

## WELSH STATUTORY INSTRUMENTS

# 2015 No. 140

## The Education Workforce Council (Main Functions) (Wales) Regulations 2015

### PART 7

#### Supply of information: employers, agents and contractors

##### Employer's reports

**45.**—(1) Schedule 5 (which makes provision in relation to information supplied to the Council) has effect.

(2) A relevant employer must report to the Council the facts of a case and provide all the information listed in Part 1 of Schedule 5 that is available to the relevant employer in relation to a registered person where that employer—

- (a) has ceased to use the services of a registered person on the ground of—
    - (i) misconduct;
    - (ii) professional incompetence; or
    - (iii) conviction of a relevant offence within the meaning of section 27 of the 2014 Act; or
  - (b) may have ceased to use a registered person's services on such a ground had the registered person not ceased to provide those services.
- (3) The Council must make all information provided to it under this regulation available to—
- (a) an Investigating Committee; and
  - (b) a [<sup>F1</sup>Fitness to Practise] Committee where it considers that information is relevant to the case referred to it by the employer pursuant to paragraph [<sup>F2</sup>(2)].

##### Textual Amendments

- F1** Words in [Regulations](#) substituted (1.3.2024) by [The Education Workforce Council \(Main Functions\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/74\)](#), regs. 1(2), **2(2)**
- F2** Word in [reg. 45\(3\)\(b\)](#) substituted (1.3.2024) by [The Education Workforce Council \(Main Functions\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/74\)](#), regs. 1(2), **2(5)**

##### Commencement Information

- I1** [Reg. 45](#) in force at 1.4.2015, see [reg. 1\(1\)](#)

##### Agent's reports

**46.**—(1) An agent must report the facts of a case to the Council and provide all the information listed in Part 2 of Schedule 5 that is available to the agent in relation to a registered person where that agent—

- (a) has terminated arrangements on the ground of—
    - (i) misconduct;
    - (ii) professional incompetence; or
    - (iii) conviction of a relevant offence within the meaning of section 27 of the 2014 Act;
  - (b) may have terminated arrangements on such a ground if the registered person had not terminated them; or
  - (c) may have refrained from making new arrangements for a registered person on such a ground if the registered person had not ceased to make themselves available for work.
- (2) The Council must make all information provided to it under this regulation available to—
- (a) an Investigating Committee; and
  - (b) a [<sup>F1</sup>Fitness to Practise] Committee where it considers that information is relevant to the case referred to it by the employer pursuant to paragraph (1).

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**Textual Amendments**

- F1** Words in [Regulations](#) substituted (1.3.2024) by [The Education Workforce Council \(Main Functions\) \(Wales\) \(Amendment\) Regulations 2024 \(S.I. 2024/74\)](#), regs. 1(2), **2(2)**

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**Commencement Information**

- I2** [Reg. 46](#) in force at 1.4.2015, see [reg. 1\(1\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Education Workforce Council (Main Functions) (Wales) Regulations 2015, PART 7.