

[AS REPORTED FROM THE EDUCATION COMMITTEE]

House of Representatives, 20 September 1961

Words struck out by the Education Committee are shown in italics within bold round brackets; words inserted are shown in roman underlined with a double rule.

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE]

House of Representatives, 17 October 1961

Words inserted by the Committee of the Whole are shown in roman underlined with a treble rule.

Hon. Mr Tennent

UNIVERSITY OF CANTERBURY

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A BILL INTITULED

An Act to consolidate and amend certain enactments of the General Assembly relating to the University of Canterbury

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, 5
as follows:

1. Short Title and Commencement—(1) This Act may be cited as the University of Canterbury Act 1961.

(2) This Act shall come into force on the first day of January, nineteen hundred and sixty-two. 10

2. Interpretation—In this Act, unless the context otherwise requires,—

“The Chancellor” means the Chancellor of the University of Canterbury elected under this Act:

“The Council” means the Council of the University of Canterbury: 15

“Financial year” means the financial year of the University fixed by the Council with the concurrence of the University Grants Committee:

“General course of study” means the structure of any course for a degree or other academic qualification and the subjects of study in the course; and includes the content of any subject in the course, any set works or periods to be studied, the extent and nature of any practical work required for any such subject, any prerequisites to the course or to the subjects of study in the course, and the types of examination: 20 25

5 “Lecturer” means a member of the staff of the University of Canterbury who is in terms of his appointment an associate professor, a reader, a senior lecturer, or a lecturer of the University; and includes such other persons and classes of persons as the Council from time to time determines:

10 “Personal course of study” means the subjects which an individual student selects for a degree or other academic qualification in accordance with the general course of study for the time being prescribed for all students for the degree or other academic qualification:

15 “The Pro-Chancellor” means the Pro-Chancellor of the University of Canterbury elected under this Act:

“Professor” means a professor of the University of Canterbury; but does not include an associate professor:

20 “The Professorial Board” means the Professorial Board of the University of Canterbury:

“The Registrar” means the Registrar of the University of Canterbury:

“The University” means the University of Canterbury constituted under this Act:

25 “The Vice-Chancellor” means the Vice-Chancellor and Rector of the University of Canterbury appointed under this Act.

Cf. 1933, No. 27, s. 2

30 **3. Constitution of the University**—(1) For the advancement of knowledge and the dissemination and maintenance thereof by teaching and research there shall be in the Canterbury University District a University to be called the University of Canterbury.

35 (2) The University shall consist of the Council, the professors emeriti, the professors, lecturers, Registrar, and librarian of the University for the time being in office, the graduates and undergraduates of the University, the graduates of the University of New Zealand whose names are for the time being on the register of the Court of Convocation of the Canterbury University District, and such other
40 persons and classes of persons as the Council may from time to time determine.

(3) The University shall be a body corporate with perpetual succession and a common seal, and may hold real and personal property, and sue and be sued, and do and suffer all that bodies corporate may do and suffer.

(4) The University established under this Act is hereby declared to be the same institution as the institution of that name existing immediately before the commencement of this Act under the University of Canterbury Act 1933 (as amended by the University of Canterbury Amendment Act 1957), which institution was originally established under the name of the Canterbury College under the Canterbury College Ordinance 1873.

Cf. 1933, No. 27, s. 3

4. University District and Court of Convocation—(1) For the purposes of this Act there shall be a district to be called the Canterbury University District, having the boundaries set out in the First Schedule to this Act.

(2) The boundaries of the Canterbury University District may be altered from time to time by the Governor-General by Order in Council.

(3) There shall be a Court of Convocation for the Canterbury University District.

(4) The said Court of Convocation shall consist of the persons whose names are enrolled on a register to be kept by the Registrar.

(5) The Council may from time to time make statutes or regulations for the keeping of the register of the Court of Convocation, which statutes or regulations may include provisions prescribing the persons and classes of persons who are eligible for membership of the said Court of Convocation, the circumstances in which, and the conditions (whether as to payment of fee or otherwise) on which, persons are entitled to have their names enrolled on the register of the said Court; and, subject to this Act and to the said statutes or regulations, if any, the said Court shall have power to make such rules for the conduct of its business as it thinks fit, and until rules governing its meetings are so made shall meet at such times and places as the Council may determine.

(6) The said Court may make representations to the Council on any matter concerning the interests of the University.

Cf. 1956, No. 20, s. 3

5. Visitor of the University—The Governor-General shall be the Visitor of the University, and shall have all the powers and functions usually possessed by Visitors.

Cf. 1933, No. 27, s. 4

5

The Council

6. Constitution of Council—(1) There shall be a Council of the University, to be called the Council of the University of Canterbury.

