



Deddf Addysg Drydyddol ac Ymchwil (Cymru) 2022

2022 dsc 1

RHAN 5

DIOGELU DYSGWYR, GWEITHDREFNAU
CWYNO AC YMGYSYLLTU Â DYSGWYR

128 Sefydliadau cymhwysol ar gyfer y cynllun cwynion myfyrwyr

(1) Mae [Deddf Addysg Uwch 2004 \(p. 8\)](#) wedi ei diwygio fel a ganlyn.

(2) Yn adran 11 (sefydliadau cymhwysol)—

- (a) daw'r testun presennol yn is-adran (1);
- (b) ar ôl y is-adran honno mewnosoder—

“(2) The Welsh Ministers may, by regulations, specify as a qualifying institution for the purposes of this Part, a person other than one within subsection (1) who is—

- (a) a registered provider, or
- (b) a tertiary education provider in Wales other than a registered provider in receipt of financial resources—

- (i) provided by the Commission for Tertiary Education and Research under section 89(3)(a) of the Tertiary Education and Research (Wales) Act 2022 (higher education courses specified in regulations),
- (ii) secured by the Commission for Tertiary Education and Research or the Welsh Ministers under section 97(1)(a) of that Act (further education or training), or
- (iii) provided by the Commission for Tertiary Education and Research under section 104(1)(a) of that Act (apprenticeships).

(3) In subsection (2)—

“registered provider” means a tertiary education provider registered in the register established and maintained by the Commission for Tertiary Education and Research under section 25 of the Tertiary Education and Research (Wales) Act 2022;

“tertiary education provider in Wales” has the meaning given by section 144(1) of the Tertiary Education and Research (Wales) Act 2022.

(4) The power to make regulations in subsection (2) is to be exercised by statutory instrument.

(5) A statutory instrument containing regulations made under subsection (2) is subject to annulment in pursuance of a resolution of Senedd Cymru.”

(3) Yn adran 12 (cwynion cymhwysol)—

(a) ar ôl is-adran (2) mewnosoder—

“(2A) A complaint within subsection (1) about an act or omission of a qualifying institution specified in regulations made under paragraph (b) of subsection (2) of section 11 is a qualifying complaint only if it is made by a person who is undertaking or has undertaken a course funded by the Commission for Tertiary Education and Research or the Welsh Ministers under—

(a) section 89(3)(a) of the Tertiary Education and Research (Wales) Act 2022 (higher education courses specified in regulations),

(b) section 97(1)(a) of that Act (further education or training), or

(c) section 104(1)(a) of that Act (apprenticeships).”

(b) yn is-adran (3) yn lle “section 11” rhodder “subsection (1) of section 11, or of a qualifying institution specified in regulations made under subsection (2) of that section.”.