

Executive Note

The Robert Gordon University (Scotland) Amendment Order of Council 2006 SSI/2006/404

The above instrument was made in exercise of the powers conferred upon the Lords of Her Majesty's Most Honourable Privy Council by sections 45 and 60 of the Further and Higher Education (Scotland) Act 1992. The instrument is subject to negative resolution procedure.

Policy Objectives

This instrument amends the Robert Gordon University (Scotland) Order of Council 2006 ("the 2006 Order"), which came into force on 28 June 2006. It makes provision for minor amendments and reinstates The Robert Gordon University (Scotland) Order of Council 1993 ("the 1993 Order"), revoked by article 15 of the 2006 Order, for a transitional period until an order is made under section 47 of the Further and Higher Education (Scotland) Act 1992 to close the Robert Gordon University as originally constituted. The absence of such a saving provision in article 15 of the 2006 Order effectively leaves the University with no constitution or governance.

The 2006 Order set in place a new governance structure with a modern constitution for the new Robert Gordon University established as a new institution of higher education by the Robert Gordon University (Establishment) (Scotland) Order 2006 which came into force on 13 June 2006. The original Robert Gordon University (as constituted under the 1993 Order) will be closed by the Robert Gordon University (Closure) (Scotland) Order 2006 which is to be laid in the autumn and this closure order will enable the transfer of assets and employees to the new Robert Gordon University. The original Robert Gordon University requires to retain its constitution and governance until such a closure order comes into force; therefore, the 2006 Order requires to be amended by the insertion of transitional provisions. .

Consultation

The Privy Council Office and Robert Gordon University have been consulted during the preparation of the instrument.

Financial Effects

A Regulatory Impact Assessment has not been prepared as this instrument has no financial effects on the Scottish Executive, local government or on business.

Scottish Executive Enterprise, Transport and Lifelong Learning Department
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