

## **EXPLANATORY NOTES**

### **FURTHER AND HIGHER EDUCATION (SCOTLAND) ACT 2005**

#### **INTRODUCTION**

#### **BACKGROUND**

#### **THE ACT**

#### **THE ACT – SECTION BY SECTION**

##### **PART 1 - FURTHER AND HIGHER EDUCATION ETC.**

###### **Establishment of the Scottish Further and Higher Education Funding Council**

Section 1 Scottish Further and Higher Education Funding Council

Section 2 Dissolution of other funding bodies

###### **Provision of further and higher education, etc.**

Section 3 The Council: general duty

Section 4 The Scottish Ministers: general duty

Section 5 Fundable further and higher education

Section 6 Fundable Bodies

Section 7 Fundable Bodies: further provision

Section 8 Support needs

###### **Funding of further and higher education etc.**

Section 9 Funding of the Council

Section 10 Additional grants

Section 11 Administration of funds

Section 12 Funding of fundable bodies

###### **The Council: functions**

Section 13 Quality of fundable further and higher education

Section 14 Credit and qualification framework

Section 15 Efficiency studies

Section 16 Council's right to address meetings

Section 17 Advisory functions

Section 18 Functions regarding certain property

Section 19 Administration of certain support

**The Council: exercise of functions**

Section 20 Council to have regard to particular matters

Section 21 Equal opportunities

Section 22 Consultation and collaboration

Section 23 General powers

**The Scottish Ministers: requirements and directions**

Section 24 Requirements as to Council's functions

Section 25 Directions where financial mismanagement

**Fundable bodies: miscellaneous**

Section 26 Academic Freedom

Section 27 Remit of the Scottish Public Services Ombudsman

Section 28 Inspection of accounts

Section 29 Educational use of certain property

Section 30 Change of name by certain bodies

Section 31 Information about recorded children

**PART 2 - GENERAL**

Section 32 Amendment of enactments

Section 33 Ancillary provision

Section 34 Orders and regulations

Section 35 Interpretation

Section 36 Short title and commencement

Schedule 1 — The Scottish Further and Higher Education Funding Council

Schedule 2 — Fundable Bodies

Schedule 3 — Amendment of enactments

*These notes relate to the Further and Higher Education (Scotland) Act 2005 (asp 6)*

## **PARLIAMENTARY HISTORY**