



Department
for Education

July 2026 Variation

**DfE education and skills agreements
and accountability agreements**

July 2026

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Contract for services (independent training providers)

3 SERVICE DELIVERY

Add Clause 3.6 as follows:

- 3.6 The Department may from time to time publish new versions of these Terms and Conditions on its GOV.UK website. Where this occurs, the Department will notify the Contractor and issue a variation to incorporate the new version in the Contract in accordance with Clause 48 (Amendments to this Contract).

37 PROHIBITED ACTS

Amend the paragraph reference in Clause 37.4 as follows:

- 37.4 The Contractor must not use any Funding provided by the Department under this Contract for any of the purposes set out in paragraph **21** of [6: Grant Agreements \(HTML\) - GOV.UK](#) regardless of whether the Funding consists of a general grant or any other type of grant. For the avoidance of doubt, the Contractor's costs of memberships for their Associations are deemed eligible under the terms of the Contract.

38 WITHHOLDING, SUSPENSION AND REPAYMENT OF FUNDING

Amend Clause 38.1.9 by removing the words “and/or any requirements under the Apprenticeship Accountability Framework” as follows:

- 38.1.9 the Contractor fails to comply with any of the provisions set out in this Contract (including the provisions in the Funding Rules) and fails to rectify any such failure within 30 days of receiving written notice from the Department (or such other timescale specified in the notice) detailing the failure and requiring it to rectify the failure.

Amend Clause 38.8 by removing the words “or pursuant to any arrangement between the employer of apprentices under an Apprenticeship” as follows:

- 38.8 The Department reserves the right to recover from the Contractor any Funding paid to a Contractor under this Contract if the Contractor breaches this Contract, the Funding Rules or the entitlement to Funding was based on wrong, inaccurate or misleading information.

SCHEDULE 1: DEFINITIONS

Delete the definition of “Apprenticeship Accountability Framework”.

Amend the definition of “Learner” by removing the words “apprentice (under an Apprenticeship),” as follows:

“Learner”	means any third party including any student, trainee or similar to whom the Contractor is required to deliver any of the Services;
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Amend the definition of “Ofsted Evaluation Areas” as follows:

“Ofsted Evaluation Areas”	means, in the case of the Contractor, the following areas that will be evaluated during an Ofsted Inspection or Monitoring Visit: For the Contractor as a whole: (a) safeguarding; (b) inclusion; (c) leadership and governance; and (d) contribution to meeting skills needs (for colleges, further education colleges, sixth-form colleges and designated institutions) For each type of provision offered (e.g., 16 to 19, apprenticeships, adult learning programme): (e) curriculum, teaching and training; (f) achievement; (g) participation and development.
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Amend the definition of “Services” by deleting point (iv) “Apprenticeships” as follows:

“Services”	means the services to be provided by a Contractor which may comprise of: (i) 16 to 19 Education; and/or (ii) Advanced Learner Loans; and/or (iii) Adult Skills; and/or (iv) Additional Services, as determined in a Contractor's Funding Offer Letter.
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Conditions of funding (grant) (higher education institutions)

3 SERVICE DELIVERY

Delete existing Clause 3.6.

Add new Clause 3.6 as follows:

- 3.6 The Department may from time to time publish new versions of these Terms and Conditions on its GOV.UK website. Where this occurs, the Department will notify the Provider and issue a variation to incorporate the new version in the Agreement in accordance with Clause 42 (Amendments to this Agreement).

5 SUBMISSION OF LEARNER DATA

Amend Clause 5.1.5 by removing the words “and take any action under the Apprenticeship Accountability Framework” as follows:

- 5.1.5 The Department reserves the right to suspend Funding to the Provider under the Agreement where data quality gives rise to concern about the accuracy of the data provided by the Provider.

6 REQUIREMENTS

Delete Clause 6.1.1.

