

# **FURTHER EDUCATION AND TRAINING ACT 2007**

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## **EXPLANATORY NOTES**

### **TERRITORIAL APPLICATION: WALES**

18. The Act contains provision amending the Government of Wales Act 2006 to confer legislative competence on the National Assembly for Wales. The amendment will allow the National Assembly for Wales to pass Measures containing any provision that could be made by Act of Parliament, subject to the restrictions in the 2006 Act, in respect of certain matters in the field of education and training.
19. The following paragraphs set out all the provisions that apply to Wales in the Act or which affect Wales and England differently.
20. The Bill amends provision about the creation and dissolution of, and intervention in, further education institutions. Welsh Ministers (to whom functions of the National Assembly for Wales constituted under the Government of Wales Act 1998 are transferred under Schedule 11 to the Government of Wales Act 2006) will continue to act under these provisions in relation to Wales, but the LSC will act in relation to England. The amendments as to intervention include provision for the Welsh Ministers to publish intervention policies.
21. Consent for colleges in Wales to form or acquire an interest in companies or charitable incorporated organisations for the purpose of conducting an educational institution would be obtained from the Welsh Ministers (in England it would be from the LSC).
22. Further education colleges in Wales will be required to have regard to guidance from the Welsh Ministers about consulting learners and employers.
23. Provision amending the requirement that industrial training boards demonstrate consensus for their levy proposals solely by reference to “relevant organisations” would apply in Wales.
24. Provision requiring industrial training boards usually to submit levy proposals covering three years, rather than one, would also apply in Wales.
25. Provision enabling the LSC to operate shared services and take part in arrangements giving assistance as regards employment and training, for example by operating loans, would operate in Wales only with the consent of the Welsh Ministers.