

Status: This version of this provision is prospective.

Changes to legislation: Higher Education (Freedom of Speech) Act 2023, Section 2 is up to date with all changes known to be in force on or before 25 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes



Higher Education (Freedom of Speech) Act 2023

2023 CHAPTER 16

Duties to protect freedom of speech

PROSPECTIVE

2 Duties of constituent institutions

After section A3 of the Higher Education and Research Act 2017 (inserted by section 1) insert—

“Duties of constituent institutions

A4 Duties of constituent institutions

- (1) Sections A1 to A3 apply in relation to the governing body of a constituent institution of a registered higher education provider as they apply in relation to the governing body of the provider.
- (2) Accordingly, in the application of those sections by virtue of subsection (1), references to “the provider” are to be read as references to the constituent institution.
- (3) The duties of the governing body of a constituent institution of a registered higher education provider under sections A1 to A3 do not affect the application of any initial or ongoing registration conditions imposed on the provider under Part 1 of this Act.
- (4) In this Part—

“constituent institution”, in relation to a registered higher education provider, means any constituent college, school, hall or other institution of the provider;

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“governing body”, in relation to a constituent institution of a registered higher education provider, has the same meaning as in Part 1 of this Act;

“member”, in relation to a constituent institution of a registered higher education provider, does not include a person who is a member of the institution solely because of having been a student of the institution.”

Commencement Information

II S. 2 not in force at Royal Assent, see [s. 13\(3\)](#)

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Changes and effects yet to be applied to :

- s. 2 coming into force by [S.I. 2024/566 reg. 2\(b\)](#)