



# Higher Education (Wales) Act 2015

2015 anaw 1

## PART 4

### FINANCIAL AFFAIRS OF REGULATED INSTITUTIONS

#### *Powers in respect of failure to comply with Code*

#### **32 Failure to comply with Code: general**

Sections 33 and 34 apply if HEFCW are satisfied that the governing body of a regulated institution has failed, or is likely to fail, to comply with a requirement imposed by the Code.

##### **Commencement Information**

**II** [S. 32](#) in force at 1.8.2017 by [S.I. 2017/239](#), [art. 2](#)

#### **33 Directions in respect of failure to comply with Code**

- (1) HEFCW may give a direction to the governing body requiring it to take (or not to take) specified steps for the purpose of dealing with or preventing the failure to comply.
- (2) For procedural provision about directions under this section, see sections 41 to 44.

##### **Commencement Information**

**I2** [S. 33](#) in force at 1.8.2017 by [S.I. 2017/239](#), [art. 2](#)

#### **34 Other measures in respect of failure to comply with Code**

- (1) HEFCW may give advice or assistance to the governing body with a view to improving the organisation or management of the financial affairs of the institution.

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**Changes to legislation:** Higher Education (Wales) Act 2015, Cross Heading: Powers in respect of failure to comply with Code is up to date with all changes known to be in force on or before 14 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) [View outstanding changes](#)

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- (2) HEFCW may carry out, or arrange for another person to carry out, a review of any matters that they think are relevant to the institution's compliance with the Code.
- (3) A governing body must take into account any advice given to it under subsection (1).

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**Commencement Information**

**I3** [S. 34](#) in force at 1.8.2017 by [S.I. 2017/239](#), [art. 2](#)

**Changes to legislation:**

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[View outstanding changes](#)

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- Act repealed by [2022 asc 1 Sch. 4 para. 31](#)