

*Status:* Point in time view as at 15/12/2022. This version of this provision is prospective.  
*Changes to legislation:* There are currently no known outstanding effects for the Tertiary Education and Research (Wales) Act 2022, Paragraph 8. (See end of Document for details)

VALID FROM 04/09/2023

## SCHEDULE 4

### MINOR AND CONSEQUENTIAL AMENDMENTS

PROSPECTIVE

#### *Education Act 1996 (c. 56)*

- 8 (1) The Education Act 1996 is amended as follows.
- (2) In section 13 (general responsibility for education), in subsection (2) for paragraphs (aa) and (b) substitute—  
“(ba) the Commission for Tertiary Education and Research, or”.
- (3) In section 15A (local authority powers in respect of education and training for 16 to 18 year olds), after subsection (3) insert—  
“(3A) In exercising its functions under this section a local authority in Wales must also have regard to the Commission for Tertiary Education and Research’s strategic plan approved under section 15 of the Tertiary Education and Research (Wales) Act 2022.”
- (4) In section 15B (local authority powers in respect of education for persons over 19), after subsection (3)(b) insert—  
“(c) a local authority in Wales must also have regard to the Commission for Tertiary Education and Research’s strategic plan approved under section 15 of the Tertiary Education and Research (Wales) Act 2022.”
- (5) Omit section 484 (education standard grants).
- (6) In section 489 (conditions as to payment of grants)—  
(a) in subsection (1) for “under any of sections 484 to 488” substitute “section 485”;  
(b) omit subsection (2);  
(c) in the heading for “sections 484 to 488” substitute “section 485”.
- (7) In section 508 (local authority functions in respect of facilities for recreation and social and physical training), after subsection (3) insert—  
“(4) In exercising its functions under this section a local authority must have regard to the Commission for Tertiary Education and Research’s strategic plan approved under section 15 of the Tertiary Education and Research (Wales) Act 2022.”
- (8) In section 530 (compulsory purchase of land), in subsection (3) in paragraph (b) omit “(including that paragraph as applied by section 76(3) of that Act)”.

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- (9) In section 580 (index), omit the entry for “grants for education support and training”.
- (10) In Schedule 36A (education functions of local authorities), in the table in paragraph 2 in the entry for the Learning and Skills Act 2000—
- (a) in the entry for section 33J, for “Welsh Ministers” substitute “the Commission for Tertiary Education and Research”;
  - (b) omit the entry for section 83;
  - (c) omit the entry for section 84;
  - (d) omit the entry for Schedules 7 and 7A.

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**Commencement Information**

- II** Sch. 4 para. 8 not in force at Royal Assent, see [s. 148\(2\)](#)

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