

**AGENCY AGREEMENT**  
**UNDER SECTION 83 GOVERNMENT OF WALES ACT 2006**

**THIS AGENCY AGREEMENT** is made under section 83 of the Government of Wales Act 2006 on 29 July 2024.

**BETWEEN:**

- (1) **THE WELSH MINISTERS** ("*the WMs*") Crown Buildings, Cathays Park, King Edward VII Avenue, Cardiff CF10 3NQ; and
- (2) **COMMISSION FOR TERTIARY EDUCATION AND RESEARCH** ("*Medr*") Capital Quarter No2, Tyndall Street, Butetown, Cardiff CF10 4BZ

together "the Parties"

**PREAMBLE**

- (A) The WMs and Medr wish to enter into an arrangement under section 83 of GoWA (as defined below) in relation to the exercise of specific functions of the WMs by Medr.
- (B) This Agreement (as defined below) is made under section 83(1)(a)(b) and (d) of GoWA.
- (C) Medr is a relevant authority as defined by section 83(4) and for the purpose of section 83(1) of GoWA.
- (D) Subject to and in accordance with the terms of this Agreement, the Parties (as defined below) have agreed that Medr will perform functions of WMs in the manner set out in this Agreement and that Medr will provide administrative, professional and technical services to the WMs as set out in this Agreement.

**1. DEFINITIONS AND INTERPRETATION**

1.1 In this Agreement

" <i>this Agreement</i> "	includes the Schedules;
" <i>the Charity Commission</i> "	means the body corporate known as the Charity Commission which is continued by section 13 of the Charities Act 2011;
"Data Protection Laws"	means all applicable data protection and privacy legislation in force from time to time, including without limitation the UK GDPR, the Data Protection Act 2018 (and regulations made thereunder) (DPA 2018), the Privacy and Electronic Communications Regulations 2003 (SI2003/2426) as amended;
" <i>Estyn</i> "	means His Majesty's Chief Inspector of Education and Training in Wales, as established by section 5(1) of the Education (Schools) Act 1992 (c.38) as Her Majesty's Chief Inspector of Schools in Wales and renamed His Majesty's Chief Inspector of Education and Training in Wales by section 73(1) of the Learning and Skills Act 2000;
" <i>the Functions</i> "	means those functions of the WMs which are to be exercised by Medr pursuant to section 83 of GoWA and this Agreement (as specified in clause 4.2 and Schedule 1), and " <i>Function</i> " means any of those functions;
"GoWA"	means the Government of Wales Act 2006;

<i>“Medr”</i>	means the Commission for Tertiary Education and Research established by section 1 of TERA (as defined below);
<i>“Nominated Deputy”</i>	means an official of either Party nominated by a Senior Official to act on their behalf;
<i>“Party”</i>	means a party to this Agreement and <i>“the Parties”</i> means both of them;
<i>“Personal Data”</i>	has the meaning given in the UK GDPR;
<i>“Principal Regulator”</i>	has the meaning given in section 25 of the Charities Act 2011;
<i>“Processing”</i>	has the meaning given in the UK GDPR;
<i>“Senior Official”</i>	means, in respect of the WMs, the Deputy Director of the Strategy and Funding Division and, in respect of Medr, the Chief Operating Officer;
<i>“TERA”</i>	means the Tertiary Education and Research (Wales) Act 2022;
<i>“UK GDPR”</i>	has the meaning given to it in section 3(10) (as supplemented by section 205(4)) of the DPA 2018;
<i>“Unpublished Information”</i>	means information which is not in the public domain;
<i>“the WMs”</i>	means the Welsh Ministers.

## 1.2 In this Agreement:

- (a) words expressed in the singular include the plural and vice versa.
- (b) save where the context requires otherwise, any reference to a *“clause”* or a *“Schedule”*, means a clause of or Schedule to this Agreement; and
- (c) any reference to *“Medr”* includes any person to whom Medr has delegated authority in accordance with its usual course of business.

## 2. STATUS OF THIS AGREEMENT

This document records an agency arrangement under section 83 of GoWA. It does not create any legally binding or enforceable obligations between the Parties.

## 3. TERM

3.1 This Agreement takes effect on 1 August 2024 and continues until 23:59 on 31 March 2026 unless:

- (a) extended by way of variation under clause 9; or
- (b) terminated earlier under clause 10.

