



# Higher Education Act 2004

## 2004 CHAPTER 8

### PART 3

#### STUDENT FEES AND FAIR ACCESS

##### *Plans authorising fees of more than basic amount*

### 32 General duties of relevant authority

- (1) The Director must perform his functions under this Part in such a way as to promote and safeguard fair access to higher education (including part-time higher education in so far as his functions are exercisable in relation to it).
- (2) In the performance of his functions under this Part, the Director has a duty to protect academic freedom including, in particular, the freedom of institutions—
  - (a) to determine the contents of particular courses and the manner in which they are taught, supervised or assessed, and
  - (b) to determine the criteria for the admission of students and apply those criteria in particular cases.
- (3) The Director must, in the performance of his functions under this Part, have regard to any guidance given to him by the Secretary of State.
- (4) The relevant authority in relation to Wales must, in the performance of the functions that are conferred on it by this Part as the relevant authority, have regard to any guidance given to it by the Assembly.

#### Commencement Information

- I1** S. 32 partly in force; s. 32(1) in force at Royal Assent, see s. 52(1)  
**I2** S. 32(2)(3) in force for E. at 1.11.2004 by S.I. 2004/2781, art. 2

**Status:**

Point in time view as at 07/07/2005. This version of this provision has been superseded.

**Changes to legislation:**

Higher Education Act 2004, Section 32 is up to date with all changes known to be in force on or before 19 April 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.