



House of Commons

Monday 9 January 2017

CONSIDERATION OF BILL (REPORT STAGE)

New Amendments handed in are marked thus ★

☆ *Amendments which will comply with the required notice period at their next appearance*

TECHNICAL AND FURTHER EDUCATION BILL, AS AMENDED

NOTE

This document includes all amendments tabled to date and includes any withdrawn amendments at the end. The amendments have been arranged in the order in which they relate to the Bill.

NEW CLAUSES

Gordon Marsden

NC1

To move the following Clause—

“Report on quality outcomes of completed apprenticeships

- (1) The Institute for Apprenticeships and Technical Education shall report on an annual basis to the Secretary of State on quality outcomes of completed apprenticeships.
- (2) A report under subsection (1) shall include information on—
 - (a) job outcomes of individuals who have completed an apprenticeship;
 - (b) average annualised earnings of individuals one year after completing an apprenticeship;
 - (c) numbers of individuals who have completed an apprenticeship who progress to higher stages of education;
 - (d) satisfaction rates of individuals who complete an apprenticeship on the quality of that apprenticeship; and
 - (e) satisfaction rates of employers who hire individuals who complete an apprenticeship with the outcome of that apprenticeship.

Technical and Further Education Bill, *continued*

- (3) The Secretary of State shall lay a copy of any report under subsection (1) before Parliament.”

Member’s explanatory statement

This new clause would require the Secretary of State to report to Parliament annually on specified quality outcomes of completed apprenticeships.

Gordon Marsden

NC2

To move the following Clause—

“Representative panels

- (1) The Institute for Apprenticeships and Technical Education shall establish—
- (a) a panel of persons undertaking approved English apprenticeships; and
 - (b) a panel of persons undertaking study towards approved technical education qualifications.
- (2) A panel under subsection (1)(a) shall be established by 1 April 2017 and shall advise the Board of the Institute on all matters concerning approved English apprenticeships.
- (3) A panel under subsection (1)(b) shall be established by 1 April 2018 and shall advise the Board of the Institute on all matters concerning technical education qualifications.”

Member’s explanatory statement

This new clause would establish representative panels of apprentices and of learners in technical education who are not doing apprenticeships.

Gordon Marsden

NC3

To move the following Clause—

“Apprentices as qualifying young persons for the purposes of child benefit

- (1) The Child Benefit (General) Regulations 2006 are amended as follows.
- (2) In Regulation 3 (education and training condition)—
- (a) after paragraph (2)(a)(ii), insert—
 - “(aa) is undertaking a statutory apprenticeship as defined under section A11 of the Apprenticeships, Skills, Children and Learning Act 2009 (as inserted by section 25 of the Enterprise Act 2016);”;
 - (b) in paragraph (4), after “(2)(a)” insert “, (2)(aa)”.

Member’s explanatory statement

This new clause would enable families eligible for child benefit to receive benefit for children aged under 20 who are undertaking apprenticeships.

Technical and Further Education Bill, *continued*

Gordon Marsden

NC4

To move the following Clause—

“Careers education: duty to publish strategy

- (1) The Secretary of State shall publish a strategy for the purposes of improving careers education for persons receiving education or training—
 - (a) in the course of an approved English apprenticeship;
 - (b) for the purposes of an approved technical education qualification; or
 - (c) for the purposes of approved steps towards occupational competence.
- (2) The strategy shall be laid before Parliament.
- (3) The strategy shall specify provisions under which the Secretary of State will seek to—
 - (a) ensure that persons receiving education or training under subsection (1) receive information, advice and guidance relating to their future careers, and that such information, advice and guidance is delivered in a way which meets each person’s needs and is impartial;
 - (b) ensure that such information, advice and guidance may be taken into account by relevant authorities and partners to meet the needs of local or combined authority areas;
 - (c) ensure parity of esteem between technical, further and higher education; and
 - (d) monitor the outcomes of such information, advice and guidance for recipients.
- (4) The provisions specified in subsection (3) shall have specific regard to particular needs of different groups of persons receiving education or training under subsection (1), including—
 - (a) persons with special educational needs;
 - (b) care leavers;
 - (c) persons of different ethnicities;
 - (d) carers, carers of children, or young carers, as defined by the Care Act 2014; and
 - (e) persons who have other particular needs that may be determined by the Secretary of State.
- (5) The strategy shall include guidance for the purposes of improving careers education, to which the following bodies shall have regard—
 - (a) the Office for Standards in Education, Children’s Services and Skills;
 - (b) the Institute for Apprenticeships and Technical Education; and
 - (c) the Office for Students.
- (6) The Secretary of State shall by regulations designate relevant authorities and partners for the purposes of subsection (3)(b).
- (7) The Secretary of State may by regulations designate—
 - (a) further groups of persons under subsection (4)(e); and
 - (b) further national authorities or bodies under subsection (5).
- (8) Regulations made under this section—
 - (a) shall be made by statutory instrument; and
 - (b) may not be made unless a draft has been laid before and approved by a resolution of each House of Parliament.