## 4. FUNCTIONS TO BE EXERCISED BY MEDR

4.1 The WMs agree that Medr may exercise the Functions on their behalf and as their agent.

4.2 The functions exercisable by Medr pursuant to this Agreement are:

- (a) From 1 April 2024:
  - (i) The WMs’ functions under the following sections of the Learning and Skills Act 2000:

1. Section 31 (education and training for persons aged 16 to 19)
2. Section 32 (education and training for persons over 19)
3. Section 33A (formation of local curricula for students aged 16 to 18)
4. Section 33B (local curricula: Welsh language)
5. Section 33C (Areas with more than one local curriculum)
6. Section 34 (provision of financial resources)
7. Section 35 (Financial resources: conditions)
8. Section 36 (funding of school sixth forms)
9. Section 37 (assessments and means tests)
10. Section 41 (persons with additional learning needs)

(ii) The WMs' functions under the following sections of the Education Act 2002:

1. Section 14 (power to give financial assistance for purposes related to education or children)
2. Section 16 (terms on which assistance under section 14 is given)

(b) From 1 April 2025:

(i) The WMs' functions under the following sections of the Charities Act 2011:

1. Section 26 (General duty of principal regulator in relation to exempt charity)
2. The sections listed in clause 4.2(b)(i)(4), as applied to principal regulators and modified by section 58 (Disclosure to and by principal regulators of exempt charities) and as clarified by section 59 (Disclosure: supplementary)
3. The sections listed in clause 4.2(b)(i)(4) as applied, modified and clarified by section 57 (Disclosure by Commission: Revenue and Customs information), as applied, modified and clarified by section 58, together with regulation 5(2) of the Charities Act 2011 (Principal Regulators of Exempt Charities) Regulations 2013
4.
  - (a) Section 54 (Disclosure to the Charity Commission: General)
  - (b) Section 55 (Disclosure to the Charity Commission: Revenue and Customs information)
  - (c) Section 56 (Disclosure by Commission: general)

(ii) the WMs' functions under section 104 of the Government of Wales Act 1998 to the extent they relate to education and training -

1. brought within Estyn's remit by part 2 of the Learning and Skills Act 2000, and
2. which has been, or could be, funded by Medr in exercise of WMs' functions, by virtue of clause 4.2(b)(i) of this arrangement, consisting of the areas set out in Schedule A1.

(iii) The WMs' functions under the following sections of the Learning and Skills Act 2000, to the extent they relate to education and training which has been, or could be, funded by Medr in

exercise of WMs' functions, by virtue of clause 4.2(b)(i) of this arrangement, consisting of the areas set out in Schedule A1 -

1. Section 76(2)(a); specifying education or training, or classes of education or training in relation to which Estyn is to advise
2. Section 76(2)(b); specifying education or training, or classes of education or training for Estyn to inspect
3. Section 83(1); asking Estyn to carry out an area inspection, and specifying the area
4. Section 83(6); providing such information to Estyn as it may reasonably require in connection with an area inspection
5. Section 84(3) and (4); directing a local authority in Wales to prepare a written statement and to consult with certain persons in doing so
6. Section 85(1); directing Estyn to carry out surveys or studies
7. Section 87(2); directing the time at which the Annual Plan must be submitted

4.3 Without prejudice to the generality of clause 4.2, the Functions include the activities described in Schedule 1.

4.4 In exercising the Functions, Medr must have due regard to, and where appropriate comply with the requirements of any guidance or policy statement issued by the WMs relating to those Functions.

## **5 ADMINISTRATIVE, PROFESSIONAL OR TECHNICAL SERVICES**

5.1 Medr is responsible for providing the administrative, professional and/or technical services set out in Schedule 4, which relate to:

- (a) preparing and publishing statistical releases in relation to tertiary education; and
- (b) ad hoc statistical analysis on behalf of the WMs in relation to the Functions.

## **6 PERSONAL DATA**

6.1 In exercising the Functions and when providing the administrative, professional and/or technical services set out in Schedule 4, Medr will be processing Personal Data on behalf of the WMs. When processing such Personal Data, Medr must:

- (a) comply with all Data Protection Laws; and
- (b) process the Personal Data in accordance with the security standards and other administrative requirements issued by WMs to Medr.

## **7 EXECUTION OF DOCUMENTS**

Where an officer or employee of Medr is authorised to execute contracts, agreements, options and other documentation in relation to any of Medr's own functions, they are also authorised to execute the same in relation to the exercise by Medr of the Functions

## **8 DISPUTE RESOLUTION**

- 8.1 In the event of a dispute arising between the Parties in relation to this Agreement, either Party may refer the dispute to Senior Officials of both Parties.
- 8.2 Any referral must include details of the dispute.
- 8.3 On receipt of a referral under clause 8.1, the Senior Officials of both Parties, or their Nominated Deputies, must meet within 14 days to attempt to resolve the dispute.
- 8.4 Where a dispute cannot be resolved by the Senior Officials of both Parties, or their Nominated Deputies, the dispute must be referred to the Director of Tertiary Education in the Welsh Government to make a final decision.

