

In conversation with David Lockhart-Hawkins...

Key changes in the draft ESFA apprenticeship funding rules 2021-22



Introductions



David Lockhart-Hawkins

Strategic Associate, SDN
Presenter



Tim Chewter

Head of Business Development, SDN
Host

Welcome

Webinar Structure

- Introduction
- Conversation – David & Tim
- Q&A
- Next steps

Q&A

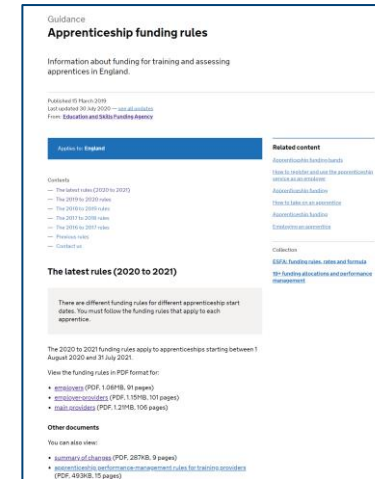
- Use the Q&A panel to submit questions
- Focus your questions on webinar topics
- You'll receive the webinar recording and slides after the session

Key documents and sources

Funding Rules

1. Employer / Provider / Employer Provider Clarification version
2. Summary of Changes

<https://www.gov.uk/guidance/apprenticeship-funding-rules>



Guidance
Apprenticeship funding rules
Information about funding for training and assessing apprentices in England.

Published 07 March 2019
Last updated 30 July 2022 — see details
From: Education and Skills Funding Agency

Guidance
[Home to Employer](#)
[Related content](#)

Guidance
 → The latest rules (2020 to 2021)
 → The 2019 to 2020 rules
 → The 2018 to 2019 rules
 → The 2017 to 2018 rules
 → The 2016 to 2017 rules
 → Previous rules
 → Contact us

The latest rules (2020 to 2021)

There are different funding rules for different apprenticeship start dates. You must follow the funding rules that apply to each apprentice.

The 2020 to 2021 funding rules apply to apprenticeships starting between 1 August 2020 and 31 July 2021.

View the funding rules in PDF format for:

- employers (PDF, 1.06MB, 91 pages)
- providers (PDF, 1.15MB, 101 pages)
- multi-apprentices (PDF, 1.21MB, 106 pages)

Other documents

You can also view:

- summary of changes (PDF, 287KB, 9 pages)
- apprenticeship funding rules for training providers (PDF, 459KB, 15 pages)



Individualised Learner record (ILR) technical documents, guidance and requirements

Documents that define the ILR data that publicly funded providers must collect and return

Governance **Technical** **Guidance**

Governance
[ILR Governance overview](#)
New for 2020 to 2021
 • Actual hours for off the job training (off the job) and 1-level transition programmes
Delivering the ILR Specification
 • About the format and platform
 • Backlog, flexibility and enhancements
Source of data: LARS tables

Specification
[ILR Specification 2020 to 2021](#)
 • Apprentices validation rules and actions
[ILR specification, validation rules and apprentices 2019 to 2020](#)
Reference
[2019 to 2020 non-ILR data](#)
 • [How to return ILR data together with ILR Flat Files](#)
 • [Provider data self assessment toolkits \(DCA317\)](#)
Source of data: LARS tables

Support Manual
[Provider support manual, 2020 to 2021](#)
[Provider support manual, 2019 to 2020](#)
[Provider support manual, 2018 to 2019](#)
Learner data quality
[Get your data right for 2019 to 2020](#)
[Check how accurate your ILR data is with FIS](#)
[Check ILR reports for possible data issues](#)
[How to return monthly individualised learner records \(ILR\)](#)
[Funding guidance for visits outside ILR funding returns](#)
[How to return ILR funding claims to the ESFA](#)
[Maintenance schedule](#)
[Submit learner data](#)
[Qualification achievement rates](#)
[What are QARs?](#)
[Funding monthly reports](#)
[Employer adjustment statement](#)

ILR Specification

1. ILR Specification
2. support manual
3. May 2021 Privacy notice

<https://guidance.submitlearnerdatabeta.fasst.org.uk/>

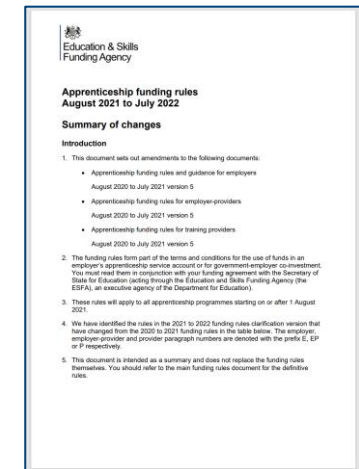
Immigration permission

[View and prove your immigration status - GOV.UK \(www.gov.uk\)](https://www.gov.uk)

<https://www.gotostage.com/channel/apprenticeshipservicewebinars>

Summary of Changes.