Technical and Further Education Bill, *continued*

- (9) For the purposes of this section, “careers education” means education about different careers and occupations and potential courses or qualifications to attain those careers and occupations.”

Member’s explanatory statement

This new clause would establish a statutory requirement for the Government to produce a strategy on careers education, which shall be taken to be the “Careers Strategy”.

Gordon Marsden

1

Clause 14, page 8, line 4, at end add—

- “(3) Before an education administrator may perform functions specified in subsection (2), they must ensure an appropriate assessment is made and published of the impact of performing such functions, including, but not restricted, to—
- (a) the impact on the quality of education provided to existing students of the further education body;
 - (b) the capacity of another body or institution to undertake any additional functions or provide education to additional students;
 - (c) the infrastructure of the local area, in particular transport;
 - (d) the ability of students to travel to another body or institution; and
 - (e) any financial impact on those students, including the cost of travel by students to attend another body or institution, and steps to mitigate those impacts.
- (4) The Secretary of State shall make regulations to specify suitable bodies for making the assessments at subsection (3).
- (5) Regulations made under subsection (4)—
- (a) shall be made by statutory instrument; and
 - (b) shall be subject to annulment in pursuance of a resolution of either House of Parliament.”

Member’s explanatory statement

This amendment would ensure that an appropriate assessment is made of any potential impacts on students and their education, if an education administrator puts a further education body into “special administration” and takes action such as transferring students to another institution or keeps an insolvent institution open for existing students. This amendment would also require the Secretary of State to specify suitable bodies to perform such assessments.

Gordon Marsden

2

Clause 18, page 9, line 15, at end insert—

- “(e) suspend the Office for Students protection action for students.”

Member’s explanatory statement

This amendment would give the court the power to suspend Office for Students’ student protection action for the period of insolvency in which the education administrator has responsibility for the management of an FE body.

Technical and Further Education Bill, *continued*

Gordon Marsden

3

Clause 28, page 13, line 2, at end insert—

“(1A) Sums guaranteed under subsection (1) shall include statutory pension obligations payable to staff employed by a further education body subject to an education administration order.”

Member’s explanatory statement

This amendment would ensure that staff employed by an FE college continue to accrue statutory Teachers Pension Scheme and Local Government Pension Scheme pension obligations during an education administration.

Gordon Marsden

4

Schedule 1, page 21, line 13, at end insert—

“(4) The Institute for Apprenticeships and Technical Education in performing its functions must have regard to the need to promote equality of opportunity in connection with access to, and participation in, education or training provided in a form specified in subsection (6).”

Member’s explanatory statement

This amendment would ensure that the Institute for Apprenticeships and Technical Education must have due regard for widening access and participation.

Gordon Marsden

5

Schedule 1, page 21, line 13, at end insert—

“(4) The Institute for Apprenticeships and Technical Education in performing its functions must co-operate with the Apprenticeship Delivery Board on progression into, and delivery of, apprenticeships.”

Member’s explanatory statement

This amendment would ensure that the Institute has a duty to co-operate with the Apprenticeship Delivery Board.

Gordon Marsden

6

Schedule 1, page 21, line 13, at end insert—

“2A After section ZA2 (general duties) insert—

“ZA2A Expenditure by the Institute

In the discharge of its duties and functions under this Chapter, the Institute shall in any one year expend a sum no less than the sum projected to be raised under the Apprenticeship Levy in that year.””

