



Apprenticeships, Skills, Children and Learning Act 2009

2009 CHAPTER 22

PART 1

APPRENTICESHIPS, STUDY AND TRAINING

[^{F1}CHAPTER A1

APPRENTICESHIPS [^{F1}AND TECHNICAL EDUCATION]: ENGLAND]

[^{F1}Technical education qualifications]

[^{F1}A2D2 Categories of technical education qualification

- (1) The Institute—
 - (a) may specify one or more categories of technical education qualification in relation to England that may be approved under section A2D3, and
 - (b) may specify one or more categories of technical education qualification in relation to England that may be approved under section [A2D5](#).
- (2) The Institute may specify a category under subsection (1)(b) only if it considers that it would not be appropriate for qualifications in the category to be approved under section A2D3.
- (3) For any category specified under subsection (1)(b), the Institute must specify which of the following is the appropriate test for the purposes of section [A2D5](#)—
 - (a) the alternative approval test (see section [A2D5\(3\)](#));
 - (b) the additional specialist competence test (see section [A2D5\(4\)](#));
 - (c) the significant outcomes test (see section [A2D5\(5\)](#)).
- (4) The Institute may revise or withdraw any category specified under subsection (1).

Changes to legislation: Apprenticeships, Skills, Children and Learning Act 2009, Section A2D2 is up to date with all changes known to be in force on or before 12 March 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

- (5) A technical education qualification does not cease to be approved merely because the category is revised or withdrawn under subsection (4).
- (6) The Institute must publish information showing—
- (a) the categories of technical education qualification that are for the time being specified under subsection (1), and
 - (b) for each category, whether qualifications in the category may be approved under section A2D3 or A2D5 and, if under section A2D5, the appropriate test.
- (7) Before specifying a category of qualification under this section, the Institute must consult—
- (a) the Secretary of State, and
 - (b) such other persons as the Institute considers appropriate.]

Textual Amendments

- F1** Ss. A2D1, A2D2 inserted (30.9.2022) by Skills and Post-16 Education Act 2022 (c. 21), ss. 7(2), 36(3); S.I. 2022/965, reg. 3(2) (with regs. 4, 5)

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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