Section	Change	Paragraph number
Introduction and purpose of the document	Clarification: To remove reference to the Functional Skills Qualifications temporary flexibilities which have now ended.	P13 EP13 E8
What is an apprenticeship?	Clarification: To be clear who is ultimately responsible for on- and off-the-job training. Clarification: Improved clarity around the role of initial assessment in verifying the eligibility of the individual and suitability of the programme for funding.	P22 EP21 E15 P23 EP22 E16
Apprenticeship agreement (between the employer and the apprentice)	Clarification: Section reformatted. Clarification: Clarity on the ILR field name and its link to the apprenticeship agreement.	P27 EP26 E20 P27.2 EP26.2 E20.2
Alternative English apprenticeship	Clarification: To be clear on the provider's responsibility in relation to the apprenticeship agreement. Text relating to the previous redundancy policy has been removed.	P28 EP27 E21 P- EP- E-
Apprentice Wages	Clarification: Added clarity on the provider's role.	P30 EP29 E23
Minimum duration and employment hours	Clarification: Sub-rule changed to clarify that there is no exception to the minimum duration, rather there are circumstances where multiple periods of learning can be added together to comply with the requirement. New rule: Sub-rule added to support standards versioning.	P38 EP38 E32 P39.2 EP38.2 E32.2
Off-the-job training	Clarification: To be clear that off-the-job training should only be delivered in the practical period. Clarification: To include references to alternative delivery methodologies.	P41.1 EP41.1 E34.1 P44.2 EP43.2 E37.2



Education & Skills
Funding Agency

Apprenticeship funding rules August 2021 to July 2022

Summary of changes

Introduction

1. This document sets out amendments to the following documents:
 - Apprenticeship funding rules and guidance for employers August 2020 to July 2021 version 5
 - Apprenticeship funding rules for employer-providers August 2020 to July 2021 version 5
 - Apprenticeship funding rules for training providers August 2020 to July 2021 version 5
2. The funding rules form part of the terms and conditions for the use of funds in an employer's apprenticeship service account or for government-employer co-investment. You must read them in conjunction with your funding agreement with the Secretary of State for Education (acting through the Education and Skills Funding Agency (the ESFA), an executive agency of the Department for Education).
3. These rules will apply to all apprenticeship programmes starting on or after 1 August 2021.
4. We have identified the rules in the 2021 to 2022 funding rules clarification version that have changed from the 2020 to 2021 funding rules in the table below. The employer, employer-provider and provider paragraph numbers are preceded with the prefix E, EP or P respectively.
5. This document is intended as a summary and does not replace the funding rules themselves. You should refer to the main funding rules document for the definitive rules.

Summary of Changes

Have a good look

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/998889/2122_Summary_of_Changes_v1.0.pdf

In David's View - Changes

Summary		
High Impact Issues	13	38%
Medium Impact Issues	11	32%
Low Impact Issues	10	29%
High Risk Issues	13	38%
Medium Risk Issues	9	26%
Low Risk Issues	12	35%
	34	

