



Higher Education (Wales) Act 2015

2015 anaw 1

PART 2

FEE AND ACCESS PLANS

Approval etc of fee and access plan

7 Approval of fee and access plan

- (1) If an application for approval of a fee and access plan is made to HEFCW under section 2, HEFCW must by notice to the governing body concerned either—
 - (a) approve the plan, or
 - (b) reject the plan.
- (2) But HEFCW may not approve a plan unless satisfied that the institution to which it relates is within section 2(3).
- (3) Regulations may make provision about matters to be taken into account by HEFCW in making any determination in respect of approval or rejection of a plan under this section.
- (4) For the purposes of this Act, the period within which a fee and access plan relating to an institution and approved under this section is in force is the period beginning with the day of its approval under this section, and ending with the earlier of the following—
 - (a) the day on which the period to which it relates expires;
 - (b) if HEFCW's approval of it is withdrawn by notice given under section 38 or 39, the date of the notice.
- (5) In this Act—
 - (a) references to an approved plan are to a fee and access plan relating to an institution that has been approved under this section and is currently in force;
 - (b) references to a regulated institution are to an institution to which an approved plan relates (but see sections 26 and 27(8)).

Changes to legislation: Higher Education (Wales) Act 2015, Cross Heading: Approval etc of fee and access plan is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (6) This section is subject to section 37(5) (no approval of new fee and access plan).
- (7) For procedural provision about notice under subsection (1)(b), see sections 41 to 44.

Commencement Information

- I1** S. 7(1)(2)(4)(6)(7) in force at 1.1.2016 by [S.I. 2015/1327, art. 6\(e\)](#)
- I2** S. 7(3) in force at 20.5.2015 for specified purposes by [S.I. 2015/1327, art. 2\(f\)](#)
- I3** S. 7(3) in force at 1.1.2016 in so far as not already in force by [S.I. 2015/1327, art. 6\(e\)](#)
- I4** S. 7(5) in force at 25.5.2015 by [S.I. 2015/1327, art. 3\(b\)](#)

8 Publication of approved plan

- (1) Regulations may require the governing body of a regulated institution to publish the institution's approved plan.
- (2) The provision that may be made by regulations under this section includes provision about how and when a plan is to be published.

Commencement Information

- I5** S. 8 in force at 20.5.2015 for specified purposes by [S.I. 2015/1327, art. 2\(g\)](#)

9 Variation of approved plan

- (1) Regulations may make provision permitting the governing body of a regulated institution to vary the institution's approved plan.
- (2) The regulations must provide for a variation to take effect only if approved by HEFCW.
- (3) The regulations may make provision about the making and determination of applications for approval of a variation.

Commencement Information

- I6** S. 9 in force at 20.5.2015 for specified purposes by [S.I. 2015/1327, art. 2\(h\)](#)

Changes to legislation:

Higher Education (Wales) Act 2015, Cross Heading: Approval etc of fee and access plan is up to date with all changes known to be in force on or before 25 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act repealed by [2022 asc 1 Sch. 4 para. 31](#)