

*Status: Point in time view as at 14/03/2012.*

*Changes to legislation: There are currently no known outstanding effects for the Further Education and Training Act 2007, SCHEDULE 1. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 1

Section 29

#### AMENDMENTS

#### *Industrial Training Act 1982 (c. 10)*

1 The Industrial Training Act 1982 is amended as follows.

#### **Commencement Information**

**I1** Sch. 1 para. 1 in force at 2.3.2008 by [S.I. 2007/3505](#), [art. 4\(d\)](#) (with [art. 7](#))

2 In section 1(2) (definitions)—

(a) before the definition of “employee” insert—

““base period” has the meaning assigned to it by section 11(2E) below;”;

(b) omit the word “and” at the end of the definition of “levy order”;

(c) after that definition, insert—

““levy period” has the meaning assigned to it by section 11(2A) below; and”.

#### **Commencement Information**

**I2** Sch. 1 para. 2 in force at 2.3.2008 by [S.I. 2007/3505](#), [art. 4\(d\)](#) (with [art. 7](#))

3 (1) Section 11 (levies imposed for industrial training board expenses) is amended as follows.

(2) In subsection (3)—

(a) after “must include” insert “, in relation to each levy period, ”;

(b) after “the levy” insert “ payable in respect of that levy period ”;

(c) after “they provide” insert “, in relation to each levy period, ”.

(3) In subsection (4)—

(a) after “may include” insert “, in relation to any levy period, ”;

(b) in paragraph (a), after “portion of the levy” insert “ payable in respect of that levy period ”;

(c) for “the proposals published by the board” substitute “ proposals published by the board ”.

(4) In subsection (5)—

(a) in paragraph (a)—

(i) after “the levy” insert “ payable in respect of a levy period ”, and

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- (ii) after “the relevant emoluments” insert “ in respect of the base period for that levy period ”;
- (b) in paragraph (b)—
  - (i) after “any person” insert “ in respect of a levy period ”, and
  - (ii) after “the relevant emoluments” insert “ in respect of the base period for that levy period ”.
- (5) In subsection (7)—
  - (a) after “unless the amount” insert “ of levy payable in respect of each levy period ”;
  - (b) in paragraph (a), after “the relevant emoluments” insert “ in respect of the base period for that levy period ”.

**Commencement Information**

**I3** Sch. 1 para. 3 in force at 2.3.2008 by [S.I. 2007/3505](#), **art. 4(d)** (with **art. 7**)

- 4 In section 12 (supplementary provision), in paragraph (a) of subsection (3), for “a period specified in the order” substitute “ a levy period ”.

**Commencement Information**

**I4** Sch. 1 para. 4 in force at 2.3.2008 by [S.I. 2007/3505](#), **art. 4(d)** (with **art. 7**)

- 5 (1) In section 13 (proposals for exemption certificates), subsection (2) is amended as follows.
- (2) In paragraph (b)—
- (a) after “the levy payable” insert “ in respect of each levy period ”;
  - (b) for the words after “the relevant emoluments” substitute “ in respect of the base period for that levy period ”.
- (3) In paragraph (c), after “the levy” insert “ payable by virtue of the resulting levy order ”.
- (4) At the end, insert— “ In this subsection “the relevant emoluments” has the meaning given by section 11(8) above. ”

**Commencement Information**

**I5** Sch. 1 para. 5 in force at 2.3.2008 by [S.I. 2007/3505](#), **art. 4(d)** (with **art. 7**)

*Further and Higher Education Act 1992 (c. 13)*

- 6 FHEA 1992 is amended as follows.

**Commencement Information**

**I6** Sch. 1 para. 6 in force at 23.12.2007 for specified purposes by [S.I. 2007/3505](#), **art. 2(g)**

**I7** Sch. 1 para. 6 in force at 18.4.2008 in so far as not already in force by [S.I. 2008/1065](#), **art. 2(c)**

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- 7 In section 19 (supplementary powers of a further education corporation), in subsection (4C), for “the Council” substitute “ the council ”.

**Commencement Information**

**I8** Sch. 1 para. 7 in force at 23.12.2007 by [S.I. 2007/3505](#), **art. 2(h)**

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**Textual Amendments**

**F1** [Sch. 1 para. 8](#) repealed (14.3.2012) by [Charities Act 2011 \(c. 25\)](#), s. 355, **Sch. 10** (with s. 20(2), [Sch. 8](#))

**Commencement Information**

**I9** Sch. 1 para. 8 in force at 23.12.2007 by [S.I. 2007/3505](#), **art. 2(h)**

- 9 (1) Section 57 (intervention) is amended as follows.
- (2) In subsection (1), after “an institution” insert “ in Wales ”.
- (3) In subsection (2)—
- (a) in paragraph (a), for “the Secretary of State is” substitute “ the Welsh Ministers are ”;
  - (b) in paragraphs (b) and (c), for “he is” substitute “ they are ”.
- (4) Omit subsection (3).
- (5) In subsection (4), for “the Secretary of State” substitute “ the Welsh Ministers ”.
- (6) In subsection (5)—
- (a) for “He may” substitute “ They may ”;
  - (b) in paragraph (c), for “he thinks” substitute “ they think ”.
- (7) In the heading, after “Intervention” insert “ : Wales ”.

**Commencement Information**

**I10** Sch. 1 para. 9 in force at 18.4.2008 by [S.I. 2008/1065](#), **art. 2(c)**

- 10 In section 83 (efficiency studies), in subsection (2), for “a, the” substitute “ the ”.

**Commencement Information**

**I11** Sch. 1 para. 10 in force at 23.12.2007 by [S.I. 2007/3505](#), **art. 2(h)**

- 11 In section 89 (orders, regulations and directions), in subsection (4), for “the Secretary of State” substitute “ the person making the order or regulations ”.

**Commencement Information**

**I12** Sch. 1 para. 11 in force at 23.12.2007 by [S.I. 2007/3505](#), **art. 2(h)**

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*Learning and Skills Act 2000 (c. 21)*

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**Textual Amendments**  
**F2** Sch. 1 paras. 12-16 repealed (1.4.2010) by The Apprenticeships, Skills, Children and Learning Act 2009 (Consequential Amendments) (England and Wales) Order 2010 (S.I. 2010/1080), art. 1(2)(a)(b)(b), Sch. 1 para. 72, **Sch. 2 Pt. 1** (with art. 2(3))

F213 .....

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F216 .....

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