## **9 VARIATION**

- 9.1 If either Party wishes to vary this Agreement, they must set out the proposed variation in writing and provide it to the other Party.
- 9.2 A variation to this Agreement may only be made if both Parties agree to the proposed variation.
- 9.3 When a Party receives a proposed variation, that Party must notify the other Party whether the variation is agreed within 28 days.
- 9.4 Any variation to this Agreement;
  - (a) must be made in writing and signed by both Parties;
  - (b) must be annexed to the Agreement; and
  - (c) forms part of this Agreement.

## **10 TERMINATION**

Either Party may terminate this Agreement by giving three months' notice in writing to the other Party unless a shorter period is agreed by both Parties.

## **11 AUDIT**

- 11.1 Medr must keep full and accurate records of all expenditure and costs, reports and other supporting documentation associated with carrying out the Functions.
- 11.2 Upon written request of the WMs, Medr must give the WMs or their authorised agents access to the records kept pursuant to clause 11.1.
- 11.3 Medr must also allow access to its records to the Auditor General for Wales for the purposes of examination and certification of the Welsh Government's accounts.

## **12 CONFIDENTIALITY AND FREEDOM OF INFORMATION**

- 12.1 Where either Party supplies Unpublished Information to the other Party, the receiving party will not, unless required by law, disclose the information to any third party without the consent in writing of the supplying party.
- 12.2 Those authorised to give consent are the Parties' Senior Officials or their Nominated Deputies.

12.3 Nothing in this Agreement prevents Medr or the WMs from disclosing and/or publishing under the provisions of the Freedom of Information Act 2000 and/or the Environmental Information Regulations 2004 any term or condition or information contained in or relating to the Agreement.

12.4 Each Party must cooperate with the other Party and supply all necessary information and documentation required in connection with any request received under the Freedom of Information Act 2000 and/or the Environmental Information Regulations 2004.

### 13 NOTICES

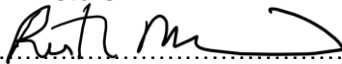
13.1 Any notice or other communication from one Party to the other Party under this Agreement must be given in writing by or on behalf of the Party concerned

13.2 The address and contact details for the purposes of serving notice under this Agreement are as follows:

- (a) For the WMs: Deputy Director of Strategy and Funding Division, Welsh Government, Crown Buildings, Cathays Park, King Edward VII Avenue, Cardiff CF10 3NQ
- (b) For Medr: Chief Operating Officer, Capital Quarter No2, Tyndall Street, Butetown, Cardiff CF10 4BZ

### IN WITNESS of which this Agreement has been duly executed by the Parties

#### Welsh Ministers

Signed 

Name...Ruth Meadows.....

Position...Director.....

Director of Tertiary Education, acting under the authority of Lynne Neagle,  
Cabinet Secretary for Education, one of the Welsh Ministers

#### Commission for Tertiary Education and Research

Signed 

Name.....Simon Pirotte.....

Position...Chief Executive Officer .....

Chief Executive, Commission for Tertiary Education and Research

## **SCHEDULE A1**

### **Education and Training for which Medr may exercise Welsh Ministers' functions**

**under section 104 of the Government of Wales Act 1998 and Part 2 of the Learning and Skills Act 2000**

#### **as set out in clause 4.2(b)(ii) and (iii)**

1. further education;
2. apprenticeships;
3. adult learning in the community; and
4. school sixth forms funded by local authorities.

## **SCHEDULE 1**

### **Specific activities included within the definition of “Functions”**

#### **Part 1 – Funding allocations**

1. Without prejudice to the generality of clause 4.2, the Functions include:

1.1 For the purpose of ensuring providers have used funds appropriately, complied with conditions of funding and kept correct records, undertaking audit and assurance activities for the 2023/24 funding allocations awarded:

- 1.1.1 to local authorities in Wales in respect of sixth form funding, adult community learning and ancillary funding, as set out in the grant award letters listed in part 1 of Schedule 2 and provided to Medr by the WMs;
- 1.1.2 to further education providers in Wales in respect of further education mainstream provision and ancillary funding, as set out in the grant award letters listed in part 1 of Schedule 2 and provided to Medr by the WMs;
- 1.1.3 to persons in respect of ancillary funding as set out in the grant award letters listed in part 1 of Schedule 2 and provided to Medr by the WMs;
- 1.1.4 in respect of the contracts under the Apprenticeship Commissioning Programme (apprenticeships, shared apprenticeships niche construction and scaffolding apprenticeships and the disabled apprentice employer incentive scheme) as defined by the funding award letters listed in part 1 of Schedule 2 and provided to Medr by WMs;
- 1.1.5 by the WMs to Hereford, Ludlow and North Shropshire College and Myerscough College in respect of farriery apprenticeships.

