART 4

THE CHIEF EXECUTIVE OF SKILLS FUNDING

CHAPTER 3

CHIEF EXECUTIVE'S FUNCTIONS: SUPPLEMENTARY

Other

115 Persons with learning difficulties

- (1) The Chief Executive must, in performing the functions of the office, have regard to the needs of persons with learning difficulties to whom this section applies.
- (2) This section applies to—
 - (a) persons who are aged 19 or over, other than persons aged under 25 who are subject to learning difficulty assessment, and
 - (b) persons who are subject to adult detention.
- (3) For the purposes of this section, a person has a learning difficulty if—
 - (a) the person has a significantly greater difficulty in learning than the majority of persons of the same age, or
 - (b) the person has a disability which either prevents or hinders the person from making use of facilities of a kind generally provided by institutions providing education or training falling within section 86(1)(a), (b) or (c).
- (4) But a person is not to be taken to have a learning difficulty solely because the language (or form of language) in which the person is or will be taught is different from a

Status: This is the original version (as it was originally enacted).

language (or form of language) which has at any time been spoken in the person’s home.