



Higher Education Act 2004

CHAPTER 8

HIGHER EDUCATION ACT 2004

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Status: Point in time view as at 01/04/2007.

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SCHEDULE 1 — Conditions to be met by operator of student complaints scheme

Introduction

- 1 This Schedule sets out the conditions referred to in section...

Suitability

- 2 Condition A is that the body corporate is a suitable...

Capability

- 3 Condition B is that the body corporate is capable of...

SCHEDULE 2 — Conditions to be met by student complaints scheme

Introduction.

- 1 This Schedule sets out the conditions referred to in section...

Qualifying institutions

- 2 Condition A is that at any given time the scheme...

Referral of qualifying complaints

- 3 (1) Condition B is that the scheme provides that every...

Individuals to review complaints

- 4 Condition C is that the scheme requires every qualifying complaint...

Review of complaint

- 5 (1) Condition D is that the scheme requires a reviewer—...

Recommendation of reviewer if complaint justified

- 6 Condition E is that the scheme provides that, in a...

Reviewers to notify parties of decisions, recommendations etc.

- 7 Condition F is that the scheme requires a reviewer to...

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Fees

- 8 Condition G is that the scheme does not require complainants...
9 Condition H is that any fees payable under the scheme...

Scheme also applying to bodies that are not qualifying institutions

- 10 (1) A scheme does not fail to meet the conditions...

Interpretation

- 11 In this Schedule— “complainant” means the person making a qualifying...

Power to amend this Schedule

- 12 (1) Regulations may amend the preceding provisions of this Schedule....

SCHEDULE 3 — Duties of designated operator of student complaints scheme

Introduction

- 1 This Schedule sets out the duties referred to in section...

Provision of scheme

- 2 The designated operator must provide a scheme for the review...

Publication of scheme

- 3 The designated operator must publish the latest version of the...

Changes to scheme

- 4 The designated operator must not make any change to a...

Compliance with scheme

- 5 The designated operator must comply with any requirements that the...

Annual report

- 6 (1) The designated operator must— (a) produce an annual report...

Review

- 7 (1) This paragraph applies if the Secretary of State or...

Supply of information

- 8 The designated operator must provide the Secretary of State or...

Period during which the designated operator must comply with duties

- 9 (1) The duties set out in this Schedule apply from...

Duties to publish information: further provision

- 10 Where by virtue of this Schedule the designated operator is...

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SCHEDULE 4 — Termination of designation of operator of student complaints scheme

Part 1 — CIRCUMSTANCES IN WHICH DESIGNATION TERMINATED

Introduction

- 1 This Part of this Schedule sets out the circumstances in...

Agreement

- 2 The designation is terminated if the designated operator and the...
3 In this case the designation is terminated on the date...

Notice given by the designated operator

- 4 (1) The designation is terminated if the designated operator gives...
5 In this case the designation is terminated on the date...

Notice given by Secretary of State or Assembly

- 6 (1) The designation is terminated if the Secretary of State...
7 In this case the designation is terminated on the date...

Operator ceases to exist

- 8 The designation is terminated if the designated operator ceases to...
9 In this case the designation is terminated on the date...

Part 2 — AGREEMENT MADE OR NOTICE GIVEN UNDER PART 1: SUPPLEMENTARY PROVISION

Introduction

- 10 (1) This Part of this Schedule applies where—

Effect of agreement or notice on provisions of Part 1 of Schedule

- 11 (1) Where this Part of this Schedule applies—

Circumstances in which agreement or notice superseded

- 12 The original instrument of termination is superseded only if—

Agreement or notice not capable of variation or cancellation or revocation

- 13 (1) An agreement made under paragraph 2 may not be...
14 (1) Notice given under paragraph 4 or 6 may not...

SCHEDULE 5 — The Director of Fair Access to Higher Education: supplementary provisions

Status, appointment and remuneration of Director

- 1 The Director and his staff are not to be regarded...
2 (1) The Director is to hold and vacate office in...
3 There are to be paid to the Director such remuneration...

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Staff

- 4 (1) The Director may appoint such staff as he may...

Arrangements with Higher Education Funding Council for England

- 5 The Director and the Higher Education Funding Council for England...

Finance

- 6 The Secretary of State may make payments to the Director....

Reports

- 7 (1) The Director must provide to the Secretary of State,...

Accounts

- 8 (1) It is the duty of the Director—

SCHEDULE 6 — Consequential amendments

Public Records Act 1958 (c. 51)

- 1 In Schedule 1 to the Public Records Act 1958 (definition...

Parliamentary Commissioner Act 1967 (c. 13)

- 2 In Schedule 2 to the Parliamentary Commissioner Act 1967
(departments...

Superannuation Act 1972 (c. 11)

- 3 In Schedule 1 to the Superannuation Act 1972 (which lists...

House of Commons Disqualification Act 1975 (c. 24)

- 4 In Schedule 1 to the House of Commons Disqualification Act...

Patents Act 1977 (c. 37)

- 5 In section 41 of the Patents Act 1977 (amount of...

Further Education Act 1985 (c. 47)

- 6 In section 2 of the Further Education Act 1985 (power...

Teaching and Higher Education Act 1998 (c. 30)

- 7 Omit section 26 of the 1998 Act (imposition of conditions...
8 In section 28 of the 1998 Act (interpretation of Chapter...
9 In section 42 of the 1998 Act (orders and regulations),...

Freedom of Information Act 2000 (c. 36)

- 10 In Schedule 1 to the Freedom of Information Act 2000...

SCHEDULE 7 — Repeals

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