



## ANALYSIS

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1977, No. 40

**An Act to amend the Lincoln College Act 1961**

[12 October 1977

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

**1. Short Title**—This Act may be cited as the Lincoln College Amendment Act 1977, and shall be read together with and deemed part of the Lincoln College Act 1961 (hereinafter referred to as the principal Act).

**2. Constitution of Council**—(1) Section 6 of the principal Act is hereby amended by repealing subsections (2) and (3), and substituting the following subsections:

“(2) The Council shall comprise:

“(a) One member to be appointed by the Governor-General:

“(b) The Principal:

“(c) The Vice-Principal:

“(d) One member, being a member of the House of Representatives, to be elected by the members of the House of Representatives following each general election:

- “(e) One member to be appointed by the Council of the University of Canterbury:
- “(f) Such number of members (not exceeding 4) as the Council from time to time thinks fit, to be appointed by the Council, which members shall each hold office for such term not exceeding 3 years as the Council may specify when making the appointment:
- “(g) Three members to be elected by—
- “(i) Those graduates of the University of New Zealand; and
  - “(ii) Those graduates of the University of Canterbury—  
whose names are on the books of the College, and—
  - “(iii) Those persons holding diplomas granted by the College; and
  - “(iv) Such other persons and classes of person as the Council may from time to time determine, being persons who have completed courses at the College extending over not less than one academic year:
- “(h) Four members to be appointed by Federated Farmers of New Zealand (Incorporated) on the basis of areas from time to time defined by the Council:
- “(i) One member, being a member of the Professorial Board, to be appointed by the Professorial Board:
- “(j) One member, being a member of the Professorial Board, elected by the permanent staff of the College as from time to time defined by the Council:
- “(k) For so long as he may be enrolled as a candidate for a degree or other academic qualification of the College or the University of Canterbury, the President for the time being of the Lincoln College Students’ Association Incorporated:
- “Provided that for the purposes of this paragraph a person shall be deemed to continue to be enrolled as aforesaid:
  - “(i) If he is awarded or becomes eligible for the award of a degree or academic qualification of the College or the University of Canterbury; or
  - “(ii) If he voluntarily suspends his enrolment as aforesaid in order to devote himself to his duties as President.”

(2) Section 6 (4) of the principal Act is hereby consequentially amended by omitting the expression “paragraph (c) of subsection (2)”, and substituting the expression “subsection (2) (d)”.

(3) Section 6 (5) of the principal Act is hereby consequentially repealed.

(4) Section 8 (4) of the principal Act is hereby consequentially amended by inserting, after the expression “paragraph (e)”, the expression “or paragraph (k)”.

(5) Section 9 of the principal Act is hereby consequentially amended by omitting the words “paragraph (b) of subsection (2) of section 6 of this Act, unless he is a member appointed by the Professorial Board, a member elected by the lecturers who are not members of the Professorial Board, or a member appointed by the University of Canterbury”, and substituting the words “paragraph (b), paragraph (c), paragraph (e), paragraph (i), or paragraph (j), of section 6 (2) of this Act”.

(6) Section 25 (1) of the principal Act is hereby consequentially amended by repealing the proviso, and substituting the following proviso:

“Provided that no member of the Council by virtue of, or elected or appointed under, any of paragraphs (b), (c), (i), (j), or (k) of section 6 (2) of this Act shall so be elected.”

**3. Appointment of professors, lecturers, etc.**—Section 18 of the principal Act is hereby amended by repealing paragraph (b), and substituting the following paragraph:

“(b) To appoint, upon such conditions, for such term, and upon such notice, as it thinks fit, all professors, lecturers, teachers, officers, and servants of the College and of all other institutions controlled by the Council:

“Provided that the Vice-Chancellor of the University of Canterbury or his nominee shall be a member of any committee set up by the Council to consider and report with respect to any appointment to any Chair:”.

**4. Admission of students**—(1) Section 24 (2) of the principal Act is hereby amended by repealing paragraph (f), and substituting the following paragraph:

“(f) Insufficiency of accommodation or of teachers in the College or in a faculty, department, class, or course of the College:

“Provided that the Council shall exercise its power under this paragraph in accordance with criteria and procedures prescribed from time to time by it after consultation with the University Grants Committee.”

(2) Section 24 (3) of the principal Act is hereby consequentially amended by omitting the words “or department of the College shall be deemed to exist, and the maximum number of students who may be admitted to any course or class”, and substituting the words “, department, class, or course of the College shall be deemed to exist, and the maximum number of students who may be admitted to any faculty, department, course, or class”.

**5. Constitution of Professorial Board**—Section 30 (2) of the principal Act is hereby amended by adding the following paragraphs:

“(f) The College Librarian:

“(g) One member, to be appointed by the Council on the recommendation of the Lincoln College Students’ Association Incorporated, who shall be, at the time of his appointment, enrolled for a degree or diploma as a full-time or part-time internal student of the University of Canterbury or the College; and every person appointed under this paragraph shall hold office for such term as may be specified by the Board at the time he is appointed but may from time to time be re-appointed.”

**6. Functions of Professorial Board**—Section 34 (3) of the principal Act is hereby amended by omitting from the proviso the words “, whose decision shall be final”, and substituting the words “; and the decision of the Council or, as the case may be, of a committee of the Council set up pursuant to this Act to consider the appeal, shall be final”.