



# Further and Higher Education (Scotland) Act 2005

2005 asp 6

## PART 1

### FURTHER AND HIGHER EDUCATION ETC.

#### *Fundable bodies: miscellaneous*

#### **26 Academic freedom**

- (1) A fundable body must have regard to the desirability of—
  - (a) ensuring the academic freedom of relevant persons; and
  - (b) ensuring that the matters mentioned in subsection (2) are not adversely affected by the exercise of a relevant person's academic freedom.
- (2) Those matters are—
  - (a) the appointment held; and
  - (b) any entitlements or privileges enjoyed,by the relevant person at the fundable body.
- (3) In this section, a “relevant person” is a person who is engaged in—
  - (a) teaching, or the provision of learning, at a fundable body; or
  - (b) research at a fundable body.
- (4) For the purposes of this section, “academic freedom” includes freedom (within the law) to—
  - (a) hold and express opinion;
  - (b) question and test established ideas and received wisdom; and
  - (c) present controversial or unpopular points of view.