
STATUTORY INSTRUMENTS

1993 No. 937

EDUCATION, ENGLAND AND WALES

**The Further Education (Exclusion of
Land from Transfer) (No. 2) Order 1993**

<i>Made</i>	- - - -	<i>30th March 1993</i>
<i>Laid before Parliament</i>		<i>30th March 1993</i>
<i>Coming into force</i>	- -	<i>31st March 1993</i>

Whereas applications have been made to the Secretary of State under section 23(5) of the Further and Higher Education Act 1992⁽¹⁾ by local authorities for the several interests in land mentioned in this Order to be excluded from transfer under section 23(2) of that Act, no agreement having been reached in relation thereto under section 23(4) of that Act;

Now therefore, in exercise of the powers conferred on him by sections 23(5) and (6) and 89(4) of the Further and Higher Education Act 1992, the Secretary of State for Education hereby makes the following Order:

1. This Order may be cited as the Further Education (Exclusion of Land from Transfer) (No.2) Order 1993 and shall come into force on 31st March 1993.

2.—(1) It is hereby directed that the interests in land described in column (1) of the Schedule to this Order held by the local authorities named in column (2) of that Schedule, together with any rights or liabilities of those authorities related to those interests, shall be excluded from transferring under section 23(2) of the Further and Higher Education Act 1992 to the further education corporations specified in column (3) of that Schedule.

(2) The notes to the Schedule to this Order shall have effect for the purpose of conferring rights and imposing liabilities, being rights and liabilities that could have been conferred or imposed by an agreement under section 23(4) of the Further and Higher Education Act 1992.

⁽¹⁾ 1992 c. 13; “land” is defined in section 90(1).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE

Article 2

(1) Description of interest in land	(2) Local Authority	(3) Further education corporation	(4) Notes
1. the freehold interest in the land and buildings situate at Shelley Park, Boscombe, Bournemouth	Bournemouth Borough Council	Bournemouth and Poole College of Art and Design	Bournemouth and Poole College of Art and Design shall have such rights of user as Dorset County Council have on the coming into force of this Order under article 23 of the Local Authorities (England) (Property etc.) Order 1973 (2)
2. all rights in and to the Wilberforce Monument, being a statue of William Wilberforce resting on a plinth and occupying an area of approximately 30 square metres in Queen's Gardens, Hull	Kingston upon Hull City Council	Hull College of Further Education	
3. the leasehold interest under a lease dated 24th March 1975 for a term of 99 years from 1st November 1974 granted by Salop County Council to Oswestry Borough Council in the land and buildings known as the Leisure Centre, Oswestry comprising an area of approximately 1.112 hectares adjoining the North Shropshire College, Oswestry (formerly Oswestry College of Further Education) and having a frontage to College Road, Oswestry, Shropshire	Oswestry Borough Council	The North Shropshire Colllege, Oswestry	

(2) S.I. 1973/1861, amended by S.I. 1974/406.

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(1) Description of interest in land	(2) Local Authority	(3) Further education corporation	(4) Notes
4. the freehold interest in the land and buildings known as boathouses 9 and 10, Commercial Wharf, Plymouth	Plymouth City Council	Plymouth College of Further Education	
5. the freehold interest in the land and buildings known as the Polkyth Recreation Centre, St Austell, Cornwall	Restormel Borough Council	Mid Cornwall College, St Austell and St Austell Sixth Form College	
6. the freehold interest in the land and buildings known as the St Austell Arts Centre, St Austell, Cornwall	Restormel Borough Council	Mid Cornwall College, St Austell and St Austell Sixth Form College	
7. such rights as Watford Borough Council enjoy in, to or over the Bill Everett Centre and adjoining land at Leggatt's Way, Watford, Hertfordshire.	Watford Borough Council	West Herts College	

30th March 1993

T. E. Boswell
Parliamentary Under Secretary of State,
Department for Education

EXPLANATORY NOTE

(This note is not part of the Order)

This Order (which supplements the Further Education (Exclusion of Land from Transfer) Order 1993 (S.I.1993/901)) directs that certain interests of local authorities in land shall be excluded from transferring to further education corporations under section 23(2) of the Further and Higher Education Act 1992. It also confers certain rights and imposes certain liabilities in such land.