WELSH STATUTORY INSTRUMENTS

2010 No. 637 (W.63)

EDUCATION, WALES

The Assembly Learning Grant (Further Education) (Amendment) Regulations 2010

Made - - - -	*7 March 2010*
Laid before the National Assembly for Wales - -	*9 March 2010*
Coming into force - -	*1 April 2010*

The Welsh Ministers, in exercise of the powers conferred upon the Secretary of State by sections 22, 42(6) and 43(1) of the Teaching and Higher Education Act 1998(**1**) and now exercisable by them(**2**), make the following Regulations:

Title, commencement and application

1.—(1) The title of these Regulations is the Assembly Learning Grant (Further Education) (Amendment) Regulations 2010.

(2) These Regulations come into force on 1 April 2010 and apply in relation to Wales.

Amendment of the Assembly Learning Grant (Further Education) Regulations 2008

2. The Assembly Learning Grant (Further Education) Regulations 2008(**3**) are amended in accordance with the following regulation.

3. In regulation 2, for paragraph (b) of the definition of "designated course", substitute—

"(b) which is funded by—

(i) the Welsh Assembly Government;

(**1**) 1998 c. 30; section 22 was amended by the Learning and Skills Act 2000 (c. 21), sections 146, 153 and Schedule 11, the Income Tax (Earnings and Pensions) Act 2003 (c. 1), section 722 and Schedule 6, the Finance Act 2003 (c. 14), section 147 and the Higher Education Act 2004 (c. 8), sections 42, 43, 50 and Schedule 7. Section 42 and section 43 were amended by the Education Act 2002 (c. 32), section 148 and Schedule 12 and the Higher Education Act 2004 (c. 8) section 49 and Schedule 6.

(**2**) The functions of the Secretary of State under section 22 of the Teaching and Higher Education Act 1998 (except so far as they relate to the making of any provision authorised by subsection (2)(a), (c), (j) or (k), (3)(e) or (f) or (5) of section 22) were transferred to the National Assembly for Wales by section 44 of the Higher Education Act 2004 and the Higher Education Act 2004 (Commencement No. 2 and Transitional Provision) (Wales) Order 2005 (S.I. 2005/1833 (W.149) (C.79)) as amended by the Higher Education Act 2004 (Commencement No. 2 and Transitional Provision) (Wales) (Amendment) Order 2006 (S.I. 2006/1660 (W.159) (C.56)) refers. The functions of the National Assembly for Wales were transferred to the Welsh Ministers by virtue of paragraphs 30(1) and 30(2)(a) of Schedule 11 to the Government of Wales Act 2006 (c. 32).

(**3**) S.I. 2008/538 (W.51).