



# Tertiary Education and Research (Wales) Act 2022

2022 asc 1

## PART 2

### REGISTRATION AND REGULATION OF TERTIARY EDUCATION PROVIDERS

#### CHAPTER 1

##### REGISTRATION OF TERTIARY EDUCATION PROVIDERS

###### *Registration conditions*

### **31 Mandatory ongoing registration conditions for each registered provider**

- (1) The Commission must ensure that the ongoing registration conditions of each tertiary education provider registered in a category include—
- (a) a condition relating to the quality of the kind of tertiary education provided by, or on behalf of, the provider to which the category of registration relates;
  - (b) a condition relating to the effectiveness of the governance and management of the provider (including its financial management);
  - (c) a condition relating to the financial sustainability of the provider;
  - (d) a condition relating to the effectiveness of the provider's arrangements for supporting and promoting the welfare of its students and staff;
  - (e) a condition relating to the effectiveness of any validation arrangements in place;
  - (f) a condition requiring the governing body of the provider to notify the Commission of any change of which it becomes aware which affects the accuracy of the information contained in the provider's entry in the register;
  - (g) a condition requiring the governing body of the provider, if it has been given notice under section 126(1), to have in place a learner protection plan

*Status: Point in time view as at 01/04/2024.*

*Changes to legislation: There are currently no known outstanding effects for the Tertiary Education and Research (Wales) Act 2022, Section 31. (See end of Document for details)*

- approved by the Commission (under section 126(3) or (5)) on or before the date specified in the condition and to give effect to the plan;
- (h) a condition requiring the governing body of the provider to comply with the requirements contained in the Learner Engagement Code published under section 129(1) or any revised code published under section 129(3);
  - (i) a condition requiring the governing body of the provider to have regard to advice or guidance given by the Commission to the body (either specifically or to persons generally) in exercise of the Commission’s functions under this Act;
  - (j) a condition requiring the governing body of the provider to provide the Commission, or a person authorised by the Commission, with such information, assistance and access to the provider’s facilities, systems and equipment as the Commission may reasonably require for the purpose of exercising the Commission’s functions under this Part.
- (2) In subsection (1)(e), “validation arrangements” means arrangements between the registered provider and another education provider under which the registered provider awards a qualification to a student at the other provider or authorises the other provider to award a qualification on its behalf.

**Commencement Information**

- I1** S. 31 not in force at Royal Assent, see [s. 148\(2\)](#)
- I2** [S. 31\(1\)\(a\)-\(f\)\(i\)\(j\)\(2\)](#) in force at 4.9.2023 for specified purposes by [S.I. 2023/919](#), [art. 3\(s\)](#)

**Status:**

Point in time view as at 01/04/2024.

**Changes to legislation:**

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