



Education Reform Act 1988

1988 CHAPTER 40

PART II

HIGHER AND FURTHER EDUCATION

CHAPTER II

REORGANISATION OF PROVISION AND FUNDING OF HIGHER EDUCATION

The higher education corporations

123 Provisions supplementary to sections 121 [^{F1}to 122A].

- (1) References in this Act to a higher education corporation are references to a body corporate established under section 121 or 122 of this Act [^{F2}or which has become a higher education corporation by virtue of section [^{F3}122ZA or] 122A of this Act].
- (2) In this Act “transfer date” means, in relation to a higher education corporation, the date appointed under section 126 of this Act in relation to the transfer under that section of property, rights and liabilities to that corporation.
- [^{F4}(3) Schedule 7 to this Act has effect with respect to each higher education corporation [^{F5}in Wales] established before the appointed day (within the meaning of section 124A of this Act) unless an instrument of government for the corporation made under that section has effect.
- (4) A higher education corporation [^{F6}in Wales] established under section 122 of this Act on or after that day for the purpose of conducting any institution shall be established initially under the name given in the order under that section establishing the corporation.]

Changes to legislation: Education Reform Act 1988, Section 123 is up to date with all changes known to be in force on or before 29 February 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

Textual Amendments

- F1** Words in s. 123 heading substituted (1.8.2019) by [Higher Education and Research Act 2017 \(c. 29\)](#), s. 124(5), **Sch. 8 para. 5(a)**; S.I. 2018/1226, reg. 4(o)
- F2** Words in s. 123(1) added (1. 4. 1993) by [Further and Higher Education Act 1992 \(c. 13\)](#), s. 93(1), **Sch. 8 Pt. I para. 32(a)**; S.I. 1992/831, art. 2, **Sch.3**.
- F3** Words in s. 123(1) inserted (1.8.2019) by [Higher Education and Research Act 2017 \(c. 29\)](#), s. 124(5), **Sch. 8 para. 5(b)**; S.I. 2018/1226, reg. 4(o)
- F4** S. 123(3)(4) substituted for s. 123(3) (6. 5. 1992) by [Further and Higher Education Act 1992 \(c. 13\)](#), s. 93(1), **Sch. 8 Pt. I para. 32(b)**; S.I. 1992/831, art. 2, **Sch. 1**.
- F5** Words in s. 123(3) inserted (1.8.2019) by [Higher Education and Research Act 2017 \(c. 29\)](#), s. 124(5), **Sch. 8 para. 5(c)**; S.I. 2018/1226, reg. 4(o)
- F6** Words in s. 123(4) inserted (1.8.2019) by [Higher Education and Research Act 2017 \(c. 29\)](#), s. 124(5), **Sch. 8 para. 5(c)**; S.I. 2018/1226, reg. 4(o)

Changes to legislation:

Education Reform Act 1988, Section 123 is up to date with all changes known to be in force on or before 29 February 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.

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

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 120(4A) inserted by [2022 asc 1 Sch. 4 para. 5\(2\)](#)
- s. 124A(9A)(9B) inserted by [2022 asc 1 s. 137\(3\)](#)
- s. 125(8)(9) inserted by [2022 asc 1 s. 138\(2\)](#)
- s. 128(1)(b)(iib) omitted by [2011 c. 21 Sch. 16 para. 8](#)
- s. 128(1)(b)(iia) omitted by [2015 c. 20 Sch. 14 para. 35](#)
- s. 128(1A)-(1C) inserted by [2022 asc 1 s. 139\(3\)](#)
- s. 128(7)-(10) inserted by [2022 asc 1 s. 139\(6\)](#)
- s. 232(4ZA)-(4ZC) inserted by [2022 asc 1 s. 138\(3\)\(b\)](#)