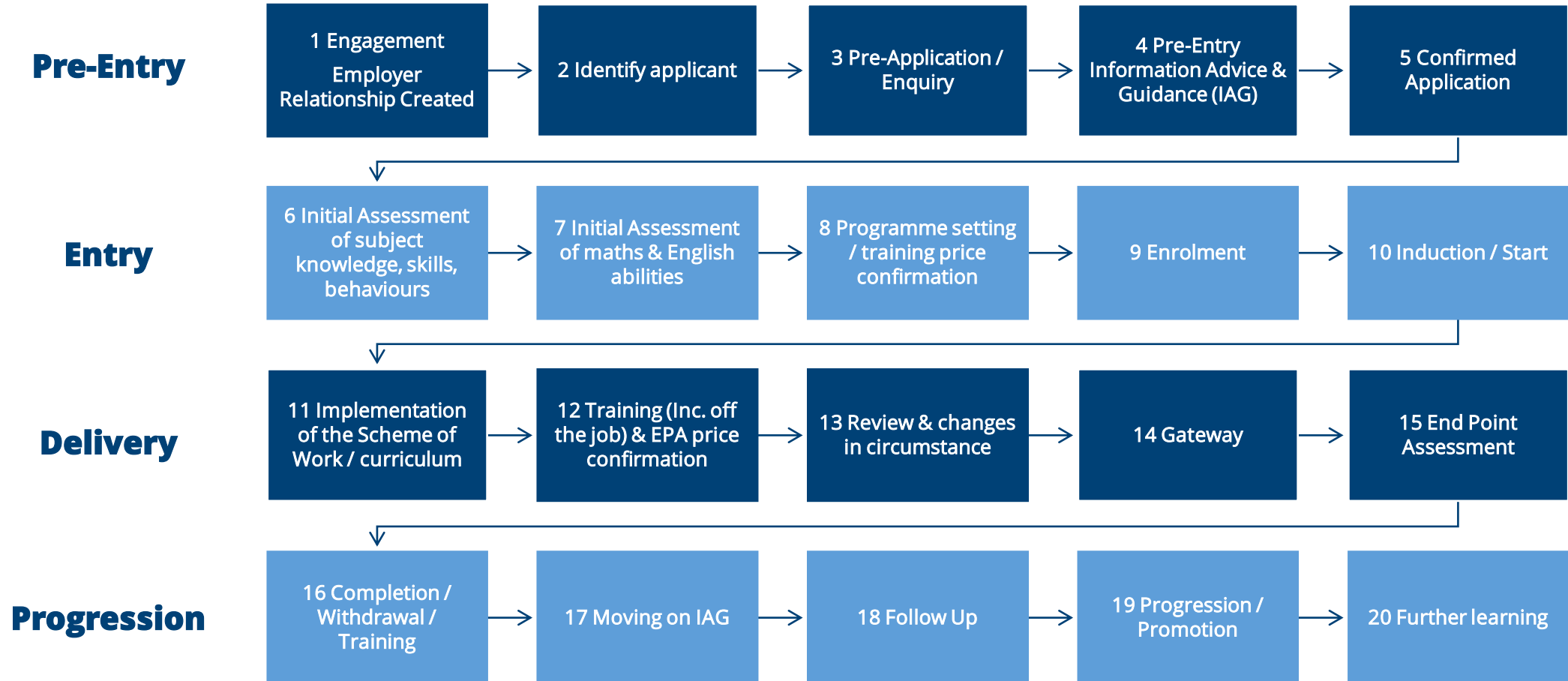
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Apprenticeship agreement (between the employer and the apprentice)	Clarification: Section reformatted.	P27 EP26 E20
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Off-the-job training	Clarification: To be clear that off-the-job training should only be delivered in the practical period.	P41.1 EP40.1 E34.1
	Clarification: To include references to alternative delivery methodologies.	P44.2 EP43.2 E37.2

