

Higher Education (Freedom of Speech) Bill

MARSHALLED LIST OF MOTIONS TO BE MOVED ON CONSIDERATION OF A COMMONS REASON

[The page and line references refer to HL Bill 30, the bill as first printed for the Lords]

MOTION A

Clause 4

LORDS AMENDMENT 10

10 Leave out Clause 4

COMMONS REASON

The Commons disagree to Lords Amendment 10 for the following Reason –

10A *Because they consider civil proceedings to be an important means of obtaining a remedy for breach of duties imposed by the Bill.*

A Earl Howe to move, That this House do not insist on its Amendment 10, to which the Commons have disagreed for their Reason 10A.

A1 Lord Willetts to move, as an amendment to Motion A, at end insert “and do propose the following amendments to the words so restored to the Bill –

10B Page 6, line 22, after “A1” insert “that causes the person to sustain loss”

10C Page 6, line 25, after “A1” insert “that causes the person to sustain loss”

10D Page 6, line 27, after “A5” insert “that causes the person to sustain loss”

10E Page 6, line 27, at end insert –

- “(2) A person may bring proceedings under subsection (1) only if –
- (a) the person has brought a complaint relating to the same subject matter as the proceedings under a relevant complaints scheme, and
 - (b) a decision has been made under that scheme as to the extent to which the complaint was justified.
- (3) Each of the following is a “relevant complaints scheme” –
- (a) the scheme provided by virtue of Schedule 6A (the free speech complaints scheme), and

- (b) the scheme for the review of qualifying complaints (within the meaning of section 12 of the Higher Education Act 2004) that is provided by the designated operator (within the meaning of section 13(5)(b) of that Act).”

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20 March 2023

PUBLISHED BY AUTHORITY OF THE HOUSE OF LORDS