

LEARNING AND SKILLS (WALES) MEASURE 2009

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

PART 2 LOCAL CURRICULUM FOR STUDENTS AGED 16 TO 18

Sections 21 – 39 amend, in most cases by inserting new sections, the **Learning and Skills Act 2000**

Section 38 *Application of local curriculum provisions to institutions within the higher education sector (section 33Q of the Learning and Skills Act 2000)*

118. This section provides the Welsh Ministers with a power to make regulations which apply the relevant provisions of the Measure to institutions within the Higher Education sector in Wales in the same way that they apply to institutions within the Further Education sector in Wales. This is to ensure that Higher Education institutions which provide Further Education in Wales can be brought within the scope of the Measure.
119. Subsection (2) provides that the regulations made under this section may apply the same powers and duties which are conferred on principals and governing bodies within the Further Education sector to the equivalent bodies and individuals in the Higher Education sector. Subsection (3) provides that the regulations made under this section may apply the provisions of the Measure to institutions within the Higher Education sector with such modifications that appear to the Welsh Ministers to be necessary or expedient.