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STATUTORY INSTRUMENTS

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**2018 No. 1054 (C. 82)**

**EDUCATION  
SCIENTIFIC RESEARCH**

**The Higher Education and Research Act 2017  
(Commencement No. 4) Regulations 2018**

*Made - - - - 9th October 2018*

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 124(5) and (6) of the Higher Education and Research Act 2017<sup>(1)</sup>.

**Citation**

1. These Regulations may be cited as the Higher Education and Research Act 2017 (Commencement No. 4) Regulations 2018.

**Commencement of provisions**

2. The following provisions of the Higher Education and Research Act 2017 come into force on 31st October 2018—

- (a) section 109(1) (except paragraphs (e) and (g));
- (b) section 109(2) to the extent it applies to any research council which ceases to exist by virtue of paragraph (a);
- (c) section 122(2) to the extent it applies to paragraph (d);
- (d) in Schedule 12 (minor and consequential amendments relating to Part 3)—
  - (i) paragraph 3 (except the entry for the Medical Research Council);
  - (ii) paragraph 4 (except to the extent it applies to either or both of the Medical Research Council or the Science and Technology Facilities Council);
  - (iii) paragraph 5 (except to the extent it applies to the Medical Research Council and the Science and Technology Facilities Council);
  - (iv) paragraph 11 (except the entries for the Chair or Chief Executive of the Science and Technology Facilities Council and the Chairman, Deputy Chairman or Chief Executive of the Medical Research Council);

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(1) 2017 c. 29

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- (v) paragraph 12 (except to the extent it applies to the Medical Research Council and the Science and Technology Facilities Council);
- (vi) paragraph 16(5) and (6);
- (vii) paragraph 17;
- (viii) paragraph 19;
- (ix) paragraph 24(4)(a).

9th October 2018

*Sam Gyimah*  
Minister of State  
Department for Business, Energy and Industrial  
Strategy

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations are the fourth commencement Regulations made under the Higher Education and Research Act 2017 (c. 29)

The commencement of section 109(1) (except paragraphs (e) and (g)) causes each of the listed research councils except the Medical Research Council and the Science and Technology Facilities Council to cease to exist.

The commencement of section 109(2) causes the Royal Charters (and any supplemental Royal Charter) of each of the research councils listed at section 109(1) (except the Medical Research Council and the Science and Technology Facilities Council) to be revoked.

Minor and consequential provisions in Schedule 12 are also commenced.

These provisions are commenced on 31st October 2018.

## NOTE AS TO EARLIER COMMENCEMENT REGULATIONS

*(This note is not part of the Regulations)*

The following provisions of the Higher Education and Research Act 2017 have been brought into force by Commencement Regulations made before the date of these Regulations.

| <i>Provision</i>                          | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|-----------------------------|-----------------|
| Section 1                                 | 1st January 2018            | 2017/788        |
| Section 2                                 | 1st January 2018            | 2017/1146       |
| Section 3(1), (7), (8) and (10) partially | 1st January 2018            | 2017/1146       |
| Section 3 (for all remaining purposes)    | 1st April 2018              | 2018/241        |
| Sections 4 to 12                          | 1st April 2018              | 2018/241        |
| Section 13(1), (2) and (3) partially      | 1st January 2018            | 2017/1146       |
| Section 13 (for all remaining purposes)   | 1st April 2018              | 2018/241        |
| Section 14                                | 1st April 2018              | 2018/241        |
| Sections 16 to 17                         | 1st April 2018              | 2018/241        |
| Sections 16 to 17                         | 1st April 2018              | 2018/241        |
| Section 18 partially                      | 1st April 2018              | 2018/241        |
| Sections 19 to 20                         | 1st April 2018              | 2018/241        |
| Section 22                                | 1st April 2018              | 2018/241        |
| Section 23 partially                      | 1st January 2018            | 2017/1146       |
| Section 23 (for all remaining purposes)   | 1st April 2018              | 2018/241        |

