



Learning and Skills Act 2000

2000 CHAPTER 21

PART II

[^{F1}FURTHER EDUCATION AND SIXTH FORM EDUCATION: WALES]

Main duties

31 Education and training for persons aged 16 to 19.

- (1) [^{F1}Welsh Ministers] must secure the provision of proper facilities for—
 - (a) education (other than higher education) suitable to the requirements of persons who are above compulsory school age but have not attained the age of 19,
 - (b) training suitable to the requirements of such persons,
 - (c) organised leisure-time occupation connected with such education, and
 - (d) organised leisure-time occupation connected with such training.
- (2) Facilities are proper if they are—
 - (a) of a quantity sufficient to meet the reasonable needs of individuals, ^{F2}...
 - (b) of a quality adequate to meet those needs [^{F3}and]
 - [^{F4}(c) sufficient to satisfy the entitlements conferred under section 33F]
- (3) In performing the duty imposed [^{F5}on them] by subsection (1) the [^{F6}Welsh Ministers] 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) take account of facilities whose provision the [^{F7}Welsh Ministers think] might reasonably be secured by other persons;
 - ^{F8}(e)

^{F9}(4)

Status: Point in time view as at 25/03/2020.

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- (5) For the purposes of this section—
- (a) education includes both full-time and part-time education;
 - (b) training includes both full-time and part-time training;
 - (c) training includes vocational, social, physical and recreational training;
 - (d) higher education is education provided by means of a course of any description mentioned in Schedule 6 to the ^{M1}Education Reform Act 1988.

Textual Amendments

- F1** Words in s. 31(1) substituted (19.1.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), s. 49(2), **Sch. para. 4(a)**; S.I. 2011/97, art. 2(1)(p)
- F2** Word in s. 31(2)(a) repealed (14.2.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), **ss. 21(2)(a)**, 49(2); S.I. 2011/97, art. 2(2)(a)
- F3** Word in s. 31(2)(b) inserted (14.2.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), **ss. 21(2)(b)**, 49(2); S.I. 2011/97, art. 2(2)(a)
- F4** S. 31(2)(c) inserted (14.2.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), **ss. 21(2)(c)**, 49(2); S.I. 2011/97, art. 2(2)(a)
- F5** Words in s. 31(3) substituted (19.1.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), s. 49(2), **Sch. para. 4(b)**; S.I. 2011/97, art. 2(1)(p)
- F6** Words in s. 31(3) substituted (19.1.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), s. 49(2), **Sch. para. 4(c)**; S.I. 2011/97, art. 2(1)(p)
- F7** Words in s. 31(3)(d) substituted (19.1.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), s. 49(2), **Sch. para. 4(d)**; S.I. 2011/97, art. 2(1)(p)
- F8** S. 31(3)(e) omitted (1.4.2006) by virtue of National Council for Education and Training for Wales (Transfer of Functions to the National Assembly for Wales and Abolition) Order 2005 (S.I. 2005/3238), art. 1(1), **Sch. 1 para. 51(c)** (with art. 7)
- F9** S. 31(4) omitted (1.4.2006) by virtue of National Council for Education and Training for Wales (Transfer of Functions to the National Assembly for Wales and Abolition) Order 2005 (S.I. 2005/3238), art. 1(1), **Sch. 1 para. 51(d)** (with art. 7)

Modifications etc. (not altering text)

- C1** S. 31: power to modify conferred (temp.) (25.9.2022) by Coronavirus Act 2020 (c. 7), s. 87(1), **Sch. 17 para. 7** (with **ss. 88-90**) (which affecting provision is continued by S.I. 2022/348, regs. 1(2), **2(2)(c)(iv)**); and which affecting provision expires (25.9.2022) by virtue of Coronavirus Act 2020 (c. 7), s. 89)

Commencement Information

- I1** S. 31 not in force at Royal Assent see s. 154; s. 31 in force for W. at 1.4.2001 by S.I. 2001/1274, art. 2, **Sch. Pt. I**

Marginal Citations

- M1** 1988 c. 40.

32 Education and training for persons over 19.

- (1) The [^{F10}Welsh Ministers] must secure the provision of reasonable facilities for—
- (a) education (other than higher education) suitable to the requirements of persons who have attained the age of 19,
 - (b) training suitable to the requirements of such persons,
 - (c) organised leisure-time occupation connected with such education, and

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(d) organised leisure-time occupation connected with such training.

