



Learning and Skills Act 2000

2000 CHAPTER 21

PART II

NATIONAL COUNCIL FOR EDUCATION AND TRAINING FOR WALES

Miscellaneous

47 Directions

- (1) The National Assembly may give directions to the Council; and the directions may include any provisions described in subsections (2) to (4).
- (2) Directions may contain—
 - (a) objectives which the Council should achieve in seeking to carry out its functions;
 - (b) time limits within which the Council should achieve the objectives;
 - (c) provision relating to the management of the Council.
- (3) Subsection (4) applies if the National Assembly is satisfied that the Council—
 - (a) has failed to discharge a duty imposed by or under any Act, or
 - (b) has acted or is proposing to act unreasonably with respect to the exercise of a power conferred or the performance of a duty imposed by or under any Act.
- (4) In such a case directions may contain such provision as the National Assembly thinks fit as to the exercise of the Council's powers and performance of its duties.
- (5) Directions may contain provision described in subsection (4) despite any enactment making the exercise of a power or performance of a duty contingent on the Council's opinion.
- (6) Directions may not concern the provision of financial resources in respect of activities carried on by a particular person or persons.
- (7) If the National Assembly asks the Council to do so, it must advise the National Assembly on the formulation of objectives and time limits.

Status: This is the original version (as it was originally enacted).

(8) The Council must comply with any directions given to it by the National Assembly.

48 Committees

Schedule 5 contains provisions about committees.

49 Grants to Council

- (1) The National Assembly may make grants to the Council of such amounts and subject to such conditions as the National Assembly thinks fit; and the conditions may include any provisions described below.
- (2) The conditions may set the Council's budget for any of its financial years.
- (3) The conditions may—
 - (a) require the Council to use the grants for specified purposes;
 - (b) require the Council to comply with specified requirements in respect of every person (or every person of a specified class or description) in securing the provision of specified financial resources to such persons;
 - (c) enable the National Assembly to require the repayment, in whole or in part, of sums paid by it if any condition imposed is not complied with;
 - (d) require the payment of interest in respect of any period during which a sum due to the National Assembly in accordance with any condition remains unpaid.
- (4) Requirements which may be imposed under subsection (3)(b) include in particular requirements that, if the Council itself provides specified financial resources, it is to impose specified conditions.
- (5) The National Assembly may not impose conditions which relate to the Council's securing of the provision of financial resources to a particular person or persons.

50 Annual report

- (1) As soon as is reasonably practicable after the end of each financial year of the Council it must prepare a report on its activities in that year and send a copy of the report to the National Assembly.
- (2) A report—
 - (a) must be in such form and contain such information as the National Assembly may specify in directions to the Council;
 - (b) must set out any other directions given to the Council under this Part in the financial year to which the report relates.
- (3) Following receipt of a copy of a report under this section the National Assembly must arrange for copies of it to be published in such manner as it thinks appropriate.

51 Council's financial year

A financial year of the Council is—

- (a) the period starting with the date on which it is established and ending with the second 31 March following that date;
- (b) each successive period of 12 months.