

*These notes refer to the Higher Education (Wales) Act  
2015 (c.1) which received Royal Assent on 12 March 2015*

# HIGHER EDUCATION (WALES) ACT 2015

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS OF THE ACT

#### **Part 2 – Fee and Access Plans**

##### ***Section 2 – Application by institution for HEFCW’s approval of fee and access plan***

11. This section permits the governing body of an institution of a certain type to apply to HEFCW for approval of a fee and access plan. The institution needs to be an institution in Wales that provides higher education and is a charity.
12. An institution will be “in Wales” if its activities are either principally or wholly carried on in Wales. For this purpose, the Open University will be an institution “in Wales” (see section 57(3)).
13. [Section 2\(4\)](#) enables the Welsh Ministers to make regulations about the making of applications under this section. Such regulations could require an institution to provide certain types of supporting information.