The legal aspects of mergers and partnerships in the FE Sector

13th June 2011

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Agenda

- Trends
- Models
- Questions

Trends

- Collaborative models
- Collaborative models and mergers
- Cross over FE/HE/Schools
- Private sector involvement
- Diverse funding sources
- International

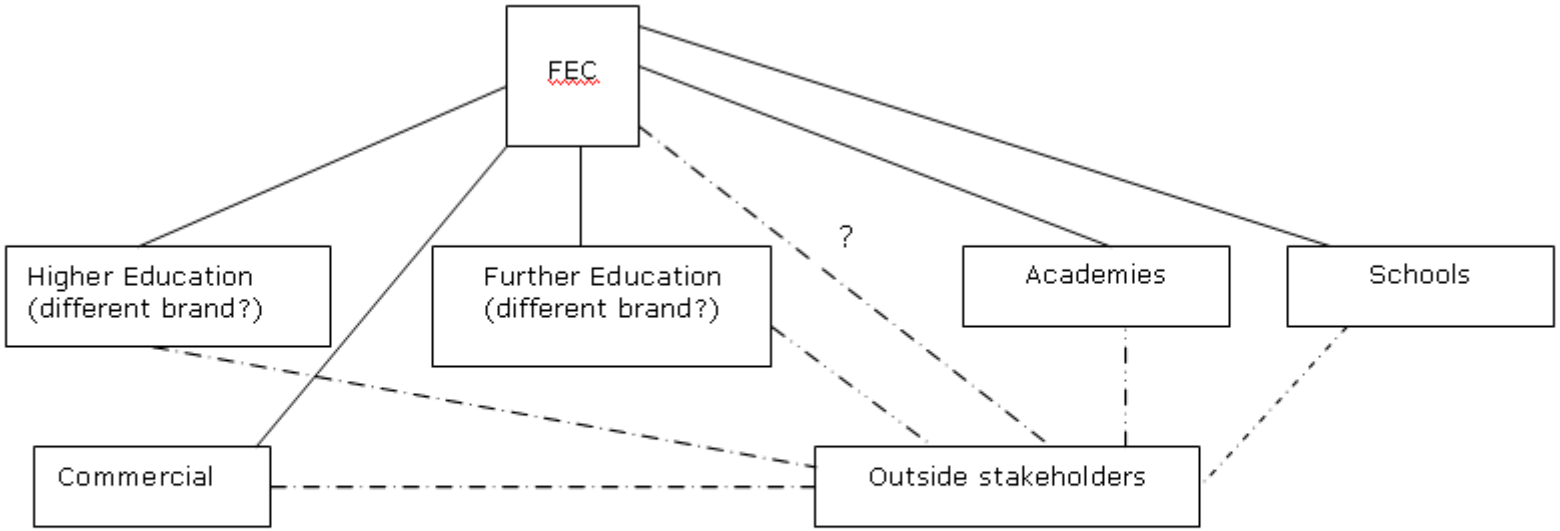
Governance is key

- Is the FEC the right model?
- If it is are your Instrument and Articles what you need – they can be changed!
- If not, might you convert to a company limited by guarantee or shares (or even a plc!)
- Dual governance structures?

Government's "Big Society" agenda

- Employee ownership
- Social enterprise
- Management or other buy out…

Group Structure



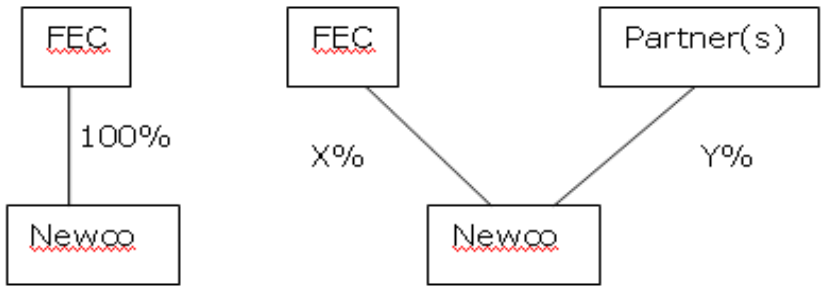
- Brand
- Staff/Student Terms

Collaborative models

- Federal structures
- Joint ventures
  - Legal
  - Contractual

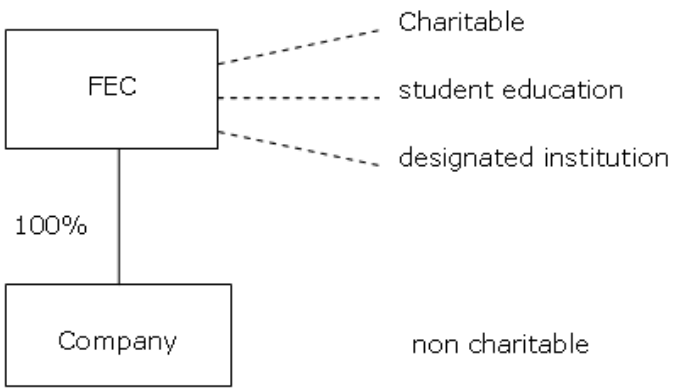
Further collaborative models

- Confederal structures
- Mergers
  - Models A & B
  - Other models

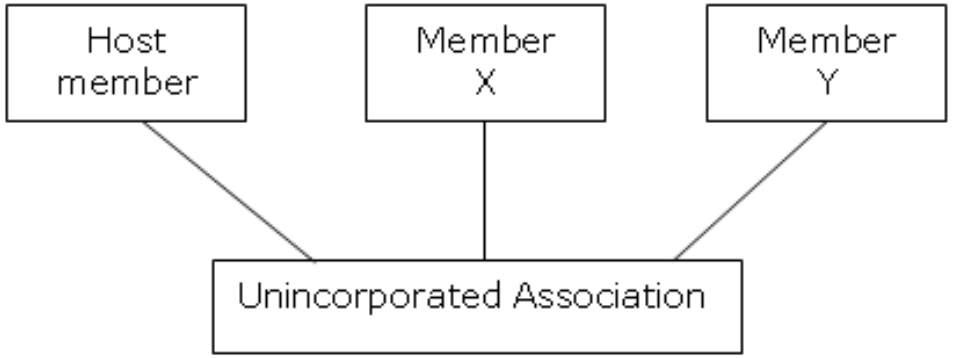


Charities Act

- Divide charitable/non charitable activities
  - why
  - benefits/drawbacks



Shared Services



- VAT changes ?

Moving into higher education

- Degree awarding powers
  - Taught
  - Research
- Foreign degree awarding powers
- “Listed bodies”

Taking advantage of the recession

- Schools
- Staff
- Private training providers
- Apprenticeships

Funding

- Sources of College capital finance:-
  - Endowment/grants
  - Sale of (surplus) assets
  - Loans
  - Equity/quasi equity investment (even if not a company limited by guarantee)

- Clare College endowment fund
- Stock Exchange debt issues
- Bond issue
- Mutual Bank

International

- Recruitment of overseas students
- Joint ventures outside UK
- Overseas campuses
- Multinational College

Questions?

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