



Y Comisiwn Addysg Drydyddol ac Ymchwil
Commission for Tertiary Education and Research

Condition: Charitable Status

A provider registered with Medr in the Higher Education Core category **must**:

- be a charity¹ and maintain that charitable status

Condition Category

This is an initial and ongoing condition of registration. This condition applies specifically to providers registered with Medr in the Core category only.

Legal Basis

The requirement for a provider in the core category to be a charity is set out under Regulation 8(a) (initial condition) and 10(a) (ongoing condition) of **the Commission for Tertiary Education and Research (Registration and De-registration of Tertiary Education Providers in Wales) Regulations 2024**.

This condition does not override the legal independence of providers or their exempt charitable status under UK law.

Compliance Requirements

Medr will not require information already submitted to the Charity Commission unless it is necessary for regulatory purposes. To comply with this condition, the provider **must**:

1. be a charity. This **must** be confirmed at application to the register with the provider's charity registration number (where relevant) and the name and address of its charity regulator
2. for providers not registered with a charity regulator, they **must** provide reasons for this, together with a copy of its governing document

¹ This includes: registered charities, exempt charities, and excepted charities.

3. where a failure at a provider has triggered a notification to be made to the primary regulator and that regulator is not Medr, the governing body (or equivalent), the provider **must** inform Medr of such failures where legally permissible and relevant to Medr's regulatory oversight

Monitoring

Medr will monitor compliance with this condition in the following ways (for definitions of these, please see Medr's approach to monitoring):

- **on application:** providers seeking to register with Medr must include a declaration of their charitable status, including the provider's charity registration number (where relevant), the name and address of its charity regulator and how they communicate their charitable status to the public
- **independent sources of information:** Medr may from time to time monitor the charitable status of registered providers through the Charity Commission, and may also receive information from the Charity Commission on the status of providers
- **Reportable Events:** in instances where those events relate to the oversight of charitable status

Medr must remove a registered provider from the Higher Education Core category if Medr is satisfied that the registered provider is not a charity.

Providers with a prior record of non-compliance, deteriorating trends in data or identified as at risk of future non-compliance may be subject to increased scrutiny. Failure to comply with monitoring requirements will prompt further investigation and possible interventions.

Review and Amendment

Medr will regularly review this condition to ensure that it aligns with evolving sector needs, policy changes, and feedback from stakeholders.