31 PROHIBITED ACTS

Amend the paragraph reference in Clause 31.4 as follows:

- 31.4 The Provider must not use any Funding provided by the Department under this Agreement for any of the purposes set out in paragraph 21 of [6: Grant Agreements \(HTML\) - GOV.UK](#) regardless of whether the Funding consists of a general grant or any other type of grant. For the avoidance of doubt, the Provider’s costs of memberships for their Associations are deemed eligible under the terms of the Agreement.

32 WITHHOLDING, SUSPENSION AND REPAYMENT OF FUNDING

Amend Clause 32.1.9 by removing the words “and/or any requirements under the Apprenticeship Accountability Framework” as follows:

32.1.9 the Provider fails to comply with any of the provisions set out in this Agreement (including the provisions in the Funding Rules) and fails to rectify any such failure within 30 days of receiving written notice from the Department (or such other timescale specified in the notice) detailing the failure and requiring it to rectify the failure.

Amend Clause 32.8 by removing the words “or pursuant to any arrangement between the employer of apprentices under an Apprenticeship” as follows:

32.8 The Department reserves the right to recover from the Provider any Funding paid to a Provider under this Agreement if the Provider breaches this Agreement, the Funding Rules or the entitlement to Funding was based on wrong, inaccurate or misleading information.

33 TERMINATION

Delete Clause 33.3.20.

SCHEDULE 1: DEFINITIONS

Delete the definition of “Apprenticeship Accountability Framework”.

Amend the definition of “Learner” by removing the words “apprentice (under an Apprenticeship),” as follows:

“Learner”	means any third party including any student, trainee or similar to whom the Provider is required to deliver any of the Services;
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Amend the definition of “Ofsted Evaluation Areas” as follows:

“Ofsted Evaluation Areas”	means, in the case of the Provider, the following areas that will be evaluated during an Ofsted Inspection or Monitoring Visit: For the Provider as a whole: (a) safeguarding; (b) inclusion; (c) leadership and governance; and (d) contribution to meeting skills needs (for colleges, further education colleges, sixth-form colleges and designated institutions) For each type of provision offered (e.g., 16 to 19, apprenticeships, adult learning programme): (e) curriculum, teaching and training; (f) achievement; (g) participation and development;
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Amend the definition of “Services” by deleting point (iv) “Apprenticeships” as follows:

“Services”	means the services to be provided by a Provider which may comprise of: (i) 16 to 19 Education; and/or (ii) Advanced Learner Loans; and/or (iii) Adult Skills; and/or (iv) Additional Services, as determined in a Provider's Funding Offer Letter.
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Conditions of funding (grant) (local authorities)

3 SERVICE DELIVERY

Delete existing Clause 3.6.

Add new Clause 3.6 as follows:

- 3.6 The Department may from time to time publish new versions of these Terms and Conditions on its GOV.UK website. Where this occurs, the Department will notify the Provider and issue a variation to incorporate the new version in the Agreement in accordance with Clause 42 (Amendments to this Agreement).

5 SUBMISSION OF LEARNER DATA

Amend Clause 5.2.5 by removing the words “and take any action under the Apprenticeship Accountability Framework” as follows:

- 5.2.5 The Department reserves the right to suspend Funding to the Provider under the Agreement where data quality gives rise to concern about the accuracy of the data provided by the Provider.

6 REQUIREMENTS

Delete Clause 6.1.1.

31 PROHIBITED ACTS

Amend the paragraph reference in Clause 31.4 as follows:

- 31.4 The Provider must not use any Funding provided by the Department under this Agreement for any of the purposes set out in paragraph 21 of [6: Grant Agreements \(HTML\) - GOV.UK](#) regardless of whether the Funding consists of a general grant or any other type of grant. For the avoidance of doubt, the Provider’s costs of memberships for their Associations are deemed eligible under the terms of the Agreement.

