



# 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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*Status: This version of this provision is prospective.*

*Changes to legislation: There are currently no known outstanding effects for the Higher Education (Freedom of Speech) Act 2023, Section 2. (See end of Document for details)*

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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.”

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**Commencement Information**

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

**Status:**

This version of this provision is prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Higher Education (Freedom of Speech) Act 2023, Section 2.