



# Higher Education Act 2004

## 2004 CHAPTER 8

### PART 3

#### STUDENT FEES AND FAIR ACCESS

##### *Plans authorising fees of more than basic amount*

#### **34 Approval of plans**

- (1) The governing body of any institution which is or may become eligible to receive grants under section 65 of the 1992 Act or section 5 of the 1994 Act may apply to the relevant authority for approval of a proposed plan relating to the institution.
- (2) The relevant authority may, if it thinks fit, approve the plan.
- (3) The relevant authority may issue guidance to institutions falling within subsection (1) as to the matters to which the relevant authority will have regard in deciding whether to approve plans.
- (4) The relevant authority's functions under this section are to be exercised in accordance with regulations.
- (5) Regulations may, in particular, specify matters to which the relevant authority is, or is not, to have regard in making any determination relating to approval.
- (6) Regulations may require the institution to which any plan approved under this section relates to publish the plan in the prescribed manner.
- (7) In this section "regulations" means regulations made—
  - (a) in relation to England, by the Secretary of State, or
  - (b) in relation to Wales, by the Assembly.