



Apprenticeships, Skills, Children and Learning Act 2009

2009 CHAPTER 22

PART 4

THE CHIEF EXECUTIVE OF SKILLS FUNDING

CHAPTER 1

ESTABLISHMENT AND MAIN DUTIES

Education and training for persons aged 19 or over etc.

87 Learning aims for persons aged 19 or over: provision of facilities

- (1) The Chief Executive must secure the provision of proper facilities for relevant education or training for persons falling within subsection (3) which is suitable to their requirements.
- (2) Relevant education or training is education or vocational training provided by means of a course of study for a qualification to which paragraph 1 of Schedule 5 applies.
- (3) The persons falling within this subsection are persons who—
 - (a) are aged 19 or over, and are not persons aged under 25 who are subject to learning difficulty assessment,
 - (b) do not have the qualification in question or one (including one awarded by a person outside England) which appears to the Chief Executive to be at a comparable or higher level, and
 - (c) satisfy such conditions as may be specified in regulations.
- (4) Facilities are proper if they are—
 - (a) of a quantity sufficient to meet the reasonable needs of individuals, and

Status: This is the original version (as it was originally enacted).

- (b) of a quality adequate to meet those needs.
- (5) In discharging the duty under subsection (1) the Chief Executive must—
- (a) take account of the places where facilities are provided, the character of facilities and the way they are equipped;
 - (b) take account of the different abilities and aptitudes of different persons;
 - (c) take account of the education and training required in different sectors of employment for employees and potential employees;
 - (d) act with a view to encouraging diversity of education and training available to individuals;
 - (e) act with a view to increasing opportunities for individuals to exercise choice;
 - (f) make the best use of the Chief Executive’s resources.
- (6) For the purposes of this section—
- “education” includes full-time and part-time education;
 - “training” includes full-time and part-time training.