



# Higher Education (Wales) Act 2015

2015 anaw 1

## PART 6

### NOTICES AND DIRECTIONS GIVEN BY HEFCW

#### *Warning and review procedure for certain notices and directions*

#### **42 Proposed notices and directions: requirement to give warning notice**

- (1) If HEFCW propose to give a governing body a notice or direction to which this section applies, HEFCW must give the governing body a warning notice.
- (2) The warning notice must—
  - (a) set out the proposed notice or direction;
  - (b) state HEFCW's reasons for proposing to give it;
  - (c) inform the governing body that it may make representations about the proposed notice or direction;
  - (d) specify, in accordance with any provision made by regulations, the period within which, and the way in which, representations may be made.
- (3) In deciding whether to give the notice or direction, HEFCW must take into account any representations made by the governing body in accordance with the warning notice.
- (4) If, having taken those representations into account, HEFCW decide not to give the notice or direction, they must give the governing body notice of that decision.