1.2 Managing (which includes the audit and assurance activities described in paragraph 1.1) the 2024/25 funding allocations awarded:

- 1.2.1 to local authorities in Wales in respect of sixth form funding, adult community learning and ancillary funding, as set out in the grant award letters listed in part 2 of Schedule 2 and provided to Medr by the WMs;
- 1.2.2 to further education providers in Wales in respect of further education mainstream provision and ancillary funding, as set out in the grant award letters listed in part 2 of Schedule 2 and provided to Medr by the WMs;
- 1.2.3 to persons in respect of ancillary funding as set out in the grant award letters listed in part 2 of Schedule 2 and provided to Medr by the WMs;
- 1.2.4 in respect of the contracts under the Apprenticeship Commissioning Programme (apprenticeships, shared apprenticeships, niche construction and scaffolding apprenticeships and the disabled apprentice employer incentive scheme), as defined by the funding award letters listed in part 2 of Schedule 2 and provided to Medr by WMs;
- 1.2.5 by the WMs to Hereford, Ludlow and North Shropshire College and Myerscough College in respect of farriery apprenticeships.



1.3 For 2025/26 and 2026/27 (financial years or academic years), determining the funding allocations awarded:

- 1.3.1 to local authorities in Wales in respect of sixth form funding, adult community learning and ancillary funding;
- 1.3.2 to further education providers in Wales in respect of further education mainstream provision and ancillary funding;
- 1.3.3 to persons in respect of ancillary funding;
- 1.3.4 in respect of the contracts under the Apprenticeship Commissioning Programme (apprenticeships, shared apprenticeships, niche construction and scaffolding apprenticeships and the disabled apprentice employer incentive scheme), and farriery apprenticeships.

1.4 Managing (which includes the audit and assurance activities described in paragraph 1.1) the 2025/26 funding allocations determined in accordance with paragraph 1.3 and awarded:

- 1.4.1 by Medr in the exercise of Functions under this Agreement to local authorities in Wales in respect of sixth form funding, adult community learning and ancillary funding,
- 1.4.2 by Medr in the exercise of Functions under this Agreement to further education providers in Wales in respect of further education mainstream provision and ancillary funding;
- 1.4.3 by Medr in the exercise of Functions under this Agreement to persons in respect of ancillary funding;
- 1.4.4 by Medr in the exercise of Functions under this Agreement in respect of the contracts under the Apprenticeship Commissioning Programme (apprenticeships, shared apprenticeships, niche construction and scaffolding apprenticeships and the disabled apprentice employer incentive scheme);
- 1.4.5 by Medr in the exercise of Functions under this Agreement to Hereford, Ludlow and North Shropshire College and Myerscough College in respect of farriery apprenticeships.

## **Part 2 – Apprenticeship contracts**

2. Without prejudice to the generality of clause 4.2, the Functions in respect of the apprenticeship contracts listed in Schedule 3 include:

2.1 Managing the Apprenticeship Commissioning Programme Framework Contract and all contracts let under that Framework), including:

- 2.1.1 designating a contract manager;
- 2.1.2 undertaking audit and assurance activities; and
- 2.1.3 ensuring compliance with the Apprenticeship Commissioning Programme Wales Framework: programme specification and guidance.

2.2 Managing the contract in respect of farriery apprenticeships, including:

- 2.2.1 designating a contract manager;
- 2.2.2 undertaking audit and assurance activities; and
- 2.2.3 ensuring compliance with the Specification for Welsh Government Support for Farriery Apprenticeships: 2021-2025.

2.3 Updating, where Medr considers necessary:

- 2.3.1 the Apprenticeship Commissioning Programme Wales Framework: programme specification and guidance; and
- 2.3.2 the Specification for Welsh Government Support for Farriery Apprenticeships.

