



Counter-Terrorism and Security Act 2015

2015 CHAPTER 6

PART 5

RISK OF BEING DRAWN INTO TERRORISM

CHAPTER 1

PREVENTING PEOPLE BEING DRAWN INTO TERRORISM

31 Freedom of expression in universities etc

- (1) This section applies to a specified authority if it is the proprietor or governing body of—
 - (a) an institution that provides further education (within the meaning given by section 2(3) of the Education Act 1996), or
 - (b) an institution that provides courses of a description mentioned in Schedule 6 to the Education Reform Act 1988 (higher education courses).
- (2) When carrying out the duty imposed by section 26(1), a specified authority to which this section applies—
 - (a) must have particular regard to the duty to ensure freedom of speech, if it is subject to that duty;
 - (b) must have particular regard to the importance of academic freedom, if it is the proprietor or governing body of a qualifying institution.
- (3) When issuing guidance under section 29 to specified authorities to which this section applies, the Secretary of State—
 - (a) must have particular regard to the duty to ensure freedom of speech, in the case of authorities that are subject to that duty;
 - (b) must have particular regard to the importance of academic freedom, in the case of authorities that are proprietors or governing bodies of qualifying institutions.

Status: *This is the original version (as it was originally enacted).*

- (4) When considering whether to give directions under section 30 to a specified authority to which this section applies, the Secretary of State—
- (a) must have particular regard to the duty to ensure freedom of speech, in the case of an authority that is subject to that duty;
 - (b) must have particular regard to the importance of academic freedom, in the case of an authority that is the proprietor or governing body of a qualifying institution.
- (5) In this section—
- “the duty to ensure freedom of speech” means the duty imposed by section 43(1) of the Education (No. 2) Act 1986;
 - “academic freedom” means the freedom referred to in section 202(2)(a) of the Education Reform Act 1988;
 - “qualifying institution” has the meaning given by section 202(3) of that Act.