32 WITHHOLDING, SUSPENSION AND REPAYMENT OF FUNDING

Amend Clause 32.1.9 by removing the words “and/or any requirements under the Apprenticeship Accountability Framework” as follows:

32.1.9 the Provider fails to comply with any of the provisions set out in this Agreement (including the provisions in the Funding Rules) and fails to rectify any such failure within 30 days of receiving written notice from the Department (or such other timescale specified in the notice) detailing the failure and requiring it to rectify the failure.

Amend Clause 32.8 by removing the words “or pursuant to any arrangement between the employer of apprentices under an Apprenticeship” as follows:

32.8 The Department reserves the right to recover from the Provider any Funding paid to a Provider under this Agreement if the Provider breaches this Agreement, the Funding Rules or the entitlement to Funding was based on wrong, inaccurate or misleading information.

33 TERMINATION

Delete Clause 33.3.19.

SCHEDULE 1: DEFINITIONS

Delete the definition of “Apprenticeship Accountability Framework”.

Amend the definition of “Learner” by removing the words “apprentice (under an Apprenticeship),” as follows:

“Learner”	means any third party including any student, trainee or similar to whom the Provider is required to deliver any of the Services;
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Amend the definition of “Ofsted Evaluation Areas” as follows:

“Ofsted Evaluation Areas”	means, in the case of the Provider, the following areas that will be evaluated during an Ofsted Inspection or Monitoring Visit: For the Provider as a whole: (a) safeguarding; (b) inclusion; (c) leadership and governance; and (d) contribution to meeting skills needs (for colleges, further education colleges, sixth-form colleges and designated institutions) For each type of provision offered (e.g., 16 to 19, apprenticeships, adult learning programme): (e) curriculum, teaching and training; (f) achievement; (g) participation and development;
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Amend the definition of “Services” by deleting point (iv) “Apprenticeships” as follows:

“Services”	means the services to be provided by a Provider which may comprise of: (i) 16 to 19 Education; and/or (ii) Advanced Learner Loans; and/or (iii) Adult Skills; and/or (iv) Additional Services, as determined in a Provider's Funding Offer Letter.
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Conditions of funding (grant) (trusts)

3 SERVICE DELIVERY

Add Clause 3.6 as follows:

- 3.6 The Department may from time to time publish new versions of these Terms and Conditions on its GOV.UK website. Where this occurs, the Department will notify the Provider and issue a variation to incorporate the new version in the Agreement in accordance with Clause 42 (Amendments to this Agreement).

6 REQUIREMENTS

Delete Clause 6.1.1.

31 PROHIBITED ACTS

Amend the paragraph reference in Clause 31.4 as follows:

- 31.4 The Provider must not use any Funding provided by the Department under this Agreement for any of the purposes set out in paragraph **21** of [6: Grant Agreements \(HTML\) - GOV.UK](#) regardless of whether the Funding consists of a general grant or any other type of grant. For the avoidance of doubt, the Provider's costs of memberships for their Associations are deemed eligible under the terms of the Agreement.

32 WITHHOLDING, SUSPENSION AND REPAYMENT OF FUNDING

Amend Clause 32.1.9 by removing the words "and/or any requirements under the Apprenticeship Accountability Framework" as follows:

- 32.1.9 the Provider fails to comply with any of the provisions set out in this Agreement (including the provisions in the Funding Rules) and fails to rectify any such failure within 30 days of receiving written notice from the Department (or such other timescale specified in the notice) detailing the failure and requiring it to rectify the failure.

Amend Clause 32.8 by removing the words "or pursuant to any arrangement between the employer of apprentices under an Apprenticeship" as follows:

- 32.8 The Department reserves the right to recover from the Provider any Funding paid to a Provider under this Agreement if the Provider breaches this

Agreement, the Funding Rules or the entitlement to Funding was based on wrong, inaccurate or misleading information.

SCHEDULE 1: DEFINITIONS

Delete the definition of “Apprenticeship Accountability Framework”.

