

# Higher Education (Freedom of Speech) Bill

---

## AMENDMENTS TO BE MOVED ON REPORT

---

### Clause 3

LORD COLLINS OF Highbury  
BARONESS THORNTON

Page 6, line 13, at end insert—

- “(6) The Secretary of State must, within three months of the passing of the Higher Education (Freedom of Speech) Act 2022, publish guidance on how students’ unions can comply with Part A1.
- (7) This guidance must be written in plain English, comprehensible to young people with no legal training.”

### Clause 9

LORD COLLINS OF Highbury  
BARONESS THORNTON

Page 12, line 41, after “provider” insert “or the governing body of a constituent institution”

#### ***Member’s explanatory statement***

*This amendment would make provision for collegiate universities, making clear that a governing body of a college – rather than their overarching provider – should report information under Clause 9.*

LORD COLLINS OF Highbury  
BARONESS THORNHILL

Page 13, leave out lines 6 and 7 and insert—

- “(4A) Information may only be required under this section where the OfS considers there to be reasonable grounds to suspect a breach of the governing body’s or students’ union’s freedom of speech duties under section A1 (duty to take steps to secure freedom of speech: registered higher education providers), A4 (duties of constituent institutions) or A5 (duty to take steps to secure freedom of speech: students’ unions).”

**Member's explanatory statement**

*This amendment is intended to make the OfS' power to gather information more proportionate, and prevent commercially sensitive information becoming subject to freedom of information requests through the regulator having requested it.*

LORD COLLINS OF HIGHBURY  
BARONESS THORNTON

Page 13, line 16, leave out "or commercial"

**Member's explanatory statement**

*This amendment would prevent universities having to disclose sensitive commercial information to the OfS, and independent trading entities (e.g. a University Press) being forced to violate commercial contracts not governed by UK law.*

**Clause 10**

LORD COLLINS OF HIGHBURY  
BARONESS THORNTON

Page 15, line 11, at end insert –

- “(1A) The appointment of the Free Speech Director is subject to a confirmatory resolution of the relevant Select Committee of the House of Commons.
- (1B) The person appointed as the Free Speech Director must present a report to Parliament no later than 31 December 2023, and once a year thereafter.
- (1C) The report must include an assessment of –
  - (a) the impact the role is having,
  - (b) the implementation of the Higher Education (Freedom of Speech) Act 2022, and
  - (c) the state of freedom of speech at the providers encompassed by that Act.”

# Higher Education (Freedom of Speech) Bill

---

AMENDMENTS  
TO BE MOVED  
ON REPORT

---

*28 November 2022*

---