^{F11}(2)

(3) In performing the duty imposed [^{F12}on them] by subsection (1) the [^{F13}Welsh Ministers] 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) take account of facilities whose provision the [^{F14}Welsh Ministers think] might reasonably be secured by other persons;

^{F15}(e)

^{F16}(4)

(5) For the purposes of this section—

- (a) education includes both full-time and part-time education;
- (b) training includes both full-time and part-time training;
- (c) training includes vocational, social, physical and recreational training;
- (d) higher education is education provided by means of a course of any description mentioned in Schedule 6 to the ^{M2}Education Reform Act 1988.

(6) References in this Part to post-16 education are to—

- (a) education falling within section 31(1)(a) or subsection (1)(a) above, and
- (b) organised leisure-time occupation connected with such education.

(7) References in this Part to post-16 training are to—

- (a) training falling within section 31(1)(b) or subsection (1)(b) above, and
- (b) organised leisure-time occupation connected with such training.

Textual Amendments

- F10** Words in s. 32(1) substituted (19.1.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), s. 49(2), Sch. paras. 2, 3; S.I. 2011/97, art. 2(1)(p)
- F11** S. 32(2) omitted (1.4.2006) by virtue of National Council for Education and Training for Wales (Transfer of Functions to the National Assembly for Wales and Abolition) Order 2005 (S.I. 2005/3238), art. 1(1), Sch. 1 para. 52(b) (with art. 7)
- F12** Words in s. 32(3) substituted (19.1.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), s. 49(2), Sch. para. 5(a); S.I. 2011/97, art. 2(1)(p)
- F13** Words in s. 32(3) substituted (19.1.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), s. 49(2), Sch. para. 5(b); S.I. 2011/97, art. 2(1)(p)
- F14** Words in s. 32(3) substituted (19.1.2011) by Learning and Skills (Wales) Measure 2009 (nawm 1), s. 49(2), Sch. para. 5(c); S.I. 2011/97, art. 2(1)(p)
- F15** S. 32(3)(e) omitted (1.4.2006) by virtue of National Council for Education and Training for Wales (Transfer of Functions to the National Assembly for Wales and Abolition) Order 2005 (S.I. 2005/3238), art. 1(1), Sch. 1 para. 52(d) (with art. 7)
- F16** S. 32(4) omitted (1.4.2006) by virtue of National Council for Education and Training for Wales (Transfer of Functions to the National Assembly for Wales and Abolition) Order 2005 (S.I. 2005/3238), art. 1(1), Sch. 1 para. 52(e) (with art. 7)

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Modifications etc. (not altering text)

- C2** S. 32: power to modify conferred (temp.) (25.3.2020) by [Coronavirus Act 2020 \(c. 7\)](#), s. 87(1), [Sch. 17 para. 7](#) (with [ss. 88-90](#)) (which affecting provision is continued by [S.I. 2022/348](#), regs. 1(2), [2\(2\)\(c\)\(iv\)](#)); and which affecting provision expires (25.9.2022) by virtue of [Coronavirus Act 2020 \(c. 7\)](#), s. 89)

Commencement Information

- I2** S. 32 not in force at Royal Assent see s. 154; s. 32 in force for W. at 1.4.2001 by [S.I. 2001/1274](#), [art. 2](#), [Sch. Pt. I](#)

Marginal Citations

- M2** [1988 c. 40](#).

33 Encouragement of education and training.

The [^{F17}Welsh Ministers] must—

- (a) encourage individuals to undergo post-16 education and training;
- (b) encourage employers to participate in the provision of post-16 education and training;
- (c) encourage employers to contribute to the costs of post-16 education and training.

Textual Amendments

- F17** Words in s. 33 substituted (19.1.2011) by [Learning and Skills \(Wales\) Measure 2009 \(nawm 1\)](#), s. 49(2), [Sch. paras. 2, 3](#); [S.I. 2011/97](#), [art. 2\(1\)\(p\)](#)

Commencement Information

- I3** S. 33 not in force at Royal Assent see s. 154; s. 33 in force for W. at 1.4.2001 by [S.I. 2001/1274](#), [art. 2](#), [Sch. Pt. I](#)

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