



Higher Education (Wales) Act 2015

2015 anaw 1

PART 8

GENERAL

57 Interpretation

(1) In this Act—

“academic year” (*“blwyddyn academaidd”*) means a period of 12 months;

“applicable fee limit” (*“terfyn ffioedd cymwys”*) has the meaning given in section 10;

“approved plan” (*“cynllun a gymeradwywyd”*) has the meaning given in section 7;

“compliance and reimbursement direction” (*“cyfarwyddyd cydymffurfio ac ad-dalu”*) has the meaning given in section 11;

“enactment” (*“deddfiad”*) means a provision contained in any of the following—

(a) an Act of Parliament;

(b) a Measure or Act of the National Assembly for Wales;

(c) subordinate legislation within the meaning of the Interpretation Act 1978 (including subordinate legislation made under an Act of Parliament or under a Measure or Act of the National Assembly for Wales);

“equality of opportunity” (*“cyfle cyfartal”*) means equality of opportunity in connection with access to higher education;

“excess fees” (*“ffioedd uwchlaw'r terfyn”*) has the meaning given in section 11;

“external provider” (*“darparwr allanol”*) has the meaning given in section 17;

“fee and access plan” (*“cynllun ffioedd a mynediad”*) has the meaning given in section 2;

“fee limit” (*“terfyn ffioedd”*) has the meaning given in section 5;

“fees” (“*ffioedd*”) means fees in respect of, or otherwise in connection with, undertaking a course, including admission, registration, tuition and graduation fees, and fees payable to an institution for awarding or accrediting any part of the course, but excluding—

- (a) fees payable for board or lodging;
- (b) fees payable for field trips (including any tuition element of such fees);
- (c) fees payable for attending any graduation or other ceremony;
- (d) any other fees prescribed for the purposes of this section;

“general requirements” (“*gofynion cyffredinol*”), in relation to an approved plan, is to be read in accordance with section 6;

“governing body” (“*corff llywodraethu*”)—

- (a) in relation to a training provider who but for this section would not be regarded as an institution, means any persons responsible for the provider’s management;
- (b) in relation to a provider designated under section 3, means any persons responsible for the provider’s management;
- (c) in relation to any other institution, has the meaning given by section 90(1) of the Further and Higher Education Act 1992, but subject to any provision made by virtue of section 90(2) of that Act;
- (d) in relation to an external provider that is not an institution, means any persons responsible for the provider’s management;

“HEFCW” (“*CCAUC*”) means the Higher Education Funding Council for Wales;

“higher education” (“*addysg uwch*”) means education provided by means of a course of any description mentioned in Schedule 6 to the Education Reform Act 1988;

“inadequate” (“*annigonol*”), in relation to the quality of education or of a course, has the meaning given in section 18;

“institution” (“*sefydliad*”) includes any training provider (whether or not the training provider would otherwise be regarded as an institution);

“notice” (“*hysbysiad*”) means notice in writing;

“prescribed” (“*rhagnodedig*”, “*a ragnodir*”) means prescribed by regulations;

“qualifying course” (“*cwrs cymhwysol*”) means a course prescribed under section 5;

“qualifying person” (“*person cymhwysol*”) has the meaning given in section 5;

“regulated course fees” (“*ffioedd cwrs rheoleiddiedig*”) has the meaning given in section 10;

“regulated institution” (“*sefydliad rheoleiddiedig*”) has the meaning given in section 7;

“regulations” (“*rheoliadau*”) means regulations made by the Welsh Ministers;

“relevant academic year” (“*blwyddyn academaidd berthnasol*”), in relation to an institution to which a fee and access plan relates, has the meaning given in section 5.

- (2) In subsection (1), “training provider” means a person who provides training for members of the school workforce (within the meaning given by section 100 of the Education Act 2005).
- (3) For the purposes of this Act, references to an institution in Wales—
- (a) are to an institution whose activities are wholly or principally carried on in Wales, and
 - (b) include the Open University.