



Education and Training (Welfare of Children) Act 2021

2021 CHAPTER 16

2 Welfare of children: apprenticeships and technical education

- (1) The Apprenticeships, Skills, Children and Learning Act 2009 is amended as follows.
- (2) In section 101 (financial resources: conditions), in subsection (1), after “conditions” insert “, subject to section 101A”.
- (3) After section 101 insert—

“101A Financial resources: welfare

- (1) The Secretary of State may not provide financial resources to a person under—
 - (a) section 100(1A) for the provision of training as part of a relevant English statutory apprenticeship, or
 - (b) section 100(1B) for the provision of education or training as part of an approved technical education qualification or approved step towards occupational competence,unless the resources are provided subject to conditions requiring the person to comply with the safeguarding duties.
- (2) “The safeguarding duties” are—
 - (a) a duty to make arrangements to safeguard and promote the welfare of children receiving the education or training mentioned in subsection (1)(a) or (b) (as the case may be), and
 - (b) a duty to have regard to any guidance given from time to time by the Secretary of State in considering what arrangements are required.
- (3) In this section, a “relevant English statutory apprenticeship” means an apprenticeship falling within section 40A(3)(a) to (c).”