



# Tertiary Education and Research (Wales) Act 2022

2022 asc 1

## PART 4

### APPRENTICESHIPS

#### *Functions of the Commission*

#### **117 Preparation and publication of apprenticeship frameworks**

- (1) The Commission may prepare or secure the preparation of apprenticeship frameworks.
- (2) The Commission may publish apprenticeship frameworks prepared by itself or by other persons (whether or not the Commission secured their preparation).
- (3) An apprenticeship framework published under this section must comply with any requirements specified under section 115.
- (4) An apprenticeship framework may specify requirements at different levels of attainment for the same occupation or group of occupations, either within the same apprenticeship framework or in separate frameworks.
- (5) An apprenticeship framework may include any material relevant to an approved Welsh apprenticeship in the occupation or group of occupations to which the framework relates or to approved Welsh apprenticeships generally.
- (6) The Commission must make arrangements to keep under review each published apprenticeship framework with a view to determining whether the framework ought to be revised or withdrawn.
- (7) The Commission may—
  - (a) publish a revised version of an apprenticeship framework, or
  - (b) withdraw an apprenticeship framework (with or without publishing another in its place).

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*Status: This is the original version (as it was originally enacted).*

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- (8) An apprenticeship framework published under this section must state the date on which it comes into force.
- (9) References to an apprenticeship framework in this section include a revised framework.

### **118 Register of apprenticeship frameworks**

- (1) The Commission must maintain a register of the apprenticeship frameworks published under section 117.
- (2) In respect of each apprenticeship framework (including any revised framework), the register must include details of when it comes into force.
- (3) Where a revised framework is included in the register, the register must include a general description of the cases to which the revised framework applies.
- (4) Where an apprenticeship framework has been withdrawn, the register must include details of when the withdrawal comes into force and a general description of the cases to which the withdrawal applies.
- (5) The Commission must publish the register.
- (6) The Welsh Ministers may, by regulations, require the Commission to include other information in the register relating to approved Welsh apprenticeships.

### **119 Power to issue apprenticeship certificates**

- (1) The Commission may issue a certificate (“an apprenticeship certificate”) in respect of a person who applies for it, if it appears to the Commission that the person has completed an approved Welsh apprenticeship.
- (2) The Commission may, following an application, supply a copy of an apprenticeship certificate to a person in respect of whom the certificate was issued.
- (3) The Commission may determine—
  - (a) the way in which applications for certificates or copies of certificates must be made;
  - (b) the contents of certificates.
- (4) The Commission may charge a fee for issuing an apprenticeship certificate or supplying a copy of it only if, and to the extent that, the charging of the fee is authorised by regulations made by the Welsh Ministers.

### **120 Delegation of Commission functions**

- (1) The functions of the Commission under section 117(2) or 119 may be exercised by a person designated by the Commission.
- (2) A designation under this section may be for some or all purposes of the function.
- (3) A person designated under this section must—
  - (a) comply with directions given by the Commission, and
  - (b) have regard to guidance given by the Commission.

- (4) A designation under this section may be revoked.
- (5) The delegation of a function does not affect—
  - (a) the Commission’s ability to exercise the function, or
  - (b) the Commission’s responsibility for the exercise of the function.
- (6) The Commission may pay to any person by whom any function is exercisable by virtue of subsection (1)—
  - (a) amounts it considers appropriate for the purpose of meeting expenditure incurred or to be incurred by that person in, or in connection with, the exercise of that function;
  - (b) such remuneration as it may determine.