



# Further and Higher Education Act 1992

## 1992 CHAPTER 13

### PART I

#### FURTHER EDUCATION

### CHAPTER II

#### INSTITUTIONS WITHIN THE FURTHER EDUCATION SECTOR

##### *The further education corporations*

#### **18 Principal powers of a further education corporation.**

- (1) A further education corporation may—
- (a) provide further and higher education, and
  - <sup>[F1]</sup>(aa) provide secondary education <sup>[F2]</sup>suitable to the requirements of persons who have attained the age of fourteen years],
  - (ab) provide education which is secondary education by virtue of section 2(2B) of the <sup>M1</sup>Education Act 1996 (definition of secondary education),
  - (ac) participate in the provision of secondary education at a school,]
  - (b) supply goods or services in connection with their provision of education, <sup>[F3]</sup>and those powers are referred to in section 19 of this Act as the corporation's principal powers].

<sup>[F4]</sup>(1A) A further education corporation may not provide education of a kind specified in subsection (1)(aa), (ab) or (ac) above unless they have consulted such <sup>[F5]</sup>local authorities] as they consider appropriate.]

- (2) For the purposes of subsection (1) above, goods are supplied in connection with the provision of education by a further education corporation if they result from—
- (a) their provision of education or anything done by them under this Act for the purpose of or in connection with their provision of education,

**Changes to legislation:** *Further and Higher Education Act 1992, Section 18 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (b) the use of their facilities or the expertise of persons employed by them in the fields in which they are so employed, or
  - (c) ideas of a person employed by them, or of one of their students, arising out of their provision of education.
- (3) For the purposes of that subsection, services are supplied in connection with the provision of education by a further education corporation if—
- (a) they result from their provision of education or anything done by them under this Act for the purpose of or in connection with their provision of education,
  - (b) they are provided by making available their facilities or the expertise of persons employed by them in the fields in which they are so employed, or
  - (c) they result from ideas of a person employed by them, or of one of their students, arising out of their provision of education.

F<sup>6</sup>(4) .....

F<sup>6</sup>(5) .....

F<sup>6</sup>(6) .....

#### Textual Amendments

- F1** S. 18(1)(aa)-(ac) substituted for s. 18(1)(aa) (1.4.2001) by 2000 c. 21, s. 142(1)(a); S.I. 2001/654, art. 2, **Sch. Pt. II** (with transitional provisions in art. 3); S.I. 2001/1274, art. 2, **Sch. Pt. I**
- F2** Words in s. 18(1)(aa) substituted (1.10.2002 for E. and 19.12.2002 for W.) by Education Act 2002 (c. 32), s. 215(1), **Sch. 21 para.11**; S.I. 2002/2439, {art. 3}; S.I. 2002/3185, art. 4
- F3** Words after s. 18(1)(b) inserted (1.4.2001) by 2000 c. 21, ss. 149, **Sch. 9 para. 21(a)**; S.I. 2001/654, art. 2, **Sch. Pt. II** (with transitional provisions in art. 3); S.I. 2001/1274, art. 2, **Sch. Pt. I**
- F4** S. 18(1A) inserted (1.4.2001) by 2000 c. 21, s. 142(1)(b); S.I. 2001/654, art. 2, **Sch. Pt. II** (with transitional provisions in art. 3); S.I. 2001/1274, art. 2, **Sch. Pt. I**
- F5** Words in Act substituted (5.5.2010) by The Local Education Authorities and Children's Services Authorities (Integration of Functions) Order 2010 (S.I. 2010/1158), **Sch. 2 para. 5(2)**
- F6** S. 18(4)-(6) repealed (28.7.2000 for certain purposes, 1.1.2001 for W., 1.4.2001 and 1.9.2001 for E.) by 2000 c. 21, ss. 149, 153, Sch. 9 para. 21(b), **Sch. 11**; S.I. 2000/3230, art. 2, **Sch.**; S.I. 2001/654, art. 2, **Sch. Pts. II, III** (with transitional provisions in art. 3)

#### Modifications etc. (not altering text)

- C1** S. 18(3)(c) modified (W.) (1.9.2013) by The Operation of the Local Curriculum (Wales) Regulations 2013 (S.I. 2013/1793), regs. 1(1), **3(b)**

#### Commencement Information

- I1** S. 18 wholly in force at 30.9.1992 see s. 94(3) and S.I. 1992/831, art. 2, **Sch. 2**

#### Marginal Citations

- M1** 1996 c. 56.

**Changes to legislation:**

Further and Higher Education Act 1992, Section 18 is up to date with all changes known to be in force on or before 25 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 16(6) inserted by [2007 c. 25 s. 14\(4\)](#)
- s. 17(2)(aa) inserted by [2007 c. 25 s. 14\(5\)\(b\)](#)
- s. 27(3A)(3B) inserted by [2007 c. 25 s. 15\(4\)](#)
- s. 27(9) inserted by [2007 c. 25 s. 15\(7\)](#)
- s. 51(1)-(2A) substituted for s. 51(1)(2) by [2007 c. 25 s. 16\(2\)](#)
- s. 76(8)(9) inserted by [2017 c. 29 s. 52\(4\)](#)
- s. 85D inserted by [2009 c. 22 s. 247](#)
- s. 85D(7) words inserted by [S.I. 2016/413 reg. 140](#) (This amendment comes into force on the day that section 85D of the Further and Higher Education Act 1992 (c. 13) comes into force. That provision is still prospective.)