

Annex B: Initial conditions of registration

Initial conditions of registration	Where to find the full text of the condition ¹	Which providers the condition applies to
Access and participation conditions²		
Condition A1	OfS regulatory framework, paragraphs 311 – 322	Providers applying in the Approved (fee cap) category and intending to charge higher fees
Condition A2	OfS regulatory framework, paragraphs 323 – 331	Providers applying in the Approved (fee cap) category and intending to charge basic fees Providers applying in the Approved category
Quality and standards conditions		
Condition B3	Regulatory framework, paragraphs 333s – 335D³	The initial condition will apply to your provider if, in our judgement, data showing your provider's performance against at least one indicator or split indicator exists, and that data relates to at least one of the preceding five years
Condition B7	Regulatory framework, paragraphs 363A – 363N⁴	Any provider that makes an application for registration on or after 1 May 2022
Condition B8	Regulatory framework, paragraphs 363O – 363BB⁵	Any provider that makes an application for registration on or after 1 May 2022

¹ The OfS regulatory framework is published at '[Securing student success: Regulatory framework for higher education in England](#)'.

² For providers that will not teach students on courses subject to the regulated undergraduate tuition fee regime, conditions A1 and A2 will not apply. If your provider is successfully registered and decides in future to offer such 'qualifying courses' to 'qualifying students', you would need to notify the OfS. You can find more information about courses that are subject to statutory fee limits at [Eligibility - Tuition Fee Loan - Full-time undergraduate - Products - SFE, Practitioners](#).

³ See [Condition B3: Student outcomes](#).

⁴ See [Condition B7: Quality](#).

⁵ See [Condition B8: Standards](#).

Initial conditions of registration	Where to find the full text of the condition ¹	Which providers the condition applies to
Treating students fairly		
Condition C5	Notice of determination of initial and general ongoing conditions of registration, and requirements for registration applications ⁶	All providers
Financial viability and sustainability condition		
Condition D	OfS regulatory framework, paragraphs 397 – 423	All providers
A set of governing documents and business plans		
Condition E7	Notice of determination of initial and general ongoing conditions of registration, and requirements for registration applications ⁷	All providers
Fraud and misuse of public funds		
Condition E8	Notice of determination of initial and general ongoing conditions of registration, and requirements for registration applications ⁸	All providers
Knowledge and expertise and fit and proper persons		
Condition E9	Notice of determination of initial and general ongoing conditions of registration, and requirements for registration applications ⁹	All providers

⁶ See [Regulatory framework for higher education in England](#).

⁷ See [Regulatory framework for higher education in England](#).

⁸ See [Regulatory framework for higher education in England](#).

⁹ See [Regulatory framework for higher education in England](#).