

Executive Note

The Bell College of Technology (Transfer and Closure) (Scotland) Order 2007 SSI/2007/171

The above instrument was made in exercise of the powers conferred by sections 47(1), (1A), (2), (4) and (6) of the Further and Higher Education (Scotland) Act 1992 (“the 1992 Act”). The instrument is subject to negative resolution procedure.

Policy Objectives

Section 47 of the 1992 Act makes provision for the closure of designated higher education institutions. Bell College of Technology (“the College”) is an institution designated under section 44 of the 1992 Act.

The governing bodies of Bell College of Technology and the University of Paisley (“the University”) wish to merge the two institutions to form a single university with four campuses in Ayr, Dumfries, Hamilton and Paisley. The College will cease to be a separate institution when it merges with the University on 1 August 2007. This Order closes the College on that date and winds up and dissolves its governing body, and then transfers its assets and employees (without a break in their employment) to the University.

This Order also revokes The Bell College of Technology (Scotland) Order of Council 2001 (S.S.I. 2001/234), The Bell College of Technology (Scotland) Order of Council 2001 (S.I. 2001/2005), The Designation of Bell College of Technology (Scotland) Order 2001 (S.S.I. 2001/199) and the reference to “Bell College of Technology” and its Governing Body in Part 3 of the Schedule to the Protection of Charities Assets (Exemption) (Scotland) Order 2006. These instruments will be no longer relevant from the date when the College merges with the University and its whole property, rights, liabilities and obligations will be transferred to and vested in the governing body of the University.

Consultation

In accordance with section 47(5) of the Further and Higher (Scotland) Act 1992 the Funding Council and the governing body of the College have been consulted in advance of this instrument being made.

Financial Effects

A Regulatory Impact Assessment has not been prepared as this instrument has no financial effects on the Scottish Executive, local government or on business.

Scottish Executive Enterprise, Transport and Lifelong Learning Department
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