
STATUTORY INSTRUMENTS

2018 No. 1135

The Education Administration Rules 2018

PART 3

PROCESS OF EDUCATION ADMINISTRATION

CHAPTER 3

Education administrator's proposals

Revision of education administrator's proposals

3.11.—(1) Where paragraph 54(1) of Schedule B1(1) applies, the education administrator's revised proposals must identify the proceedings and include—

- (a) any other trading names of the further education body;
- (b) details of the education administrator's appointment, including—
 - (i) the date of the appointment, and
 - (ii) the person who made the application for the appointment;
- (c) details of the relevant officers and details of any interest in the further education body which they may have;
- (d) a summary of the original proposals and the reason or reasons for the revised proposals;
- (e) details of the revised proposals, including details of the education administrator's assessment of the likely impact of the revised proposal upon creditors generally or upon each class of creditor;
- (f) where the revised proposals relate to the ending of the education administration by a creditors' voluntary winding up and the nomination of a person to be the liquidator of the further education body—
 - (i) details of the proposed liquidator,
 - (ii) where applicable, the declaration required by section 231 of the Act, and
 - (iii) a statement that the creditors may nominate a different person as liquidator in accordance with paragraph 83(7)(a) of Schedule B1 and rule 3.40(6); and
- (g) any other information that the education administrator thinks necessary.

(2) In accordance with paragraph 54(2) of Schedule B1, the education administrator must send a copy of the revised proposals to the persons set out in that paragraph of Schedule B1 within 14 days after the education administrator's revision of those proposals.

(3) A notice under paragraph 54(4) of Schedule B1, where the further education body is a company, must—

- (a) be advertised in such manner as the education administrator thinks fit; and

(1) Paragraph 54 is modified by paragraph 14 of Schedule 3 and paragraph 13 of Schedule 4 to the Technical and Further Education Act 2017.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (b) state that members may request in writing a copy of the revised proposals, and state the address to which to write.
- (4) As soon as reasonably practicable after sending the copy of the revised proposals, the education administrator must deliver a copy to the registrar of companies accompanied by a notice which must contain—
 - (a) identification details for the proceedings; and
 - (b) the date of the revised proposals.