Technical and Further Education Act 2017 (c. 19)
SCHEDULE 3 – Conduct of education administration: statutory corporations
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S C H E D U L E S

SCHEDULE 3

CONDUCT OF EDUCATION ADMINISTRATION: STATUTORY CORPORATIONS

Specific modifications to section 251 of the Insolvency Act 1986

38   Section 251 of the Insolvency Act 1986 (definitions) as applied by paragraph 1 above is to have effect as if—

(a)   for the definition of "prescribed" there were substituted—

""prescribed" means prescribed by rules made under section 411 of the Insolvency Act 1986 as a result of section 32 of the Technical and Further Education Act 2017;",

(b)   the definitions of "officer" and "the rules" were omitted, and

(c)   at the appropriate places, there were inserted—

""appropriate national authority"—
(a)   in relation to a further education body in England, means the Secretary of State;
(b)   in relation to a further education body in Wales, means the Welsh Ministers;",

""combined authority" means an authority established under section 103(1) of the Local Democracy, Economic Development and Construction Act 2009;

[**F1**""combined county authority" means an authority established under section 9(1) of the Levelling-up and Regeneration Act 2023;",",],

""director of children's services" means—
(a)   in respect of a local authority, a person appointed under section 18 of the Children Act 2004;
(b)   in respect of a combined authority [**F2**or a combined county authority], a person appointed to discharge functions corresponding to those of a person appointed under section 18 of the Children Act 2004;",

""education administration application" has the meaning given by section 18 of the Technical and Further Education Act 2017;",

""education administration order" has the meaning given by section 17 of the Technical and Further Education Act 2017;",

""education administration rules" has the meaning given by section 35 of the Technical and Further Education Act 2017;",

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““education administrator” has the meaning given by section 35 of the Technical and Further Education Act 2017;”,

““further education body” has the meaning given by section 4 of the Technical and Further Education Act 2017;”,

““further education body in England” has the meaning given by section 4 of the Technical and Further Education Act 2017;”,

““further education body in Wales” has the meaning given by section 4 of the Technical and Further Education Act 2017;”,

““local authority” has the meaning given in section 65 of the Children Act 2004;”,

““the principal”, in relation to a relevant institution, means a principal appointed under the further education body's instrument of government;”,

““objective”, in relation to an education administration, is to be read in accordance with section 16 of the Technical and Further Education Act 2017;”,

““the relevant institution”—
   (a) in relation to a further education corporation, means the institution which the corporation is established to conduct, and
   (b) in relation to a sixth form college corporation, means the relevant sixth form college as defined by section 90(1) of the Further and Higher Education Act 1992;”,

““senior post holder”, in relation to a relevant institution, means a person appointed as a senior post holder by the further education body;”.”.

Textual Amendments

F1   Words in Sch. 3 para. 38(c) inserted (26.12.2023) by Levelling-up and Regeneration Act 2023 (c. 55), s. 255(2)(c), **Sch. 4 para. 210(b)(i)** (with s. 247)

F2   Words in Sch. 3 para. 38(c) inserted (26.12.2023) by Levelling-up and Regeneration Act 2023 (c. 55), s. 255(2)(c), **Sch. 4 para. 210(b)(ii)** (with s. 247)

Commencement Information

I1   Sch. 3 para. 38 in force at 31.1.2019 by S.I. 2018/1161, **reg. 3(c)**

Changes to legislation:
There are currently no known outstanding effects for the Technical and Further Education Act 2017, Paragraph 38.