Further and Higher Education Act 1992

CHAPTER 13

FURTHER AND HIGHER EDUCATION ACT 1992

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FURTHER EDUCATION

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Further and Higher Education Act 1992 (c. 13)

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1 (1) Subject to sub-paragraph (2) below, the council may do...

Chief officer

2 (1) One of the members of the council shall be...

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3 (1) A person shall hold and vacate office as a...
4 If the Secretary of State is satisfied that a member...

Salaries, allowances and pensions

5 (1) The council— (a) shall pay to their members such...

House of Commons disqualification

6 In Part III of Schedule 1 to the House of...

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7 (1) The council may appoint such employees as they think...

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8 (1) The council may establish a committee for any purpose....

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9 (1) There shall be established for each region of England...

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10 The council may authorise the chairman, the chief officer or...

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11 Without prejudice to any other rights the Secretary of State...
12 The validity of any proceedings of the council or of...
13 Subject to the preceding provisions of this Schedule, the council...

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14 The application of the seal of the council shall be...
15 Every document purporting to be an instrument made or issued...

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16 (1) It shall be the duty of the council—
17 The council shall not be regarded as the servant or...

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1 (1) The enrolment number for any institution at any time...

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2 The following table applies for the purpose of determining the...

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3 (1) For the purposes of paragraph 1(1)(a) and (2)(a) above...

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4 The Secretary of State may by order amend paragraphs 1...

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5 For the purpose of calculating under those paragraphs any enrolment...

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1 This Schedule applies in relation to— (a) a further education...

2 In this Schedule— “ the body ” means— in the...

3 (1) An instrument must provide for— (a) the number of...

4 (1) An instrument must make provision about the procedures of...

5 (1) An instrument must make provision for there to be—...

6 An instrument must require the body to publish arrangements for...

7 In the case of an institution in Wales, an instrument...

8 An instrument must permit the body to change their name...

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1 (1) Any property, rights and liabilities of a transferor authority...

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3 (1) The Education Assets Board may, in the case of...

4 (1) The transferor or transferee, if dissatisfied with a determination...

5 (1) Regulations may prescribe the procedure to be followed in...
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6  (1) Where a transfer to which this Schedule applies relates...

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7  (1) Without prejudice to the generality of paragraphs 2 to...

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1  In this Schedule—“the participating bodies”, in relation...

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2  (1) An application for approval of an arrangement by the...

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3  (1) Subject to any provision of the arrangement to the...

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4  (1) The parties to a partnership arrangement to which section...

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1  Minor and Consequential Amendments
2  Minor and Consequential Amendments
3  Minor and Consequential Amendments
4  Minor and Consequential Amendments
5  Minor and Consequential Amendments
6 Minor and Consequential Amendments
7 Minor and Consequential Amendments
8 Minor and Consequential Amendments
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10 Minor and Consequential Amendments
11 Minor and Consequential Amendments
12 Minor and Consequential Amendments
13 Minor and Consequential Amendments

The Education Act 1946 (c. 50)

14 Minor and Consequential Amendments

The Education (Miscellaneous Provisions) Act 1948 (c. 40)

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16 Minor and Consequential Amendments

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The Education (Fees and Awards) Act 1983 (c. 40)

19 In section 1(3) of the Education (Fees and Awards) Act...

The Further Education Act 1985 (c. 47)

20 At the end of section 1 of the Further Education...
21 (1) In section 2(2) of that Act (power of LEAs...

The Education (No. 2) Act 1986 (c. 61)

22 In section 43 of the Education (No. 2) Act 1986...
23 In section 49(3) of that Act (appraisal of performance of...
24 Minor and Consequential Amendments
25 Minor and Consequential Amendments
26 Minor and Consequential Amendments

The Education Reform Act 1988 (c. 40)

27 The Education Reform Act 1988 is amended as follows.
28 The Education Reform Act 1988 (e. 40)
29 The Education Reform Act 1988 (c. 40)
30 In section 120 (functions of local authorities with respect to...
31 In section 122 (orders incorporating higher education institutions maintained by...
32 In section 123 (provisions supplementary to sections 121 and 122)—...
33 In section 124 (powers of a higher education corporation)—
34 In section 128 (dissolution of higher education corporations)—
35 Sections 131, 132 and 134 (Universities Funding Council and Polytechnics...
36 In section 135 (inspection of accounts)— (a) for subsection (1)(c)...
Further and Higher Education Act 1992 (c. 13)

