



# Apprenticeships, Skills, Children and Learning Act 2009

## 2009 CHAPTER 22

### PART 1

#### APPRENTICESHIPS, STUDY AND TRAINING

#### CHAPTER 1

#### APPRENTICESHIPS

#### *Apprenticeship agreements: England and Wales*

### **36 Crown servants and Parliamentary staff**

- (1) Sections 32 to 35 apply in relation to—
  - (a) an agreement under which a person undertakes Crown employment,
  - (b) an agreement under which a person undertakes service as a member of the naval, military or air forces of the Crown, and
  - (c) an agreement under which a person undertakes employment as—
    - (i) a relevant member of the House of Lords staff, or
    - (ii) a relevant member of the House of Commons staff,as they apply in relation to any other agreement under which a person undertakes to work for another.
- (2) Subsection (1) is subject to subsection (3) and to any modifications which may be prescribed under subsection (5).
- (3) Section 35(2) does not apply in relation to an apprenticeship agreement that is an agreement within paragraph (a), (b) or (c) of subsection (1).

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*Status: This is the original version (as it was originally enacted).*

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- (4) Without prejudice to section 262(3), the power conferred by section 32(2)(b) may be exercised, in particular, to make provision in relation to an apprenticeship agreement which is an agreement within any of paragraphs (a), (b) and (c) of subsection (1) that differs from provision made in relation to other apprenticeship agreements.
- (5) Regulations may provide for any provision of this Chapter, or any of sections 91 to 99, to apply with modifications in relation to—
- (a) an agreement within paragraph (a), (b) or (c) of subsection (1), or
  - (b) a person working, or proposing to work, under such an agreement.
- (6) In subsection (1)—
- “Crown employment” means employment under or for the purposes of a government department or any officer or body exercising on behalf of the Crown functions conferred by a statutory provision (but does not include service as a member of the naval, military or air forces of the Crown);
  - “relevant member of the House of Commons staff” has the meaning given by section 195(5) of the [Employment Rights Act 1996 \(c. 18\)](#);
  - “relevant member of the House of Lords staff” has the meaning given by section 194(6) of that Act.