

## STATUTORY INSTRUMENTS

# 1997 No. 1772

## The Further Education (Northern Ireland) Order 1997

*Accounts, reports, information, etc.*

### Accounts of governing body

[<sup>F1</sup>19.—(1) The governing body of an institution of further education shall—

- (a) keep proper accounts and proper records in relation to the accounts; and
- (b) prepare a statement of accounts in respect of each financial year.

(2) The statement of accounts shall—

- (a) be in such form; and
- (b) contain such information,

as the Department may, with the approval of the Department of Finance and Personnel, direct.

(3) The governing body shall, within such period after the end of each financial year as the Department may direct, send copies of the statement of accounts relating to that year to—

- (a) the Department; and
- (b) the Comptroller and Auditor General for Northern Ireland.

(4) The Comptroller and Auditor General shall—

- (a) examine, certify and report on every statement of accounts sent to him by the governing body under this Article; and
- (b) send a copy of his report to the Department.

(5) The Department shall lay a copy of the statement of accounts and of the Comptroller and Auditor General's report before the Assembly.

(6) The financial year of the governing body shall be the period of 12 months ending on 31st July.

(7) The Department may by order amend paragraph (6).

(8) The Department shall have right of access to the books, accounts and records of the governing body]

**F1** [Art. 19](#) substituted (9.12.2008 with effect as mentioned in art. 2(3) of the amending Order) by [Institutions of Further Education \(Public Sector Audit\) Order \(Northern Ireland\) 2008 \(S.R. 2008/511\)](#), [art. 2\(2\)](#)

### Development plans

**20.**—(1) Each governing body of an institution of further education shall, not later than such date in every financial year as the Department may determine, submit to the Department a development plan in respect of the institution.

(2) The development plan shall be prepared in respect of the next following financial year and the succeeding two financial years.

(3) The development plan shall contain a statement of—

- (a) the number of persons the governing body estimates will be students of the institution;
- (b) the courses of further and higher education which the governing body proposes to provide or secure the provision of;
- (c) the capital expenditure proposed by the governing body and an estimate of the recurrent expenditure and income of the governing body; and
- (d) such other matters as may be determined by the Department,

as regards each financial year to which the plan relates.

(4) In preparing a development plan, a governing body shall take into account any guidance issued to it by the Department.

(5) A development plan prepared in pursuance of this Article shall be in such form as the Department may determine.

(6) Any power of the Department under this Article to make a determination may be exercised differently in respect of different governing bodies.

(7) Each governing body of an institution of further education shall make arrangements for monitoring the implementation of the development plan in respect of the institution.

### Reports, returns and information

**21.**—(1) The governing body of an institution of further education shall make such reports and returns, and give such information to—

- (a) the Department, as the Department may reasonably require for the purposes of its functions under any statutory provision;
- [<sup>F2</sup>(b) the Education Authority, as the Education Authority may reasonably require for the purpose of its functions under any statutory provision.]

(2) Reports, returns and information provided under paragraph (1)(a) shall be in such form as the Department may direct.

(3) [<sup>F3</sup>The Authority] shall provide the governing [body of an institution of further education with such information as the governing body may reasonably require for the purposes of its functions under this Order.

**F2** Art. 21(1)(b) substituted (1.4.2015) by [Education Act \(Northern Ireland\) 2014 \(c. 12\)](#), s. 7(2)(c), [Sch. 3 para. 18\(5\)](#) (with [Sch. 2 para. 4\(3\)](#)); S.R. 2015/35, art. 2(b)

**F3** Words in Order substituted (1.4.2015) by [Education Act \(Northern Ireland\) 2014 \(c. 12\)](#), s. 7(2)(c), [Sch. 3 para. 1\(1\)\(a\)](#) (with [Sch. 2 para. 4\(3\)](#), [Sch. 3 para. 1\(2\)](#)); S.R. 2015/35, art. 2(b)

### Information as to provision of further education

**22.**—(1) The Department may by regulations require the governing body of an institution of further education to publish such information as may be prescribed with respect to—

- (a) the educational provision made by the institution for students at the institution;
- (b) the educational achievements of students on entry to the institution and the educational achievements of students while at the institution (including in each case the results of examinations, tests and other assessments of those students);

- (c) the financial and other resources of the institution and the effectiveness of the use made of such resources;
  - (d) the careers of students of the institution after completing any course or leaving the institution; and
  - (e) any other prescribed matter relating to the institution.
- (2) For the purposes of paragraph (1)(d), a person's career includes any education, training, employment or occupation; and the regulations may in particular require the published information to show—
- (a) the numbers of students not undertaking any career, and
  - (b) the persons providing students with education, training or employment.
- (3) The information shall be published in such form and manner and at such times as may be prescribed.
- (4) The published information shall not name any student to whom it relates.
- (5) The Department may by regulations require the Board of Governors of any secondary school to provide such persons as may be prescribed with such categories of information falling within paragraph (6) as may be prescribed.
- (6) Information falls within this paragraph if it is—
- (a) published under paragraph (1); and
  - (b) made available to Boards of Governors for distribution.
- (7) Information provided under paragraph (5) shall be provided in such form and in such manner as may be prescribed.

**Changes to legislation:**

There are currently no known outstanding effects for the The Further Education (Northern Ireland) Order 1997, Cross Heading: Accounts, reports, information, etc..