

1990 No. 1278

EDUCATION, ENGLAND AND WALES

The Higher Education (Wales) Regulations 1990

<i>Made - - - -</i>	<i>12th June 1990</i>
<i>Laid before Parliament</i>	<i>27th June 1990</i>
<i>Coming into force</i>	<i>18th July 1990</i>

The Secretary of State for Wales, in exercise of the powers conferred on the Secretary of State by sections 218(9)(b) and 232(6) of the Education Reform Act 1988(a) and all other powers enabling him in that behalf, hereby makes the following Regulations:—

Citation and commencement

1. These Regulations may be cited as the Higher Education (Wales) Regulations 1990 and shall come into force on 18th July 1990.

Revocation

2. The Higher Education (Wales) Regulations 1989(b) are hereby revoked.

Interpretation

3. In these Regulations “designated course” means a course designated as a course of initial teacher training by or under Schedule 1.

Approval of designated courses

4.—(1) In the case of an institution in Wales which provides higher education or both further education and higher education and is:—

- (a) maintained by a local education authority; or
- (b) designated by Schedule 2 to these Regulations as an institution substantially dependent for its maintenance on grants under section 100(1)(b) of the Education Act 1944(c);

a designated course shall not be provided thereat without the approval of the Secretary of State or, where such approval is given subject to conditions, otherwise than in accordance with those conditions.

(2) An approval for the purposes of this regulation may apply generally (subject to such exceptions (if any) as are specified therein) or only in a particular case.

Discontinuance of designated courses

5. A designated course shall cease to be provided at an institution of a kind referred to in regulation 4 above, if the Secretary of State so directs, at such time as may be specified in his direction subject, however, to such transitional provisions, if any, as may be so specified.

Restrictions on designated courses

6. Without prejudice to the powers of the Secretary of State under regulations 4 and 5 above, he may from time to time give directions as to the number and categories of students to be admitted to a designated course provided at an institution of a kind referred to in regulation 4 above.

SCHEDULE 1

Regulation 3

COURSES DESIGNATED AS COURSES OF INITIAL TEACHER TRAINING

1. For the purposes of these Regulations, any course designed to train persons to teach in schools and which leads to the degree of Bachelor of Education, the Certificate in Education, the Post-graduate Certificate in Education or a comparable academic award of, in each case, either a university in the United Kingdom or of the Council for National Academic Awards is hereby designated as a course of initial teacher training.

2. For the purposes aforesaid the Secretary of State may designate further courses as courses of initial teacher training.

SCHEDULE 2

Regulation 4

INSTITUTIONS DESIGNATED AS SUBSTANTIALLY DEPENDENT FOR THEIR MAINTENANCE ON GRANTS UNDER SECTION 100(1)(b) OF THE EDUCATION ACT 1944

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12th June 1990

David Hunt
Secretary of State for Wales

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations made under sections 218(9)(b) and 232(6) of the Education Reform Act 1988, which apply only in relation to maintained institutions in Wales and to the institutions in Wales designated by Schedule 2, provide for the provision of courses, designated by or under Schedule 1 as courses of initial teacher training, to be subject to the approval of the Secretary of State (regulation 4). The Regulations enable the Secretary of State to direct that such a course shall cease to be provided (regulation 5) and to give directions with respect to the number and categories of students to be admitted to a course (regulation 6). The Regulations succeed provisions contained in the Higher Education (Wales) Regulations 1989 (S.I. 1989/220) which applied to all full-time courses of higher education. The effect of these regulations is, therefore, to remove the requirement for approval in the case of all courses of higher education other than courses of initial teacher training. This mirrors the position obtaining in England under the Education (Schools and Further and Higher Education) Regulations 1989 (S.I. 1989/351).

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