
STATUTORY INSTRUMENTS

1993 No. 3197

EDUCATION, ENGLAND AND WALES

The Education (Distribution by Schools of Information about Further Education Institutions) (England) Regulations 1993

Made - - - - 20th December 1993
Laid before Parliament 21st December 1993
Coming into force - - 25th January 1994

The Secretary of State for Education, in exercise of the powers conferred on him by sections 265, 301(6) and 305(1)(1) of the Education Act 1993(2) and sections 50 and 89(4) of the Further and Higher Education Act 1992(3), hereby makes the following Regulations:

Citation, commencement and application

1.—(1) These Regulations may be cited as the Education (Distribution by Schools of Information about Further Education Institutions) (England) Regulations 1993 and shall come into force on 25th January 1994.

(2) These Regulations apply only in relation to institutions in England.

Provision of information

2. The governing body of every maintained, grant-maintained or grant-maintained special school which provides secondary education and the proprietor of every city technology college or city college for the technology of the arts shall provide the categories of information specified in regulation 3 below to the persons specified in regulation 4 below.

3. The information to be provided is that published by the governing body of an institution within the further education sector under section 50 of the Further and Higher Education Act 1992(4) and made available by them for distribution by the governing body of the school or the proprietor of the college, as the case may be.

(1) See the definitions of “prescribed” and “regulations”.

(2) 1993 c. 35.

(3) 1992 c. 13.

(4) The current Regulations dealing with the publication of information under section 50 by institutions in England are the Education (Further Education Institutions Information) (England) Regulations 1993 (S.I.1993/1993) which are amended by these Regulations.

4. The information shall be provided by the governing body of the school or the proprietor of the college, in the form in which it is received for distribution from the governing body of the institution within the further education sector—

- (a) to all pupils who are in the second year of the fourth key stage⁽⁵⁾; or
- (b) if the number of copies of the information made available for distribution is less than the number of such pupils, to such number of pupils as the number of copies supplied allows, on a basis determined by the governing body or proprietor.

5. When the information relates to the academic year ending on 31st August 1993 it shall be provided by the governing body of the school or the proprietor of the college on or before 31st March 1994 and when it relates to any other academic year it shall be so provided on or before the 31st January which follows the end of that academic year.

Qualification of duties

6. The duties imposed on a governing body or proprietor by virtue of the foregoing provisions of these Regulations in respect of the provision of information apply only to the extent that that information is available to the governing body or proprietor before the latest occasion on which the information is required to be provided.

Amendment of the Education (Further Education Institutions Information) (England) Regulations 1993

7.—(1) Regulation 6 (time and manner of publication of information) of the Education (Further Education Institutions Information) (England) Regulations 1993⁽⁶⁾ shall be amended as set out in this regulation.

(2) Paragraph (2)(a) (which provides that information shall be published, when it relates to the academic year ending on 31st August 1993, on or before 31st January 1994) shall apply in respect of information published by the making of copies available without charge as set out in paragraph (3)(d)⁽⁷⁾ of regulation 6 as if for “31st January” there were substituted “28th February”.

(3) In paragraph (3)—

- (a) the word “and” at the end of sub-paragraph (b) shall be omitted; and
- (b) there shall be inserted after sub-paragraph (c) the word “and” and the following sub-paragraph—

“(d) for distribution by the governing bodies of maintained, grant-maintained and grant-maintained special schools, which provide secondary education, and the proprietors of city technology colleges and city colleges for the technology of the arts, in any locality in which the institution provides education for the residents of that locality.”.

(4) In paragraph (4) the words “and (d)” shall be inserted after the words “Paragraph (3)(c)”.

20th December 1993

John Patten
Secretary of State for Education

(5) See the definition in section 3(3)(d) of the Education Reform Act 1988 (c. 40).

(6) S.I. 1993/1993.

(7) Paragraph (3)(d) is inserted by paragraph (3)(b) of this regulation.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations require the governing body of every county, voluntary or grant-maintained school in England which provides secondary education to provide information to pupils with respect to institutions within the further education sector. The information to be provided takes the form of copies of the information made available to the school for distribution, pursuant to section 50 of the Further and Higher Education Act 1992, by the governing bodies of institutions within the further education sector in England. The copies are to be given by the governing body of the school to all pupils who are in the second year of the fourth key stage. If the governing body of an institution within the further education sector does not provide enough copies for such pupils to each have one, the governing body of the school will determine how such copies as are provided are to be distributed amongst such pupils.

The same provision is made in respect of the proprietors of city technology colleges and city colleges for the technology of the arts and the governing bodies of special schools maintained by local education authorities, which are not established in hospitals, and grant-maintained special schools which, in each case, provide secondary education.

The publication of information pursuant to section 50 of the Further and Higher Education Act 1992 is in England governed by the Education (Further Education Institutions Information) (England) Regulations 1993. They require the governing bodies of institutions within the further education sector in England to publish information about the educational achievements of their students and their careers after completing their courses. Amendments are made to those Regulations to require such governing bodies to make copies of such information available for distribution by the governing bodies and proprietors of the schools and colleges referred to above which are in the locality served by the institution.