Email address for clarification requests: fundingrules.comments@education.gov.uk

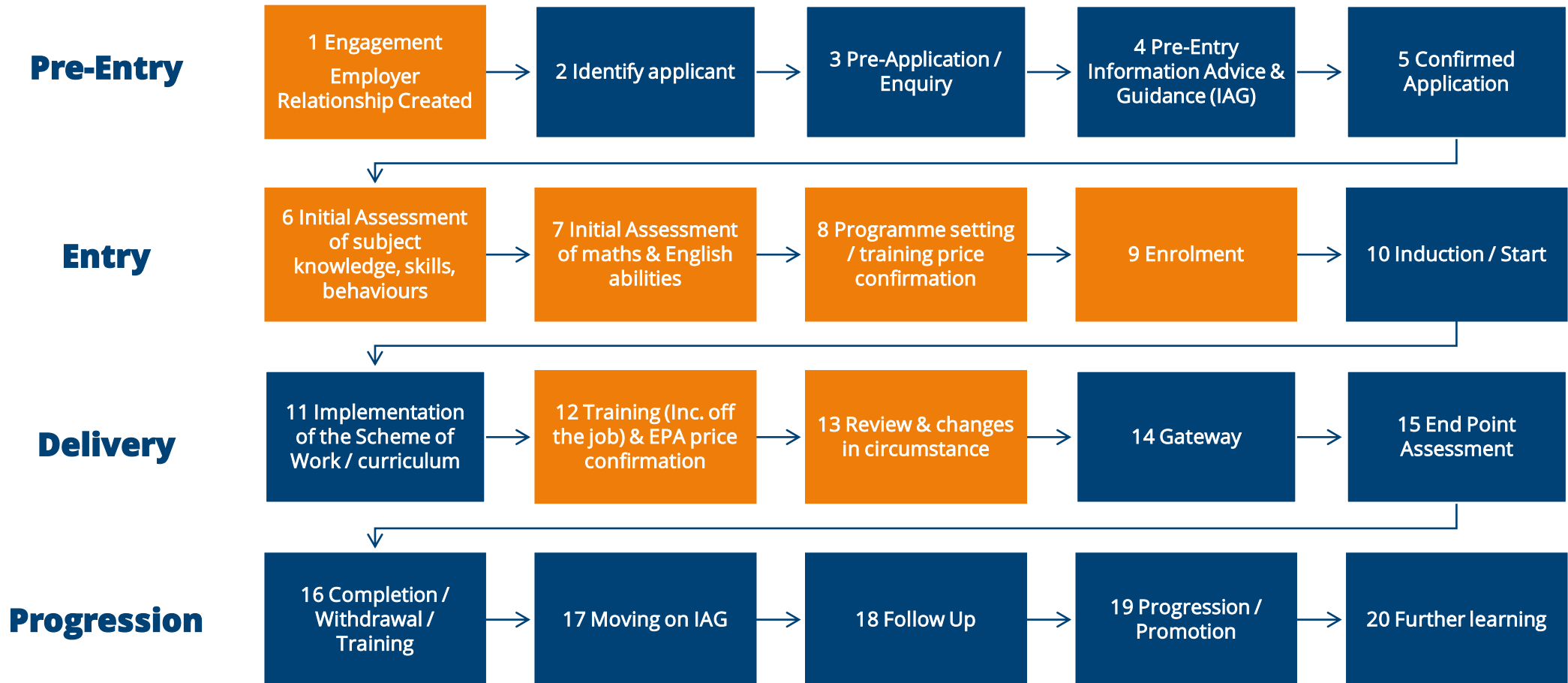
Stages of the learner journey

(English apprenticeships)



Stages of the learner journey

(English apprenticeships) – Where 21/22 updates affect the journey



Key change

2021/22 Headlines

(1) Eligibility

- Key changes post Brexit, clarity in your application process recommended
- Importance of settlement evidence

(2) Subcontracting

- Increased guidance on main provider role
- Requirements to publish costs, more detail in contract
- Clarity in commitment statement

(3) Recognition of Prior Learning

- Reductions proportionate to content reduction
- Difficulties for semester led delivery
- Outcomes of IA need to be clearer

(4) Learning Support

- Timing of assessment led by diagnosed need
- Need to have prior assumption of need
- Claims for learning difficulty or disability, not simply upskilling
- Need to review monthly

(5) EPA

- Must commence EPAO dialogue at least 6 months (not 3 months) prior to gateway

(6) Other

- Improved clarity of OTJ minimum
- Can transfer to updated version of standard

What will need to be updated?



1. Programme (Product) design



2. Policy & contract



3. Administration, Data capture and Process flow



4. Form, document or LMS template design



5. Organisational accountability

Action Plan

A detailed action plan

- Analysis of the core changes with the rule, our comments and recommendations for action
- Each change given an impact rating and a rating of risk to funding to allow you to prioritise changes
- The session will cover these areas but you will then be able to use the plan after

Analysis of the updates made to Apprenticeship Funding Rules (Based on Version 1 of the 2020/21 Rules) - 19 August 2020
David Lockhart-Hawkins (Lockhart-Hawkins Limited, on behalf of SDN)

Industry Sector / Standard Number / Version	Subject	Type	Learning Phase	Apprentice Learning Stage	Change in the funding rules	Key Comment	Change Impact	Risk	Risk Total	Action	By / Issue Date	By / Issue Date	By / Issue Date
1	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111
2	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111
3	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111
4	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111	1011111111

Change Impact	Risk	Risk Total	Action
1	1	2	<p>1. If commencing delivery of a new Apprenticeship programme ensure the programme design of your standard is compliant.</p> <p>a) Curriculum mapped to standard b) Establish learning / content / modules / OTJ hours c) Duration allows for realistic reasonable implementation of off the job training e) Establish initial assessment against that content f) Establish training price policy and RPL adjustment policy</p> <p>2. Consider the Chris Cherry webinar series on curriculum design - contact helo@strategicdevelopmentnetwork.co.uk for details.</p>

Pre-Entry



1 – Engagement

Subcontracting (1)

- Increased guidance
- Definition of subcontractor
- More clarification of what counts as main provider activity

Impact

- Management fees can be scrutinised
- Commitment statement if not clear could result in funding query



Action to take

- Update your subcontracting policy including rationale to ensure you meet the new rules and clarifications.
- Ensure your commitment statement template explains the role and responsibilities of subcontractors
- Review your subcontract template and ensure you have adequate legal protection for non-performance by the subcontractor
- Ensure you hold evidence to confirm that individuals involved in subcontract management have no financial interest in the organisation.

EXAMPLE

Join us for our in-depth session

How to practically implement
the 2021-22 Apprenticeship
Funding Rules

Thurs 12 August (2-4.30pm)

Register [here](#)



Questions & Answers

Type your questions into the webinar panel



**THANK YOU
FOR JOINING US**

After This Session

You will receive:

Access to the webinar recording

Full slide deck

Evaluation survey

Please forward any comments, questions or suggestions to:

events@strategicdevelopmentnetwork.co.uk

Visit: www.strategicdevelopmentnetwork.co.uk