

Status: Point in time view as at 01/11/2004.

Changes to legislation: Higher Education Act 2004, Part 1 is up to date with all changes known to be in force on or before 02 May 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)

SCHEDULES

SCHEDULE 4

TERMINATION OF DESIGNATION OF OPERATOR OF STUDENT COMPLAINTS SCHEME

PART 1

CIRCUMSTANCES IN WHICH DESIGNATION TERMINATED

Introduction

- 1 This Part of this Schedule sets out the circumstances in which the designation of a body corporate under section 13 is terminated.

Commencement Information

- I1** Sch. 4 para. 1 in force for E. at 1.11.2004 by S.I. 2004/2781, art. 2

Agreement

- 2 The designation is terminated if the designated operator and the Secretary of State or the Assembly (as the case may be) make an agreement which specifies a date when the designation is to terminate.

Commencement Information

- I2** Sch. 4 para. 2 in force for E. at 1.11.2004 by S.I. 2004/2781, art. 2

- 3 In this case the designation is terminated on the date specified in the agreement.

Commencement Information

- I3** Sch. 4 para. 3 in force for E. at 1.11.2004 by S.I. 2004/2781, art. 2

Notice given by the designated operator

- 4 (1) The designation is terminated if the designated operator gives the Secretary of State or the Assembly (as the case may be) notice which specifies a date when the designation is to terminate.
- (2) Notice under this paragraph is valid only if the period between—
- (a) the date when the notice is given, and
 - (b) the date specified in the notice,
- is one year or longer.

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Commencement Information

I4 [Sch. 4 para. 4](#) in force for E. at 1.11.2004 by [S.I. 2004/2781](#), [art. 2](#)

5 In this case the designation is terminated on the date specified in the notice.

Commencement Information

I5 [Sch. 4 para. 5](#) in force for E. at 1.11.2004 by [S.I. 2004/2781](#), [art. 2](#)

Notice given by Secretary of State or Assembly

- 6 (1) The designation is terminated if the Secretary of State or the Assembly (as the case may be) gives the designated operator notice which specifies a date when the designation is to terminate.
- (2) Notice under this paragraph may not be given unless the Secretary of State or the Assembly—
- (a) is no longer satisfied that the designated operator meets all of the conditions in Schedule 1, or
 - (b) is satisfied that the designated operator has failed to comply with section 14.
- (3) Notice under this paragraph is valid only if the period between—
- (a) the date when the notice is given, and
 - (b) the date specified in the notice,
- is such as the Secretary of State or the Assembly considers reasonable.

Commencement Information

I6 [Sch. 4 para. 6](#) in force for E. at 1.11.2004 by [S.I. 2004/2781](#), [art. 2](#)

7 In this case the designation is terminated on the date specified in the notice.

Commencement Information

I7 [Sch. 4 para. 7](#) in force for E. at 1.11.2004 by [S.I. 2004/2781](#), [art. 2](#)

Operator ceases to exist

8 The designation is terminated if the designated operator ceases to exist.

Commencement Information

I8 [Sch. 4 para. 8](#) in force for E. at 1.11.2004 by [S.I. 2004/2781](#), [art. 2](#)

9 In this case the designation is terminated on the date when the operator ceases to exist.

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Commencement Information

19 Sch. 4 para. 9 in force for E. at 1.11.2004 by S.I. 2004/2781, **art. 2**

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