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**Changes to legislation:** Apprenticeships, Skills, Children and Learning Act 2009, Paragraph 3 is up to date with all changes known to be in force on or before 20 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

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## SCHEDULES

### SCHEDULE 5

#### LEARNING AIMS FOR PERSONS AGED 19 OR OVER

##### PART 2

##### POWER TO SPECIFY

###### *Power to specify*

- 3 (1) In paragraphs 1 and 2, a reference to a specified qualification is to a regulated qualification which is specified, or which is of a description specified, in regulations.
- (2) The regulations may specify qualifications, or descriptions of qualifications, by reference to an assessment made by the [<sup>F1</sup>Secretary of State] of the level of attainment demonstrated by a qualification; and for that purpose the regulations may confer functions (which may include the exercise of a discretion) on the [<sup>F1</sup>Secretary of State] .
- (3) The regulations may make provision which applies subject to exceptions specified in the regulations.
- (4) In sub-paragraph (1) “regulated qualification” has the meaning given by section 130.

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##### **Textual Amendments**

- F1** Words in Sch. 5 para. 3(2) substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(3)(g), [Sch. 14 para. 30\(a\)](#)
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##### **Commencement Information**

- I1** Sch. 5 para. 3 in force at 1.4.2010 by [S.I. 2010/303](#), art. 3, [Sch. 2](#) (with arts. 9-11)

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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