

**EXPLANATORY MEMORANDUM TO**  
**THE PROSPECTS COLLEGE OF ADVANCED TECHNOLOGY**  
**(INCORPORATION) ORDER 2014**

**2014 No. 2067**

1. This explanatory memorandum has been prepared by the Department for Business, Innovation and Skills and is laid before Parliament by Command of Her Majesty.
2. **Purpose of the Instrument**
  - 2.1 This order establishes a new further education corporation to be known as Prospects College of Advanced Technology, which will conduct the existing educational institution known as Prospects College with effect from the operative date stated in the order, being 1 September 2014. The order will come into force on 31 August 2014.
3. **Matters of special interest to the Joint Committee on Statutory Instruments**
  - 3.1 None
4. **Legislative Context**
  - 4.1 The powers conferred by sections 16(1)(b) and (5) and 17(2)(b) of the Further and Higher Education Act 1992 are being used to establish a further education corporation for the purpose of conducting the existing educational institution known as Prospects College.
  - 4.2 The initial Instrument and Articles of Government setting out the constitution of Prospects College of Advanced Technology are being made by the Prospects College of Advanced Technology (Government) Regulations 2014.
5. **Territorial Extent and Application**
  - 5.1 This instrument applies in relation to England.
6. **European Convention on Human Rights**

As the instrument is subject to the negative resolution procedure and does not amend primary legislation, no statement is required.
7. **Policy background**
  - 7.1 Prospects College of Advanced Technology is being established to deliver a unique new employer-focused, specialist technical college of Further Education in the South Essex Thames Gateway. It will have three specialist apprentice skills training centres for Engineering (including rail), Building Services and Aviation and a post-16 campus. At the time it is fully operational it will deliver provision to 800 full time and 350 part time learners; 1200 Apprentices and 2500 delegates on short corporate courses, aged 16+. Prospects College of Advanced Technology will conduct the

existing educational institution known as Prospects College currently conducted by Prospects Learning Foundation Limited.

## **8. Consultation Outcome**

- 8.1 A full public consultation has taken place in relation to the proposal to incorporate the new further education corporation. Responses were received from 41 individuals representing 26 organisations and no responses opposed the proposal to incorporate the new corporation.
- 8.2 A draft of the order was published in accordance with the Further Education Corporations (Publication of Proposals) (England) Regulations 2012.

## **9. Guidance**

- 9.1 As this instrument affects only the named college, no guidance is necessary and any persons affected by the change will be informed by the college.

## **10. Impact**

An Impact Assessment has not been prepared for this instrument as it has no wider impact on business, charities or voluntary bodies. The impact on the public sector is minimal.

## **11. Regulating small business**

- 11.1 The legislation does not apply to small business.

## **12. Monitoring and review**

- 12.1 Not applicable.

## **13. Contact**

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