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37 The Education Reform Act 1988 (c. 40)
38 In section 137(2) (control of disposals of land) “or 129(3)”...
39 In section 157 (construction of instruments providing for institution ceasing...
40 In section 158(2) (reports and returns) paragraphs (a)(i) and (iii)...
41 Section 159(2)(b) (information with respect to educational provision in institutions...
42 In section 161 (interpretation of Part II) subsection (1)(c) is...
43 In section 197 (Education Assets Board)— (a) in subsection (4)...
44 In section 198(5) (transfers under Parts I and II) for...
45 In section 205 (procedure for exercise of University Commissioners’ powers)—...
46 The Education Reform Act 1988 (c. 40)
47 The Education Reform Act 1988 (c. 40)
48 In section 214(2)(a) (unrecognised degrees) after “Royal Charter or” there...
49 The Education Reform Act 1988 (c. 40)
50 The Education Reform Act 1988 (c. 40)
51 The Education Reform Act 1988 (c. 40)
52 In section 221 (avoidance of certain contractual terms) subsection (1) (c)...
53 The Education Reform Act 1988 (c. 40)
54 The Education Reform Act 1988 (c. 40)
55 In section 230 (stamp duty)— (a) in subsection (1) “section...
56 The Education Reform Act 1988 (c. 40)
57 The Education Reform Act 1988 (c. 40)
58 In section 235 (general interpretation) subsection (2)(a) and (h) are...
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60 Schedule 8 (the funding councils and the assets board) shall...
61 The Education Reform Act 1988 (c. 40)
62 The Education Reform Act 1988 (c. 40)
63 The Education Reform Act 1988 (c. 40)
64 The Education Reform Act 1988 (c. 40)
65 In paragraph 4 of that Schedule at the beginning there...
66 In Schedule 12 (minor and consequential amendments) paragraphs 68, 69(2),...

The Education (Student Loans) Act 1990 (c. 6)
67 In section 1(3)(a) of the Education (Student Loans) Act 1990...

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68 In Schedule 1 to the Public Records Act 1958 (definition...

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69 Amendments of other Acts

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70 In Schedule 3 to the Veterinary Surgeons Act 1966 (exemptions...
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The Chronically Sick and Disabled Persons Act 1970 (c. 44)

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The Superannuation Act 1972 (c. 11)

73  In Schedule 1 to the Superannuation Act 1972 the entries...

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74  In Part III of Schedule 1 to the House of...

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76  ............
77  ............
78  ............
79  ............
80  ............
81  ............
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83  ............

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85  ............
86  ............
87  ............
88  ............

The Employment Protection (Consolidation) Act 1978 (c. 44)

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90  Amendments of other Acts

The Disabled Persons (Services, Consultation and Representation) Act 1986 (c. 33)

91  (1) Section 5 of the Disabled Persons (Services, Consultation and...
92  For section 6(1) of that Act (review of expected leaving...

The Employment Act 1989 (c. 38)

93  In section 5(6) of the Employment Act 1989 (exemption for...

The Town and Country Planning Act 1990 (c. 8)

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In section 98(2) of the Environmental Protection Act 1990 (definitions)

—...

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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. 16(6) inserted by 2007 c. 25 s. 14(4)
- s. 17(2)(aa) inserted by 2007 c. 25 s. 14(5)(b)
- s. 27(3A)(3B) inserted by 2007 c. 25 s. 15(4)
- s. 27(9) inserted by 2007 c. 25 s. 15(7)
- s. 51(1)(2A) substituted for s. 51(1)(2) by 2007 c. 25 s. 16(2)
- s. 76(8)(9) inserted by 2017 c. 29 s. 52(4)
- s. 77(A1) inserted by 2017 c. 29 s. 56(2)
- s. 77(1A) inserted by 2017 c. 29 s. 56(4)
- s. 77(3A)(3B) inserted by 2017 c. 29 s. 56(7)
- s. 77(5)(6) inserted by 2017 c. 29 s. 56(9)
- s. 78(3) inserted by 2017 c. 29 Sch. 8 para. 24(4)
- s. 85D inserted by 2009 c. 22 s. 247
- s. 85D(7) words inserted by S.I. 2016/413 reg. 140 (This amendment comes into force on the day that section 85D of the Further and Higher Education Act 1992 (c. 13) comes into force. That provision is still prospective.)
- s. 91(5)(za) inserted by S.I. 2019/1027 reg. 4(a)(i)
s. 91(5ZA) inserted by S.I. 2019/1027 reg. 4(b)