



Apprenticeships, Skills, Children and Learning Act 2009

2009 CHAPTER 22

PART 1

APPRENTICESHIPS, STUDY AND TRAINING

[^{F1}CHAPTER 1

[^{F1}APPRENTICESHIPS: WALES]

[^{F1}General

Textual Amendments

F1 Ss. A9, A10 inserted (4.7.2016) by [Enterprise Act 2016 \(c. 12\)](#), [ss. 24\(1\), 44\(2\)\(c\)](#)

38 Apprenticeship sectors

- (1) [^{F2}The Welsh Ministers] must by order specify sectors of skill, trade or occupation for the purposes of this Chapter.
- (2) The sectors specified under subsection (1) must in the opinion of [^{F3}the Welsh Ministers] encompass the full range of skills, trades and occupations.

Textual Amendments

F2 Words in s. 38(1) substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), [Sch. 1 para. 15\(a\)](#); S.I. 2015/994, art. 6(a) (with Sch. Pt. 2)

F3 Words in s. 38(2) substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), [Sch. 1 para. 15\(b\)](#); S.I. 2015/994, art. 6(a) (with Sch. Pt. 2)

Changes to legislation: Apprenticeships, Skills, Children and Learning Act 2009, Cross Heading: General is up to date with all changes known to be in force on or before 10 April 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

Commencement Information

I1 S. 38 in force at 1.3.2011 by [S.I. 2011/200](#), [art. 2](#)

39 Interpretation of Chapter

(1) In this Chapter—

- “apprenticeship agreement” has the meaning given by section 32(1);
- “apprenticeship certificate” means a certificate issued under section ^{F4}... 7 or 8;
- “apprenticeship framework” has the meaning given by section 12(1);
- “apprenticeship sector” means a sector specified under section 38;
- “the competencies qualification”, in relation to an apprenticeship framework, means the qualification identified in the framework as being the competencies qualification;
- ^{F5} ...
- ^{F5} ...
- ^{F5} ...
- “recognised Welsh framework” has the meaning given by section 12(4);
- ^{F5} ...
- “the specification of apprenticeship standards for Wales” means the specification of apprenticeship standards having effect for the time being by virtue of an order made by the Welsh Ministers under section 28 or 29;
- “Welsh certifying authority”, in relation to an apprenticeship certificate of any description, has the meaning given by section 10(1);
- “Welsh issuing authority”, in relation to an apprenticeship framework, has the meaning given by section 18(5).

(2) References in this Chapter—

- (a) to the level of an apprenticeship framework, or
- (b) to the apprenticeship sector to which an apprenticeship framework relates, are to be construed in accordance with section 12(5).

(3) References in this Chapter to an employer and an apprentice, in relation to an apprenticeship agreement, are to be construed in accordance with section 32.]

Textual Amendments

- F4** Words in s. 39(1) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), [Sch. 1 para. 16\(a\)](#); [S.I. 2015/994](#), [art. 6\(a\)](#) (with Sch. Pt. 2)
- F5** Words in s. 39(1) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), [Sch. 1 para. 16\(b\)](#); [S.I. 2015/994](#), [art. 6\(a\)](#) (with Sch. Pt. 2)

Commencement Information

- I2** S. 39 in force at 6.4.2011 for E. by [S.I. 2011/200](#), [art. 3](#)
- I3** S. 39 in force at 10.5.2013 for W. by [S.I. 2013/1100](#), [art. 2\(2\)\(c\)](#)

Changes to legislation:

Apprenticeships, Skills, Children and Learning Act 2009, Cross Heading: General is up to date with all changes known to be in force on or before 10 April 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.

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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