

Status: This version of this part contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the Tertiary Education and Research (Wales) Act 2022, PART 2. (See end of Document for details)

PROSPECTIVE

SCHEDULE 3

ASSESSING HIGHER EDUCATION: DESIGNATED BODY

PART 2

OVERSIGHT BY THE COMMISSION

Application

- 4 This Part applies if there is a body designated under this Schedule to exercise the assessment functions.

Commencement Information

- I1** Sch. 3 para. 4 not in force at Royal Assent, see [s. 148\(2\)](#)

Power to provide funding

- 5 The Commission may provide funding to the designated body for exercising the assessment functions.

Commencement Information

- I2** Sch. 3 para. 5 not in force at Royal Assent, see [s. 148\(2\)](#)

Oversight arrangements

- 6 The Commission must make arrangements for holding the designated body to account for the exercise of the assessment functions.

Commencement Information

- I3** Sch. 3 para. 6 not in force at Royal Assent, see [s. 148\(2\)](#)

Annual report by the designated body

- 7 (1) As soon as reasonably practicable after the end of each annual reporting period, the designated body must prepare and send to the Commission a report about the exercise of the assessment functions during the period.
- (2) “Annual reporting period”, in relation to a designated body, means—
- (a) the period of 12 months beginning with the effective date, and
 - (b) each successive period of 12 months.

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Commencement Information

I4 Sch. 3 para. 7 not in force at Royal Assent, see [s. 148\(2\)](#)

Power of the Commission to give directions

- 8 (1) The Commission may give the designated body general directions about the exercise of the assessment functions.
- (2) In giving such directions, the Commission must have regard to the need to protect—
- (a) the expertise of the designated body, and
 - (b) the designated body’s ability to make, or make arrangements for, an impartial assessment of the quality of higher education provided by a tertiary education provider.
- (3) The directions must relate—
- (a) to tertiary education providers in Wales providing higher education or registered providers providing higher education generally, or
 - (b) a description of such providers.
- (4) The designated body must comply with any directions given under this paragraph.

Commencement Information

I5 Sch. 3 para. 8 not in force at Royal Assent, see [s. 148\(2\)](#)

Duty of the Commission to inform the Welsh Ministers about significant concerns

- 9 The Commission must inform the Welsh Ministers if it has significant concerns about—
- (a) how the designated body is exercising the assessment functions, or
 - (b) the continued suitability of the designated body to exercise those functions.

Commencement Information

I6 Sch. 3 para. 9 not in force at Royal Assent, see [s. 148\(2\)](#)

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