

EXPLANATORY NOTES

HIGHER EDUCATION GOVERNANCE (SCOTLAND) ACT 2016

INTRODUCTION

SUMMARY AND BACKGROUND

COMMENTARY ON SECTIONS

PART 1: GOVERNANCE ARRANGEMENTS

Chapter 1: Governing bodies Senior lay member of governing body

Section 1: Position of senior lay member

Section 2: Interaction with role of rector

Section 3: Relevant criteria and process

Section 4: Advertisement and application

Section 5: Interview of certain applicants

Section 6: When election to be arranged

Section 7: Election franchise and result

Section 8: Appointment and tenure

Section 9: Remuneration and conditions

Membership of governing body

Section 10: Composition of governing body

Section 11: Elections to governing body

Section 12: Nominations to governing body

Section 13: Resignation or removal from body

Section 14: Validity of body's proceedings

Chapter 2: Academic boards

Section 15: Composition of academic board

Section 16: Elections to academic board

Section 17: Validity of board's proceedings

Chapter 3: Key definitions

Section 18: Meaning of higher education institution

Section 19: Meaning of governing document

Section 20: Meaning of governing body

Section 21: Meaning of academic board

Section 22: References to students

PART 2: ACADEMIC FREEDOM

Section 23: Upholding academic freedom

PART 3: GENERAL PROVISIONS

Section 24: Ancillary regulations

Section 25: Consequential modifications

Section 26: Commencement

PARLIAMENTARY HISTORY