

EXPLANATORY MEMORANDUM TO
THE EDUCATION (DESIGNATED INSTITUTIONS) (AMENDMENT) (ENGLAND)
ORDER

2008 No. 1643

1. This explanatory memorandum has been prepared by Department for Innovation, Universities and Skills and is laid before Parliament by Command of Her Majesty.

2. Description

2.1 This Order amends the Education (Designated Institutions) Order 1989 by removing the Royal College of Nursing Institute of Advanced Nursing Education (London) (now known as the Royal College of Nursing Institute (“RCNI”)) from Part 2 of the Schedule. The institutions listed in the Schedule were designated as eligible to receive funds from the Polytechnics and Colleges Funding Council in 1989. The removal of RCNI from the Schedule means that it is no longer eligible to receive funding from a higher education funding council

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None.

4. Legislative Background

4.1 The Education Reform Act 1988 set up the Universities Funding Council and the Polytechnics and Colleges Funding Council. All higher education institutions previously funded by Local Education Authorities became funded by the Polytechnics and Colleges Funding Council (“PCFC”). The Royal College of Nursing, Institute of Advanced Nursing Education (London) was one of those higher education institutions and was consequently designated to receive funding from the PCFC in 1989. The PCFC was subsequently dissolved and succeeded by the Higher Education Funding Council for England (“HEFCE”). As RCNI no longer wishes to receive public funding, it is being removed from the list of designated institutions.

5. Territorial Extent and Application

5.1 This instrument applies to England.

6. European Convention on Human Rights

6.1 As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

7. Policy background

7.1 RCNI is the part of the Royal College of Nursing responsible for higher education provision. Following a review carried out by HEFCE in 2004, the RCNI decided that it no longer wished to provide higher education courses. Although the Royal College of Nursing continues to accredit nursing courses and provide workshops and short courses

for those in the profession (in the same vein as other professional bodies) it no longer provides higher education courses. Its distance learning courses have been transferred to the Open University and its research activities to the University of Warwick.

7.2 RCNI no longer receives any funding from HEFCE as funding for these activities has transferred to the Open University and Warwick University. It is therefore being removed from the list of designated institutions.

Consultation and guidance

7.3 HEFCE was consulted about the removal of the RCNI from the list of designated institutions. They confirmed that they supported the proposal.

7.4 No guidance has been issued in relation to this Order.

8. Impact

8.1 A Regulatory Impact Assessment has not been prepared for this instrument as it has no wider impact on business, charities or voluntary bodies.

9. Contact

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