



Higher Education (Wales) Act 2015

2015 anaw 1

PART 2

FEE AND ACCESS PLANS

Compliance with fee limit

11 Compliance and reimbursement directions

- (1) This section applies where HEFCW are satisfied that the governing body of an institution has failed to comply with section 10(1).
- (2) HEFCW may direct the governing body to do either or both of the following—
 - (a) to comply with section 10(1);
 - (b) to reimburse excess fees paid to the institution.
- (3) A direction under this section (a “compliance and reimbursement direction”) may specify—
 - (a) steps that are (or are not) to be taken by the governing body for the purpose of compliance with section 10(1);
 - (b) the manner in which reimbursement of excess fees is to be, or may be, effected.
- (4) If HEFCW give a direction under this section, they must—
 - (a) give a copy of the direction to the Welsh Ministers;
 - (b) publish the direction.
- (5) Regulations may make provision about how and when HEFCW are to comply with subsection (4).
- (6) “Excess fees” are regulated course fees, to the extent that those fees exceed the applicable fee limit (as quantified for the purposes of the duty under section 10(1) with which the governing body has failed to comply).

Changes to legislation: Higher Education (Wales) Act 2015, Section 11 is up to date with all changes known to be in force on or before 26 April 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

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Modifications etc. (not altering text)

- C1** Pt. 2 modified (1.9.2015) by [The Higher Education \(Wales\) Act 2015 \(Consequential Provision\) Order 2015 \(S.I. 2015/1353\)](#), arts. 1(2), 3
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Commencement Information

- I1** S. 11(1)-(4)(6) in force at 1.9.2015 by [S.I. 2015/1327](#), **art. 5(c)**
- I2** S. 11(5) in force at 20.5.2015 for specified purposes by [S.I. 2015/1327](#), **art. 2(i)**
- I3** S. 11(5) in force at 1.9.2015 in so far as not already in force by [S.I. 2015/1327](#), **art. 5(c)**

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

- Act repealed by [2022 asc 1 Sch. 4 para. 31](#)