Amend the definition of “Learner” by removing the words “apprentice (under an Apprenticeship),” as follows:

“Learner”	means any third party including any student, trainee or similar to whom the Provider is required to deliver any of the Services;
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Amend the definition of “Ofsted Evaluation Areas” as follows:

“Ofsted Evaluation Areas”	means, in the case of the Provider, the following areas that will be evaluated during an Ofsted Inspection or Monitoring Visit: For the Provider as a whole: (a) safeguarding; (b) inclusion; (c) leadership and governance; and (d) contribution to meeting skills needs (for colleges, further education colleges, sixth-form colleges and designated institutions) For each type of provision offered (e.g., 16 to 19, apprenticeships, adult learning programme): (e) curriculum, teaching and training; (f) achievement; (g) participation and development;
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Amend the definition of “Services” by deleting point (iv) “Apprenticeships” as follows:

“Services”	means the services to be provided by a Provider which may comprise of: (i) 16 to 19 Education; and/or (ii) Advanced Learner Loans; and/or (iii) Adult Skills; and/or (iv) Additional Services, as determined in a Provider's Funding Offer Letter.
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Accountability agreement (colleges)

3 SERVICE DELIVERY

Delete Clause 3.9.

Add Clause 3.10 as follows:

- 3.10 The Department may from time to time publish new versions of these Terms and Conditions on its GOV.UK website. Where this occurs, the Department will notify the College and issue a variation to incorporate the new version in the Agreement in accordance with Clause 41 (Amendments to this Agreement).

5 SUBMISSION OF LEARNER DATA

Amend Clause 5.1.5 by removing the words “and take any action under the Apprenticeship Accountability Framework” as follows:

- 5.1.5 The Department reserves the right to suspend Funding to the College under the Agreement where data quality gives rise to concern about the accuracy of the data provided by the College.

6 REQUIREMENTS

Delete Clause 6.1.1.

30 PROHIBITED ACTS

Amend the paragraph reference in Clause 30.4 as follows:

- 30.4 The College must not use any Funding provided by the Department under this Agreement for any of the purposes set out in paragraph 21 of [6: Grant Agreements \(HTML\) - GOV.UK](#) regardless of whether the Funding consists of a general grant or any other type of grant. For the avoidance of doubt, the College’s costs of memberships for their Associations are deemed eligible under the terms of the Agreement.

31 WITHHOLDING, SUSPENSION AND REPAYMENT OF FUNDING

Amend Clause 31.1.9 by removing the words “and/or any requirements under the Apprenticeship Accountability Framework” as follows:

- 31.1.9 the College fails to comply with any of the provisions set out in this Agreement (including the provisions in the Funding Rules, the College Financial

Handbook) and fails to rectify any such failure within 30 days of receiving written notice from the Department (or such other timescale specified in the notice) detailing the failure and requiring it to rectify the failure.

Amend Clause 31.8 by removing the words “or pursuant to any arrangement between the employer of apprentices under an Apprenticeship” as follows:

31.8 The Department reserves the right to recover from the College any Funding paid to a College under this Agreement if the College breaches this Agreement, the Funding Rules, the College Financial Handbook, or the entitlement to Funding was based on wrong, inaccurate or misleading information.

32 TERMINATION

Delete Clause 32.3.19.

SCHEDULE 1: DEFINITIONS

Delete the definition of “Apprenticeship Accountability Framework”.

