

**Changes to legislation:** Higher Education and Research Act 2017, Paragraph 2 is up to date with all changes known to be in force on or before 20 March 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 1

#### THE OFFICE FOR STUDENTS

##### *Membership*

- 2 (1) The OfS is to consist of the following members appointed by the Secretary of State—
- (a) a chair (“the chair”),
  - (b) the Chief Executive Officer,
  - (c) the Director for Fair Access and Participation, <sup>F1</sup>...
  - [<sup>F2</sup>(ca) the Director for Freedom of Speech and Academic Freedom, and]
  - (d) at least seven and not more than twelve other members (“the ordinary members”).
- (2) The Secretary of State must, in appointing the chair and the ordinary members, have regard to the desirability of the OfS's members (between them) having experience of—
- (a) representing or promoting the interests of individual students, or students generally, on higher education courses provided by higher education providers,
  - (b) providing higher education on behalf of an English higher education provider or being responsible for the provision of higher education by such a provider,
  - (c) employing graduates of higher education courses provided by higher education providers covering a range of academic and practical disciplines,
  - (d) promoting choice for consumers or other service users, and encouraging competition, in industry or another sector of society,
  - (e) creating, reviewing, implementing or managing a regulatory system in industry or another sector of society,
  - (f) managing or auditing the financial affairs of an organisation, and
  - (g) a broad range of the different types of English higher education providers.
- (3) But at least one of the ordinary members must have experience of representing or promoting the interests of individual students, or students generally, on higher education courses provided by higher education providers.
- (4) A person may not be appointed as a member of the OfS if the person is a civil servant.
- (5) In this Schedule, “civil servant” means a person employed in the civil service of the State.

#### Textual Amendments

- F1** Word in *Sch. 1 para. 2(1)(c)* omitted (14.8.2023) by virtue of [Higher Education \(Freedom of Speech\) Act 2023 \(c. 16\)](#), s. 13(3), [Sch. para. 12\(2\)\(a\)](#); S.I. 2023/809, reg. 2(d)

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**F2** Sch. 1 para. 2(1)(ca) inserted (14.8.2023) by Higher Education (Freedom of Speech) Act 2023 (c. 16), s. 13(3), **Sch. para. 12(2)(b)**; S.I. 2023/809, reg. 2(d)

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**Commencement Information**

**I1** Sch. 1 para. 2 in force at 1.1.2018 by S.I. 2017/788, **reg. 2(b)**

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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):

- Pt. A1 inserted by [2023 c. 16 s. 1](#)
- s. A4 and cross-heading inserted by [2023 c. 16 s. 2](#)
- s. A5A6 and cross-heading inserted by [2023 c. 16 s. 3](#)
- s. A7 and cross-heading inserted by [2023 c. 16 s. 4](#)
- s. 2(1)(aa)(ab) inserted by [2023 c. 16 s. 5\(1\)](#)
- s. 2(7A) inserted by [2023 c. 16 Sch. para. 2\(3\)](#)
- s. 8A inserted by [2023 c. 16 s. 6](#)
- s. 9(3A) inserted by [2022 c. 21 s. 16\(2\)](#)
- s. 10(3A) inserted by [2023 c. 40 s. 2\(2\)\(a\)](#)
- s. 10(6A) inserted by [2023 c. 40 s. 2\(2\)\(b\)](#)
- s. 10(7A) inserted by [2023 c. 40 s. 2\(2\)\(c\)](#)
- s. 10(7B)(7C) inserted by [2023 c. 40 s. 1\(2\)\(b\)](#)
- s. 11(1A)(1B) inserted by [2023 c. 40 s. 2\(3\)\(b\)](#)
- s. 11(2)(2A) substituted for s. 11(2) by [2023 c. 40 s. 2\(3\)\(c\)](#)
- s. 31(1)(1A) substituted for s. 31(1) by [2023 c. 40 s. 2\(4\)\(a\)](#)
- s. 31(2A)(2B) inserted by [2023 c. 40 s. 2\(4\)\(c\)](#)
- s. 31(4) inserted by [2023 c. 40 s. 4\(4\)\(e\)](#)
- s. 67B(3A) inserted by [2023 c. 16 Sch. para. 5\(3\)](#)
- s. 67C(3) inserted by [2023 c. 16 Sch. para. 6](#)
- s. 69A and cross-heading inserted by [2023 c. 16 s. 5\(2\)](#)
- s. 69C inserted by [2023 c. 16 s. 8\(1\)](#)
- s. 73(1A) inserted by [2023 c. 16 Sch. para. 7\(3\)](#)
- s. 73(4A) inserted by [2023 c. 16 Sch. para. 7\(6\)](#)
- s. 85(1A) inserted by [2022 c. 21 s. 16\(4\)\(b\)](#)
- s. 119(2)(ha)(hb) inserted by [2023 c. 40 s. 2\(6\)](#)
- Sch. 2 para. 5(4) inserted by [2023 c. 40 s. 2\(7\)](#)
- Sch. 2 para. 1-1I substituted for Sch. 2 para. 1 by [2023 c. 40 s. 1\(4\)](#)
- Sch. 6A inserted by [2023 c. 16 s. 8\(2\)](#)
- Sch. 7 para. 4(5) inserted by [2023 c. 16 Sch. para. 13\(6\)](#)