
STATUTORY INSTRUMENTS

2019 No. 1027

**The Higher Education and Research Act 2017
(Further Implementation etc.) Regulations 2019**

PART 2

Consequential amendments to primary legislation

Education Act 2002

8.—(1) The Education Act 2002⁽¹⁾ is amended as follows.

(2) In section 14 (power of Secretary of State and National Assembly for Wales to give financial assistance for purposes related to education or children etc), in subsection (3), for the definition of “teacher”, substitute—

““teacher” does not include a teacher at an institution within the wider higher education sector, unless, in relation to a registered higher education provider within the meaning given by section 3(10) of the Higher Education and Research Act 2017, the institution is also an institution within the further education sector.”.

(3) In section 16 (terms on which assistance under section 14 is given), in subsection (2A)⁽²⁾—

(a) in paragraph (a)—

(i) after “within the”, insert “wider”;

(ii) after “sector”, insert “unless the institution is also an institution within the further education sector.”;

(b) in paragraph (b), for “such an institution”, substitute “an institution within the wider higher education sector, unless, in relation to a registered higher education provider within the meaning given by section 3(10) of the Higher Education and Research Act 2017, the institution is also an institution within the further education sector”.

⁽¹⁾ 2002 c. 32. There have been amendments to section 14, but they are not relevant to these Regulations.

⁽²⁾ Section 16(2A) was inserted by the Education Act 2011 (c. 21), section 15(3)(c).