## **SCHEDULE 2**

### **Funding allocations**

#### **Part 1 – Funding allocations 2023/2024**

<b>Type</b>	<b>Recipients</b>	<b>Type of Education or training</b>	<b>Period</b>	<b>Amount (£)</b>
Grant award	FE Providers	Further Education and Training at Further Education Colleges	1 August 2023 - 31 July 2024	406,822,668
Grant award	Local Authorities other than Merthyr Tydfil County Borough Council and Blaenau Gwent County Borough Council	Award of Funding in relation to Local Authority Post-16 Education Provision 2023-24 - Sixth Forms	1 April 2023 – 31 March 2024	110,870,925
Grant award	Local Authorities	Award of Funding in relation to Local Authority Post-16 Education Provision 2023-24 - Adult Community Learning	1 April 2023 – 31 March 2024	6,354,385
Grant award	The Open University, Aberystwyth University, Bangor University, Cardiff University, Cardiff Metropolitan University, Swansea University, University of South Wales, University of Wales Trinity Saint David, Wrexham University	Award of Funding in relation to University Ready - Collaborative Working with the HEI Sector in Wales	1 April 2023 – 31 March 2024	208,916
Grant award	Local Authorities other than Merthyr Tydfil County Borough Council and Blaenau Gwent County Borough Council	Award of Funding in relation to Learner Recovery and Progression Funding 2023-24	1 April 2023 – 31 March 2024	2,802,657
FE -Transition Funding	FE Providers other than Adult Learning Wales	Award of Funding in relation to Transition Funding	1 April 2024 - 31 August 2024	2,194,150.41
Grant award	FE Colleges, The Open University, National Centre for Learning Welsh	Award of Funding in relation to the Financial Contingency Fund 2023/24	1 August 2023 - 31 July 2024	7,018,878

Type	Recipients	Type of Education or training	Period	Amount (£)
Grant award	FE Providers	Award of Funding in relation to the Preparation for the Implementation of the Additional Learning Need (ALN) Act and Code funding - Adult Learning Wales	1 April 2023 – 31 March 2024	700,000
Grant award	Jisc	Award of Funding in relation to delivering digital services, support and solutions to Further Education Institutions and other Post-16 Learning Providers in Wales	1 August 2023 - 31 July 2024	1,299,280
Grant award	FE Providers	Award of Funding in relation to Personal Learning Accounts (Adult Learning Wales)	1 August 2023 - 31 July 2024	20,890,000
Funding award	Associated Community Training Ltd Educ8 Training Group Limited ITEC Training Solutions Ltd Cambrian Training Company Grŵp Llandrillo Menai Coleg Cambria, Pembrokeshire College, Gower College Swansea Grŵp Colegau NPTC Group of Colleges Cardiff and Vale College	Award of funding in relation to apprenticeship delivery for 2023/24 in relation to the Apprenticeship Commissioning Programme	1 August 2023 - 31 July 2024	156,000,000
Funding award	Cambrian Training Company, Grŵp Llandrillo Menai, Grŵp Colegau NPTC Group of Colleges, Cardiff and Vale College Pembrokeshire College	Award of funding in relation to the delivery of shared apprenticeship for 2023/24 in relation to the Apprenticeship Commissioning Programme	1 August 2023 - 31 July 2024	1,250,000

Type	Recipients	Type of Education or training	Period	Amount (£)
Funding award	Associated Community Training Ltd Educ8 Training Group Limited ITEC Training Solutions Ltd Cambrian Training Company Grŵp Llandrillo Menai Coleg Cambria, Pembrokeshire College, Gower College Swansea Grŵp Colegau NPTC Group of Colleges Cardiff and Vale College	Award of funding in relation to the Disabled Apprentice Employer Incentive Scheme 2023/24	1 April 2023 – 31 March 2024	400,000

**Part 2 – Funding allocations 2024/2025**

Type	Recipients	Type of Education or training	Period	Amount (£)
Grant award	FE Providers	Award of Funding in relation to Funding for Further Education Providers 2024/25	1 August 2024 - 31 July 2025	428,179,075
Grant award	Local Authorities other than Merthyr Tydfil County Borough Council and Blaenau Gwent County Borough Council	Award of Funding in relation to Local Authority Post-16 Education Provision 2024-25 - Sixth Forms	1 April 2024 – 31 March 2025	£111,698,571
Grant award	Local Authorities	Award of Funding in relation to Local Authority Post-16 Education Provision 2024-25 - Adult Community Learning	1 April 2023 – 31 March 2024	£6,479,061
Grant award	Local Authorities other than Merthyr Tydfil County Borough Council and Blaenau Gwent County Borough Council	Award of Funding in relation to Learner Recovery and Progression Funding 2024/25	1 August 2024 – 31 July 2025	2,802,657