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| <i>Provision</i>                        | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|-----------------------------|-----------------|
| Section 24                              | 1st April 2018              | 2018/241        |
| Section 25                              | 1st January 2018            | 2017/1146       |
| Section 26                              | 1st January 2018            | 2017/1146       |
| Section 27                              | 1st January 2018            | 2017/1146       |
| Section 28                              | 1st April 2018              | 2018/241        |
| Section 29(2) partially and (4)         | 1st January 2018            | 2017/1146       |
| Section 29 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Section 30 partially                    | 1st January 2018            | 2017/1146       |
| Section 30 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Section 31 partially                    | 1st January 2018            | 2017/1146       |
| Section 31 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Section 32 partially                    | 1st January 2018            | 2017/1146       |
| Section 32 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Sections 34 to 35                       | 1st April 2018              | 2018/241        |
| Section 36 partially                    | 1st January 2018            | 2017/1146       |
| Section 36 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Section 37                              | 1st April 2018              | 2018/241        |
| Section 42 (1) and (3) partially        | 1st January 2018            | 2017/1146       |
| Section 42 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Section 43                              | 1st April 2018              | 2018/241        |
| Section 44(5) partially                 | 1st January 2018            | 2017/1146       |
| Section 44 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Section 45 (1) and (7) partially        | 1st January 2018            | 2017/1146       |
| Section 45 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Section 46 partially                    | 1st January 2018            | 2017/1146       |
| Section 46 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Sections 47 to 49                       | 1st April 2018              | 2018/241        |
| Sections 53 to 55                       | 1st April 2018              | 2018/241        |
| Sections 58 to 61                       | 1st April 2018              | 2018/241        |
| Section 62(1) to (4)                    | 1st January 2018            | 2017/1146       |
| Section 63                              | 1st January 2018            | 2017/1146       |
| Section 64 partially                    | 1st January 2018            | 2017/1146       |
| Section 64 (for all remaining purposes) | 1st April 2018              | 2018/241        |
| Section 65 partially                    | 1st January 2018            | 2017/1146       |

| <i>Provision</i>                                    | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|-----------------------------|-----------------|
| Section 65 (for all remaining purposes)             | 1st April 2018              | 2018/241        |
| Section 66(1) partially                             | 1st January 2018            | 2017/1146       |
| Section 66(2)(a)                                    | 1st January 2018            | 2017/1146       |
| Section 66 (for all remaining purposes)             | 1st April 2018              | 2018/241        |
| Section 75  | 1st January 2018            | 2017/1146       |
| Section 76  | 1st April 2018              | 2018/241        |
| Section 77  | 1st January 2018            | 2017/1146       |
| Section 78  | 1st January 2018            | 2017/1146       |
| Sections 79 to 82                                   | 1st April 2018              | 2018/241        |
| Section 83  | 1st January 2018            | 2017/1146       |
| Section 84  | 1st April 2018              | 2018/241        |
| Section 85(1) to (3)                                | 1st January 2018            | 2017/1146       |
| Section 85 (for all remaining purposes)             | 1st April 2018              | 2018/241        |
| Sections 88 and 89 partially                        | 1st April 2018              | 2018/241        |
| Sections 91 to 108                                  | 30th March 2018             | 2018/241        |
| Section 109(3) and (4)                              | 30th March 2018             | 2018/241        |
| Section 111   | 30th March 2018             | 2018/241        |
| Sections 112 to 114                                 | 1st April 2018              | 2018/241        |
| Section 118   | 1st January 2018            | 2017/1146       |
| Section 122(1) and (2) partially                    | 1st April 2018              | 2018/241        |
| Schedule 1  | 1st January 2018            | 2017/788        |
| Schedule 2  | 1st April 2018              | 2018/241        |
| Schedule 4 Part 1, paragraph 7 of Part 2 and Part 3 | 1st January 2018            | 2017/1146       |
| Schedule 4 Part 2 (for all remaining purposes)      | 1st April 2018              | 2018/241        |
| Schedule 5  | 1st April 2018              | 2018/241        |
| Schedule 6 Part 1 and 3                             | 1st January 2018            | 2017/1146       |
| Schedule 9  | 30th March 2018             | 2018/241        |
| Schedule 10   | 1st January 2018            | 2017/1146       |
| Schedule 11 partially                               | 1st April 2018              | 2018/241        |
| Schedule 12 partially                               | 1st April 2018              | 2018/241        |