



Tertiary Education and Research (Wales) Act 2022

2022 asc 1

PART 3

SECURING AND FUNDING TERTIARY EDUCATION AND RESEARCH

Financial support directions

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- (1) The Welsh Ministers may give the Commission financial support directions in relation to a relevant person.
- (2) Financial support directions may be given only if it appears to the Welsh Ministers that the financial affairs of the relevant person have been or are being mismanaged.
- (3) “Financial support directions” are such directions about the provision or securing of financial resources under section 88, 89, 97, 101, 103, 104 or 105 to a relevant person as the Welsh Ministers consider necessary or expedient because of the mismanagement.
- (4) In this section, “relevant person” means—
 - (a) a registered provider;
 - (b) a person (other than a registered provider or the governing body of a maintained school) in receipt of financial resources provided or secured by the Commission under section 88(2), 89, 97, 101, 103, 104 or 105(2).
- (5) Before giving a financial support direction, the Welsh Ministers must consult the Commission and the relevant person unless the Welsh Ministers are satisfied that—
 - (a) it is necessary to give the direction before it would be practicable to consult the Commission and the relevant person, or
 - (b) consultation would defeat the object of giving the direction.

- (6) If the Welsh Ministers give a financial support direction, they must—
- (a) publish the direction,
 - (b) report to Senedd Cymru that a direction has been given and lay a copy of the direction before the Senedd, and
 - (c) keep the direction under review.
- (7) The Commission must comply with a financial support direction given under this section.