Type	Recipients	Type of Education or training	Period	Amount (£)
Grant award	The Open University, Aberystwyth University, Bangor University, Cardiff University, Cardiff Metropolitan University, Swansea University, University of South Wales, University of Wales Trinity Saint David, Wrexham University	Award of Funding in relation to University Ready - Collaborative Working with the HEI Sector in Wales	1 April 2024 – 31 August 2025	196,547.08
Grant award	FE Colleges, The Open University, National Centre for Learning Welsh	Award of Funding in relation to the Financial Contingency Fund 2024/25	1 August 2024 – 31 July 2025	4,609,000
Grant award	Local Authorities other than Merthyr Tydfil County Borough Council and Blaenau Gwent County Borough Council	Award of Funding in relation to Transition Funding 2023/2024	1 April 2023 – 31 March 2024	810,000
Grant award	FE Providers	Award of Funding in relation to the Period Dignity Grant – Further Education 2024-25	1 April 2024 – 31 August 2025	500,000
Grant award	Gloucestershire College, Hereford College, Herefordshire Ludlow and North Shropshire College, Reaseheath College, Shrewsbury College	Award of Funding in relation to Additional Learning Support Funding	1 September 23 – 31 August 2024	96,247.60
Grant award	Learning and Work Institute	Award of Funding in relation to the coordination and management of the 2024 Adult Learners Week campaign and the Inspire Learner and Tutor Awards.	19 June 2024 – 31 March 2025	310,000
Grant award	Learning and Work Institute	Award of Funding in relation to the development of adult learning.	24 June 2024 – 31 March 2025	120,000

Type	Recipients	Type of Education or training	Period	Amount (£)
Grant award	Learning and Work Institute	Award of Funding in relation to the Administrative and policy support for the Adult Learning Network and the ESOL Forum.	21 June 2024 – 31 March 2025	50,000
Grant award	FE Providers	Award of Funding in relation to the Preparation for the Implementation of the Additional Learning Need (ALN) Act and Code funding - Variation to: Award letter dated 8 March 2023 – Preparation for the Implementation of the Additional Learning Need (ALN) Act and Code funding	1 April 2024 – 31 March 2025	700,000
Grant award	Cardiff & Vale College	Award of Funding in relation to Anti-Racist Curriculum Project – Phase 3	1 April 2024 – 31 March 2025	249,900
Grant award	Association of Colleges	Award of Funding in relation to Welsh Government sponsorship of AoC Beacon Awards for 2024/2025	1 April 2024 – 31 March 2025	10,000
Grant award	Colleges Wales / Colegau Cymru Limited	Award of Funding in relation to Phase 5 of the Lecturer Workload Review, the Senior Leadership Development Programme, and active wellbeing duathlon event in Pembrey Country Park.	1 April 2024 – 31 March 2025	215,372

Type	Recipients	Type of Education or training	Period	Amount (£)
Funding award	Associated Community Training Ltd Educ8 Training Group Limited ITEC Training Solutions Ltd Cambrian Training Company Grŵp Llandrillo Menai Coleg Cambria, Pembrokeshire College, Gower College Swansea Grŵp Colegau NPTC Group of Colleges Cardiff and Vale College	Award of funding in relation to apprenticeship delivery for 2024/25 in relation to the Apprenticeship Commissioning Programme	1 August 2024 - 31 July 2025	134,000,000
Funding award	Cambrian Training Company, Grŵp Llandrillo Menai, Grŵp Colegau NPTC Group of Colleges, Cardiff and Vale College	Award of funding in relation to the delivery of shared apprenticeship for 2024/25 in relation to the Apprenticeship Commissioning Programme	1 April 2024 – 1 April 2025	£1,000,000
Funding award	Associated Community Training Ltd Educ8 Training Group Limited ITEC Training Solutions Ltd Cambrian Training Company Grŵp Llandrillo Menai Coleg Cambria, Pembrokeshire College, Gower College Swansea Grŵp Colegau NPTC Group of Colleges Cardiff and Vale College	Award of funding in relation to the Disabled Apprentice Employer Incentive Scheme 2024/25	1 April 2024– 31 March 2025	400,000
Funding Award	Construction Industry Training Board	Award of funding in relation to the delivery of Niche Construction and Scaffolding Apprenticeships	Until 31 July 2025	1,500,000