Amend the definition of “Learner” by removing the words “apprentice (under an Apprenticeship),” as follows:

“Learner”	means any third party including any student, trainee or similar to whom the College is required to deliver any of the Services;
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Amend the definition of “Ofsted Evaluation Areas” as follows:

“Ofsted Evaluation Areas”	means, in the case of the College, the following areas that will be evaluated during an Ofsted Inspection or Monitoring Visit: For the College as a whole: (a) safeguarding; (b) inclusion; (c) leadership and governance; and (d) contribution to meeting skills needs (for colleges, further education colleges, sixth-form colleges and designated institutions) For each type of provision offered (e.g., 16 to 19, apprenticeships, adult learning programme): (e) curriculum, teaching and training; (f) achievement; (g) participation and development;
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Amend the definition of “Services” by deleting point (iv) “Apprenticeships” as follows:

“Services”	means the services to be provided by a College which may comprise of: (i) 16 to 19 Education; and/or (ii) Advanced Learner Loans; and/or (iii) Adult Skills; and/or (iv) Additional Services, as determined in a College's Funding Offer Letter.
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Accountability agreement (local authorities)

3 SERVICE DELIVERY

Delete existing Clause 3.8.

Add new Clause 3.8 as follows:

- 3.8 The Department may from time to time publish new versions of these Terms and Conditions on its GOV.UK website. Where this occurs, the Department will notify the Provider and issue a variation to incorporate the new version in the Agreement in accordance with Clause 42 (Amendments to this Agreement).

5 SUBMISSION OF LEARNER DATA

Amend Clause 5.2.5 by removing the words “and take any action under the Apprenticeship Accountability Framework” as follows:

- 5.2.5 The Department reserves the right to suspend Funding to the Provider under the Agreement where data quality gives rise to concern about the accuracy of the data provided by the Provider.

6 REQUIREMENTS

Delete Clause 6.1.1.

31 PROHIBITED ACTS

Amend the paragraph reference in Clause 31.4 as follows:

- 31.4 The Provider must not use any Funding provided by the Department under this Agreement for any of the purposes set out in paragraph 21 of [6: Grant Agreements \(HTML\) - GOV.UK](#) regardless of whether the Funding consists of a general grant or any other type of grant. For the avoidance of doubt, the Provider’s costs of memberships for their Associations are deemed eligible under the terms of the Agreement.

32 WITHHOLDING, SUSPENSION AND REPAYMENT OF FUNDING

Amend Clause 32.1.9 by removing the words “and/or any requirements under the Apprenticeship Accountability Framework” as follows:

32.1.9 the Provider fails to comply with any of the provisions set out in this Agreement (including the provisions in the Funding Rules) and fails to rectify any such failure within 30 days of receiving written notice from the Department (or such other timescale specified in the notice) detailing the failure and requiring it to rectify the failure.

Amend Clause 32.8 by removing the words “or pursuant to any arrangement between the employer of apprentices under an Apprenticeship” as follows:

32.8 The Department reserves the right to recover from the Provider any Funding paid to a Provider under this Agreement if the Provider breaches this Agreement, the Funding Rules or the entitlement to Funding was based on wrong, inaccurate or misleading information.

33 TERMINATION

Delete Clause 33.3.19.

SCHEDULE 1: DEFINITIONS

Delete the definition of “Apprenticeship Accountability Framework”.

Amend the definition of “Learner” by removing the words “apprentice (under an Apprenticeship),” as follows:

“Learner”	means any third party including any student, trainee or similar to whom the Provider is required to deliver any of the Services;
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Amend the definition of “Ofsted Evaluation Areas” as follows:

“Ofsted Evaluation Areas”	means, in the case of the Provider, the following areas that will be evaluated during an Ofsted Inspection or Monitoring Visit: For the Provider as a whole: (a) safeguarding; (b) inclusion; (c) leadership and governance; and (d) contribution to meeting skills needs (for colleges, further education colleges, sixth-form colleges and designated institutions) For each type of provision offered (e.g., 16 to 19, apprenticeships, adult learning programme): (e) curriculum, teaching and training; (f) achievement; (g) participation and development;
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“Services”	means the services to be provided by a Provider which may comprise of: (i) 16 to 19 Education; and/or (ii) Advanced Learner Loans; and/or (iii) Adult Skills; and/or (iv) Additional Services, as determined in a Provider's Funding Offer Letter.
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