



# 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*

#### **124 Powers of a higher education corporation**

- (1) A higher education corporation shall have power—
  - (a) to provide higher education;
  - (b) to provide further education; and
  - (c) to carry out research and to publish the results of the research or any other material arising out of or connected with it in such manner as the corporation think fit.
  
- (2) A higher education corporation shall also have power to do anything which appears to the corporation to be necessary or expedient for the purpose of or in connection with the exercise of any of the powers conferred on the corporation by subsection (1) above, including in particular power—
  - (a) to conduct an educational institution for the purpose of carrying on activities undertaken in exercise of any of those powers and, in particular, to assume the conduct as from the transfer date applicable in relation to the corporation of the institution in respect of which the corporation is established and for that purpose to receive any property, rights and liabilities transferred to the corporation under section 126 of this Act;
  - (b) to provide facilities of any description appearing to the corporation to be necessary or expedient for the purposes of or in connection with carrying

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*Status: This is the original version (as it was originally enacted).*

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- on any such activities (including boarding accommodation and recreational facilities for students and staff and facilities to meet the needs of disabled students);
- (c) to supply goods and services;
  - (d) to acquire and dispose of land and other property;
  - (e) to enter into contracts, including in particular—
    - (i) contracts for the employment of teachers and other staff for the purposes of or in connection with carrying on any such activities; and
    - (ii) contracts with respect to the carrying on by the corporation of any such activities;
  - (f) to form or take part in forming a body corporate for carrying on any such activities;
  - (g) to borrow such sums as the corporation think fit for the purposes of carrying on any activities they have power to carry on or meeting any liability transferred to them under section 126 of this Act and, in connection with such borrowing, to grant any mortgage, charge or other security in respect of any land or other property of the corporation;
  - (h) to invest any sums not immediately required for any of the purposes mentioned in paragraph (g) above;
  - (i) to accept gifts of money, land or other property and apply it, or hold and administer it on trust for, any of those purposes; and
  - (j) to do anything incidental to the conduct of an educational institution providing higher or further education.
- (3) The power under subsection (2)(j) above includes in particular power—
- (a) to found scholarships or exhibitions; and
  - (b) to make grants and give prizes.
- (4) In subsection (2)(b) above “disabled student” means a student who is a person to whom section 29 of the National Assistance Act 1948 applies.