### **SCHEDULE 3**

#### **Apprenticeships contracts**

<b>Type</b>	<b>Recipient</b>	<b>Period</b>	<b>Contract no.</b>
ACP Framework - apprenticeships	Associated Community Training Ltd	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C313/2020/2021
ACP Framework - apprenticeships	Cardiff and Vale College	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C314/2020/2021
ACP Framework - apprenticeships	Pembrokeshire College	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C315/2020/2021
ACP Framework - apprenticeships	Educ8 Training Group Limited	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C316/2020/2021
ACP Framework - apprenticeships	Cambrian Training Company	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C317/2020/2021
ACP Framework - apprenticeships	Coleg Cambria	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C318/2020/2021
ACP Framework - apprenticeships	Coleg Llandrillo	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C319/2020/2021
ACP Framework - apprenticeships	Gower College Swansea	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C320/2020/2021
ACP Framework - apprenticeships	ITEC Training Solutions Ltd	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C321/2020/2021
ACP Framework - apprenticeships	Neath Port Talbot College	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C322/2020/2021
ACP Framework – shared apprenticeships	Cardiff and Vale College	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C314/2020/2021
ACP Framework – shared apprenticeships	Pembrokeshire College	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C315/2020/2021
ACP Framework – shared apprenticeships	Cambrian Training Company	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C317/2020/2021
ACP Framework – shared apprenticeships	Coleg Llandrillo	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C319/2020/2021
ACP Framework – shared apprenticeships	Neath Port Talbot College	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C322/2020/2021
ACP Framework – Niche Construction and Scaffolding Apprenticeships	CITB	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C080/2021/2022
Farriery Apprenticeship	Myerscough College	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C15/2021/2022

Farriery Apprenticeship	Hereford and Ludlow College	1 August 2021 - 31 July 2025 (with a possible extension of 2 years).	C15/2021/2022
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#### **SCHEDULE 4**

##### **Administrative, professional and/or technical services**

#### **Statistical release**


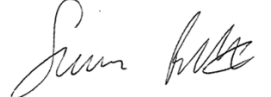

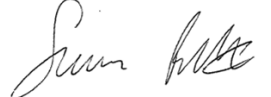

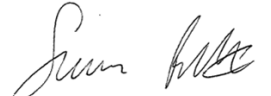
1. Medr is responsible for the preparation and publication of the following existing statistical releases:
  - (a) Consistent performance measures for post-16 learning (learner destinations);
  - (b) Apprenticeship learning programmes started;
  - (c) Further education, work-based learning and adult learning;
  - (d) Consistent performance measures for post-16 learning (achievement);
  - (e) Learner outcome measures for apprenticeships and adult learning;
  - (f) Any other statistical releases as agreed by both Parties;
2. In preparing and publishing statistical releases under this Agreement, Medr must comply with the Code of Practice for Statistics published by the Office for Statistics Regulations within the UK Statistics Authority.


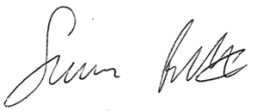
#### **Ad hoc analysis**

3. Medr will, from time to time, undertake statistical analysis on behalf of the WMs in relation to its Functions under this Agreement.
4. The WMs will only ask Medr to undertake statistical analysis where it is possible to do so with data held by Welsh Government and/or Medr, and the WMs will provide Medr with any data held by WMs which is necessary for Medr to undertake the statistical analysis.
5. Where it is agreed between the Parties that Medr will undertake a statistical analysis on behalf of the WMs, Medr must produce an output suitable:
  - (a) for sending to the requestor of the statistical analysis; and
  - (b) for publication, should the request have originated from someone external to the Welsh Government.


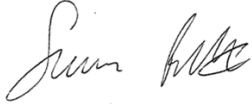

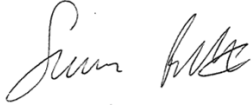

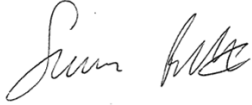

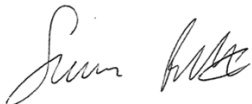
## Annex

### Variations – version and review history

	Version	Variation	Date agreed	Signature on behalf of the Welsh Ministers	Signature on behalf of Medr
1.	First variation	Throughout the arrangement, for “the Commission” substitute “Medr”.	25 March 2025		
2.	First variation	<p>In clause 1.1, insert at the appropriate places:</p> <p>“the Charity Commission” means the body corporate known as the Charity Commission which is continued by section 13 of the Charities Act;</p> <p>“Estyn” means His Majesty’s Chief Inspector of Education and Training in Wales, as established by section 5(1) of the Education (Schools) Act 1992 (c.38) as Her Majesty’s Chief Inspector of Schools in Wales and renamed His Majesty’s Chief Inspector of Education and Training in Wales by section 73(1) of the Learning and Skills Act 2000</p> <p>“Principal Regulator” has the meaning given in section 25 of the Charities Act 2011;</p>	25 March 2025		
3.	First variation	In clause 3.1, substitute “2026” for “2025”.	25 March 2025		

