
STATUTORY INSTRUMENTS

2019 No. 1027

**The Higher Education and Research Act 2017
(Further Implementation etc.) Regulations 2019**

PART 2

Consequential amendments to primary legislation

Education Act 1996

7.—(1) The Education Act 1996⁽¹⁾ is amended as follows.

(2) In section 4 (schools: general)⁽²⁾—

- (a) in subsection (1), after “and the”, insert “wider”;
- (b) for subsection (4), substitute—

“(4) For the purposes of this Act an institution is outside the wider higher education sector if —

- (a) in relation to England, it is not a registered higher education provider within the meaning given by section 3(10) of the Higher Education and Research Act 2017, or
- (b) in relation to Wales, it is not an institution within the higher education sector within the meaning given by section 91(5) of the Further and Higher Education Act 1992;

and references to institutions within the wider higher education sector are to be construed accordingly.”

(3) In section 508F (local authorities in England: provision of transport etc for adult learners)⁽³⁾—

- (a) in subsection (3)⁽⁴⁾, for “and higher education sectors”, substitute “education sector and the wider higher education sector”;
- (b) in subsection (7), for “and higher education sectors”, substitute “education sector and the wider higher education sector”.

(4) In section 580 (index)⁽⁵⁾, in the entry “institution outside (or within) the higher education sector”, before “higher”, insert “wider”.

(1) 1996 c. 56.

(2) Section 4(4)(d) was inserted by the Higher Education (Wales) Act 2015 (anaw 1), Schedule, paragraph 5.

(3) Section 508F was inserted by the Apprenticeships, Skills, Children and Learning Act 2009 (c. 22), section 57(2).

(4) Section 508F(3) was amended by S.I. 2010/1158, Schedule 2, paragraph 7.

(5) There are amendments to section 580, but they are not relevant to these Regulations.