Gordon Marsden

7

Schedule 1, page 22, line 2, after “to” insert “state-funded”.

6 Consideration of Bill (Report Stage): 9 January 2017

Technical and Further Education Bill, *continued*

- Gordon Marsden 8
- Schedule 1, page 22, line 23, at end insert—
“(1A) In making determinations under subsection (1)(a) on occupations relating to apprenticeships, the Institute shall attach particular importance to the needs of apprentices aged between 16 and 24.”
- Member’s explanatory statement*
This amendment would ensure the mapping of occupation groups has particular regard for people aged 16-24 taking apprenticeships.
- Gordon Marsden 9
- Schedule 1, page 23, line 2, at end insert—
“(2A) Outcomes under subsection (2)(b) shall include recognised technical qualifications.”
- Member’s explanatory statement*
This amendment would ensure that all apprenticeship standards include a recognised technical qualification.
- Gordon Marsden 10
- Schedule 1, page 28, line 6, leave out “course document” and insert “standard or technical assessment design specification”.
- Gordon Marsden 11
- Schedule 1, page 28, line 9, leave out “another person” and insert “other persons”.
- Gordon Marsden 12
- Schedule 1, page 28, line 10, leave out “another person” and insert “other persons”.
- Gordon Marsden 13
- Schedule 1, page 28, line 12, leave out section A2IA(4).
- Gordon Marsden 14
- Schedule 1, page 28, line 17, after “education” insert “route”.
- Gordon Marsden 15
- Schedule 1, page 28, line 28, after “education” insert “route”.
- Gordon Marsden 17
- Schedule 1, page 28, line 30, leave out section A3A(2)(c).
- Gordon Marsden 16
- Schedule 1, page 28, line 32, after “education” insert “route”.

Technical and Further Education Bill, *continued*

Gordon Marsden	18
Schedule 1, page 28, line 39, after “Ofsted” insert “, the QAA”.	
Gordon Marsden	19
Schedule 1, page 29, line 1, after “Ofsted” insert “, the QAA”.	
Gordon Marsden	20
Schedule 1, page 29, line 3, after “England,” insert “including those offered by Higher Education Institutions,”.	
Gordon Marsden	21
Schedule 1, page 29, line 13, at end insert— ““QAA” means the Quality Assurance Agency for Higher Education.”	
<i>Member’s explanatory statement</i> Amendments 18, 19, 20 and 21 would ensure that the QAA would be included in the list of organisations required to share information and that degree apprenticeships were fully covered by this requirement.	
—————	
Gordon Marsden	22
Schedule 2, page 30, line 39, at end insert— “3A The education administrator may not transfer assets of any further education body to a for-profit private company where he or she considers that more than half of the funding of the acquisition of the asset came from public funds.”	
<i>Member’s explanatory statement</i> This amendment would ensure further education bodies with a track record of accruing assets publicly, could not be transferred to a for-profit private company.	

ORDER OF THE HOUSE [14 NOVEMBER 2016]

That the following provisions shall apply to the Technical and Further Education Bill:

Committal

1. The Bill shall be committed to a Public Bill Committee.

Proceedings in Public Bill Committee

2. Proceedings in the Public Bill Committee shall (so far as not previously concluded) be brought to a conclusion on Tuesday 6 December 2016.
3. The Public Bill Committee shall have leave to sit twice on the first day on which it meets.

Technical and Further Education Bill, *continued**Proceedings on Consideration and up to and including Third Reading*

4. Proceedings on Consideration and the proceedings in legislative grand committee shall (so far as not previously concluded) be brought to a conclusion one hour before the moment of interruption on the day on which those proceedings are commenced.
5. Proceedings on Third Reading shall (so far as not previously concluded) be brought to a conclusion at the moment of interruption on that day.
6. Standing Order No. 83B (Programming committees) shall not apply to proceedings on Consideration and up to and including Third Reading.

Other proceedings

7. Any other proceedings on the Bill (including any proceedings on consideration of Lords Amendments or on any further messages from the Lords) may be programmed.
-