4.	First variation	<p>In clause 4.2:</p> <p>after “functions exercisable by Medr pursuant to”, insert “(a) from April 2024.</p> <p>Drop the numbering of the subsequent paragraphs from (a)(i)-(xviii) and (b)(i) -(ii), to (i)(1)-(10) and (ii)(1)-(2).</p> <p>After paragraph (a), insert:</p> <p>“(b) From 1 April 2025</p> <p>(i) the WM’s functions under the following sections of the Charities Act 2011;</p> <p>(1) section 26 (General Duty of principal regulator in relation to exempt charity;</p> <p>(2) The sections listed in clause 4.2(b)(i)(4), as applied to principal regulators and modified by section 58 (Disclosure to and by principal regulators of exempt charities) and as clarified by section 59 (Disclosure: supplementary)</p> <p>(3) The sections listed in clause 4.2(b)(i)(4) as applied, modified and clarified by section 57 (Disclosure by Commission: Revenue and Customs information), as applied, modified and clarified by section 58, together with regulation 5(2) of the Charities Act 2011 (Principal Regulators of Exempt Charities) Regulations 2013</p> <p>(4)</p> <p>(a) Section 54 (Disclosure to the Charity Commission: General)</p> <p>(b) Section 55 (Disclosure to the Charity Commission: Revenue and Customs Information)</p> <p>(c) Section 56 (Disclosure by Commission; general)</p>	25 March 2025		
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		<p>(ii) the WMs' functions under section 104 of the Government of Wales Act 1998 to the extent they relate to education and training –</p> <p>(1) brought within Estyn's remit by part 2 of the Learning and Skills Act 2000, and</p> <p>(2) which has been, or could be, funded by Medr in exercise of WMs' functions, by virtue of clause 4.2(b)(i) of this arrangement, consisting of the areas set out in Schedule A1.</p> <p>(iii) The WMs' functions under the following sections of the Learning and Skills Act 2000, to the extent they relate to education and training which has been, or could be, funded by Medr in exercise of WMs' functions, by virtue of clause 4.2(b)(i) of this arrangement, consisting of the areas set out in Schedule A1 –</p> <p>(1) Section 76(2)(a); specifying education or training, or classes of education or training in relation to which Estyn is to advise;</p> <p>(2) Section 76(2)(b); specifying education or training, or classes of education or training for Estyn to inspect;</p> <p>(3) Section 83(1); asking Estyn to carry out an area inspection, and specifying the area</p> <p>(4) Section 83(6); providing such information to Estyn as it may reasonably require in connection with an area inspection</p> <p>(5) Section 84(3) and (4); directing a local authority in Wales to prepare a written statement and to consult with certain persons in doing so</p> <p>(6) Section 85(1); directing Estyn to carry out surveys or studies</p> <p>(7) Section 87(2): directing the time at which the Annual Plan must be submitted</p>			
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5.	First variation	<p>Insert a new Schedule A1, above Schedule 1, as follows:</p> <p><u>Education and Training for which Medr may exercise Welsh Ministers' functions</u></p> <p><u>under section 104 of the Government of Wales Act 1998 and Part 2 of the Learning and Skills Act 2000</u></p> <p><u>as set out in clause 4.2(b)(ii) and (iii)</u></p> <ol style="list-style-type: none"> <li>1. further education;</li> <li>2. apprenticeships;</li> <li>3. adult learning in the community; and</li> <li>4. school sixth forms funded by local authorities.</li> </ol>	25 March 2025		
6.	First Variation	In schedule 1, in paragraph 1.3, after "For 2025/2026" add "and 2026/2027".	25 March 2025		
7.	First Variation	In schedule 1, in paragraph 1.3, for "financial year" substitute "financial years" and for "academic year" substitute "academic years"	25 March 2025		
8.	First variation	<p>In schedule 1, after paragraph 1.3, insert;</p> <p>1.4 Managing (which includes the audit and assurance activities described in paragraph 1.1) the 2025/26 funding allocations determined in accordance with paragraph 1.3 and awarded:</p> <ol style="list-style-type: none"> <li>1.4.1 by Medr in the exercise of Functions under this Agreement to local authorities in Wales in respect of sixth form funding, adult community learning and ancillary funding,</li> <li>1.4.2 by Medr in the exercise of Functions under this Agreement to further education providers in Wales in respect of further education mainstream provision and ancillary funding;</li> </ol>	25 March 2025		

		1.4.3	by Medr in the exercise of Functions under this Agreement to persons in respect of ancillary funding;			
		1.4.4	by Medr in the exercise of Functions under this Agreement in respect of the contracts under the Apprenticeship Commissioning Programme (apprenticeships, shared apprenticeships, niche construction and scaffolding apprenticeships and the disabled apprentice employer incentive scheme);			
		1.4.5	by Medr in the exercise of Functions under this Agreement to Hereford, Ludlow and North Shropshire College and Myerscough College in respect of farriery apprenticeships.			