

**Changes to legislation:** Higher Education Act 2004, SCHEDULE 6 is up to date with all changes known to be in force on or before 12 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

## SCHEDULES

### SCHEDULE 6 **E+W**

Section 49

#### CONSEQUENTIAL AMENDMENTS

##### *Public Records Act 1958 (c. 51)*

F1<sup>1</sup> .....

#### Textual Amendments

- F1** Sch. 6 para. 1 omitted (1.4.2018) by virtue of [Higher Education and Research Act 2017 \(c. 29\)](#), s. 124(5), [Sch. 11 para. 30\(5\)\(a\)](#); S.I. 2018/241, reg. 2(s) (with transitional and savings provisions in S.I. 2018/245, regs. 2, 3, 13-16)

##### *Parliamentary Commissioner Act 1967 (c. 13)*

- 2 In Schedule 2 to the Parliamentary Commissioner Act 1967 (departments etc. subject to investigation), insert at the appropriate place “ The Arts and Humanities Research Council. ”.

#### Commencement Information

- I1** Sch. 6 para. 2 in force at 16.12.2004 by [S.I. 2004/3255](#), [art. 2](#)

##### *Superannuation Act 1972 (c. 11)*

- 3 In Schedule 1 to the Superannuation Act 1972 (which lists the kinds of employment etc. to which a scheme under that Act can apply) omit “The Arts and Humanities Research Board”.

#### Commencement Information

- I2** Sch. 6 para. 3 in force at 1.4.2005 by [S.I. 2005/767](#), [art. 2](#)

##### *House of Commons Disqualification Act 1975 (c. 24)*

- 4 In Schedule 1 to the House of Commons Disqualification Act 1975 (offices disqualifying for membership), in Part 3 (other disqualifying offices) insert at the appropriate places— “ Chairman, Deputy Chairman or Chief Executive of the Arts and Humanities Research Council. ”, and <sup>F2</sup>...

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**Textual Amendments**

**F2** Words in [Sch. 6 para. 4](#) omitted (1.4.2018) by virtue of [Higher Education and Research Act 2017 \(c. 29\)](#), s. 124(5), [Sch. 11 para. 30\(5\)\(b\)](#); [S.I. 2018/241](#), reg. 2(s) (with transitional and savings provisions in [S.I. 2018/245](#), regs. 2, 3, 13-16)

**Commencement Information**

**I3** Sch. 6 para. 4 partly in force; Sch. 6 para. 4 in force for certain purposes at Royal Assent, see s. 52(1)  
**I4** Sch. 6 para. 4 in force in so far as not already in force at 16.12.2004 by [S.I. 2004/3255](#), [art. 2](#)

*Patents Act 1977 (c. 37)*

- 5 In section 41 of the Patents Act 1977 (amount of compensation awarded to employees in relation to patent for an invention), in subsection (3) after “Science and Technology Act 1965” insert “ or the Arts and Humanities Research Council (as defined by section 1 of the Higher Education Act 2004) ”.

**Commencement Information**

**I5** [Sch. 6 para. 5](#) in force at 16.12.2004 by [S.I. 2004/3255](#), [art. 2](#)

*Further Education Act 1985 (c. 47)*

- 6 In section 2 of the Further Education Act 1985 (power of local education authorities to supply goods or services through further or higher education institutions), in subsection (4)(a) after “Science and Technology Act 1965” insert “ or for the Arts and Humanities Research Council (as defined by section 1 of the Higher Education Act 2004) ”.

**Commencement Information**

**I6** [Sch. 6 para. 6](#) in force at 16.12.2004 by [S.I. 2004/3255](#), [art. 2](#)

*Teaching and Higher Education Act 1998 (c. 30)*

- 7 Omit section 26 of the 1998 Act (imposition of conditions as to fees at further or higher education institutions).

**Commencement Information**

**I7** [Sch. 6 para. 7](#) in force for specified purposes for W. at 7.7.2005 by [S.I. 2005/1833](#), [art. 4\(e\)](#)  
**I8** [Sch. 6 para. 7](#) in force at 14.1.2006 for E. by [S.I. 2006/51](#), [art. 2](#)  
**I9** [Sch. 6 para. 7](#) in force at 31.3.2011 for W. in so far as not already in force by [S.I. 2011/297](#), [art. 4\(g\)](#)

- 8 In section 28 of the 1998 Act (interpretation of Chapter 1 of Part 2), in subsection (1) omit the definitions of “fees” and “publicly-funded institution”.

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**Commencement Information**

- I10** Sch. 6 para. 8 in force at 14.1.2006 for E. by S.I. 2006/51, **art. 2**  
**I11** Sch. 6 para. 8 in force at 31.3.2011 for W. by S.I. 2011/297, **art. 4(h)**

9 In section 42 of the 1998 Act (orders and regulations), for subsection (5) substitute—

“(5) That subsection also does not apply to any other regulations under section 22 a draft of which has been laid before, and approved by a resolution of, each House of Parliament.”

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**Commencement Information**

- I12** Sch. 6 para. 9 in force at 14.1.2006 for E. by S.I. 2006/51, **art. 2**

*Freedom of Information Act 2000 (c. 36)*

10 In Schedule 1 to the Freedom of Information Act 2000 (public authorities for the purposes of the Act), in Part 6 (other public bodies and offices: general), insert at the appropriate places— “ The Arts and Humanities Research Council. ”, and <sup>F3</sup>...

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**Textual Amendments**

- F3** Words in Sch. 6 para. 10 omitted (1.4.2018) by virtue of Higher Education and Research Act 2017 (c. 29), s. 124(5), **Sch. 11 para. 30(5)(c)**; S.I. 2018/241, reg. 2(s) (with transitional and savings provisions in S.I. 2018/245, regs. 2, 3, 13-16)

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**Commencement Information**

- I13** Sch. 6 para. 10 partly in force; Sch. 6 para. 10 in force for certain purposes at Royal Assent, see s. 52(1)  
**I14** Sch. 6 para. 10 in force in so far as not already in force at 16.12.2004 by S.I. 2004/3255, **art. 2**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 11(1) s. 11 renumbered as s. 11(1) by [2022 asc 1 s. 128\(2\)\(a\)](#)
- s. 11(1)(a) words substituted by [2022 asc 1 Sch. 4 para. 16\(2\)](#)
- s. 11(2)-(5) inserted by [2022 asc 1 s. 128\(2\)\(b\)](#)
- s. 12(2A) inserted by [2022 asc 1 s. 128\(3\)\(a\)](#)
- Sch. 2 para. 3(2)(d) inserted by [2023 c. 16 Sch. para. 19](#)