(2) The Council shall consist of:

10

(a) The Mayor of Christchurch:

(b) The Vice-Chancellor or, while there is no Vice-Chancellor in office or during the absence or incapacity of the Vice-Chancellor,—

15

(i) The Acting Vice-Chancellor; or

(ii) While there is no Acting Vice-Chancellor in office or during the absence or incapacity of the Acting Vice-Chancellor, the Deputy Chairman of the Professorial Board:

20

(c) Three members to be appointed by the Governor-General:

(d) Such number of members (not exceeding three) as the Council from time to time thinks fit to be appointed by the Council:

25

(e) One member to be appointed by the Lincoln College Council:

(f) Six members to be elected by the Court of Convocation for the Canterbury University District:

30

(g) One member to be elected by the governing bodies of State secondary and technical schools and such registered private secondary schools as the Council may from time to time determine, being in all cases schools within the Canterbury University District, each governing body to have one vote for the purposes of any such election:

35

(h) Three professors to be elected by the Professorial Board:

Provided that, while any member of the Council appointed under this paragraph is the Acting Vice-Chancellor, the Professorial Board may from time to time appoint another member of the Professorial Board to be a deputy member of the Council:

40

(i) One member, being a teacher of the University below the rank of professor, to be elected by the lecturers of the University.

(3) Upon any person completing two consecutive terms each of approximately three years as a member of the Council appointed under paragraph (d) of subsection (2) of this section, he shall cease to be eligible for reappointment under that paragraph until after the lapse of one year during which he did not hold office as a member of the Council appointed under that paragraph. 5

(4) Every deputy member of the Council appointed under the proviso to paragraph (h) of subsection (2) of this section shall— 10

(a) Act under that paragraph as a member of the Council in the place of the member who is the Acting Vice-Chancellor at any time while the Acting Vice-Chancellor is a member of the Council by virtue of paragraph (b) of the said subsection (2): 15

(b) Hold office as a deputy member for the Council until the expiration of the term for which the Acting Vice-Chancellor has been appointed as a representative of the Professorial Board under the said paragraph (h), or until either the Acting Vice-Chancellor or the deputy member dies or ceases to be a member of the Professorial Board or until the deputy member resigns that office whichever first occurs. 20

7. Transitional provisions—Notwithstanding the reconstitution of the Council by section 6 of this Act,— 25

(a) Every member of the Council who was in office immediately before the commencement of this Act shall, unless he sooner vacates his office under subsection (1) of section 11 of this Act, continue in office as a member of the Council until the expiration of the term for which he was elected or appointed, but if he so vacates office the casual vacancy so arising shall be filled as if all the other provisions of this Act had not been passed. The current term of office of each member shall be computed from the actual date of its commencement: 30 35

- 5 (b) The provisions of this Act shall apply to those of the last-mentioned members of the Council who were elected or appointed under paragraphs (g) and (h) of section 5 of the University of Canterbury Act 1933 (as substituted by section 5 of the University of Canterbury Amendment Act 1957) as if they had been elected under paragraphs (h) and (i) respectively of subsection (2) of section 6 of this Act:
- 10 (c) The first member of the Council appointed by the Lincoln College Council shall come into office at the commencement of this Act or as soon thereafter as he is appointed:
- 15 (d) Upon the expiry in the year nineteen hundred and sixty-two of the term of office of one of the members of the Council elected by such of the members of the House of Representatives as for the time being represent electoral districts within the Canterbury University District, that member of the Council shall forthwith go out of office, and shall not be replaced; and the member to be elected under paragraph (g) of subsection (2) of section 6 of this Act shall then for the first time following his election under that paragraph become a member of the Council:
- 20
- 25 (e) Upon the expiry in the year nineteen hundred and sixty-two of the term of office of the primary teachers' representative on the Council elected under paragraph (c) of subsection (2) of the said section 5 of the University of Canterbury Act 1933, that member of the Council shall forthwith go out of office, and shall not be replaced; and the third member to be elected under paragraph (h) of subsection (2) of section 6 of this Act shall then
- 30
- 35 for the first time following his election under that paragraph become a member of the Council:

- (f) Upon the expiry in the year nineteen hundred and sixty-two of the term of office of the member of the Council appointed by the Executive of the Canterbury University Students' Association (Incorporated), that member of the Council shall forthwith go out of office, and shall not be replaced; and the Council may then appoint the first member under paragraph (d) of subsection (2) of section 6 of this Act, who shall then for the first time following his appointment under that paragraph become a member of the Council: 5 10
- (g) Upon the expiry in the year nineteen hundred and sixty-three of the term of office of the remaining member of the Council elected by such of the members of the House of Representatives as for the time being represent electoral districts within the Canterbury University District, that member of the Council shall forthwith go out of office, and shall not be replaced; and the Council may then appoint the second member under paragraph (d) of subsection (2) of section 6 of this Act, who shall then for the first time following his appointment under that paragraph become a member of the Council: 15 20
- (h) Upon the expiry in the year nineteen hundred and sixty-four of the term of office of the post-primary teachers' representative on the Council elected under paragraph (d) of subsection (2) of the said section 5 of the University of Canterbury Act 1933, that member of the Council shall forthwith go out of office, and shall not be replaced; and the sixth member to be elected under paragraph (f) of subsection (2) of section 6 of this Act shall then for the first time become a member of the Council: 25 30
- (i) Upon the expiry in the year nineteen hundred and sixty-four of the term of office of the member of the Council appointed by the Canterbury Education Board, that member shall forthwith go out of office, and shall not be replaced; and the Council may then appoint the third member under paragraph (d) of subsection (2) of section 6 of this Act, who shall then for the first time following his appointment under that paragraph become a member of the Council. 35 40

8. **Term of office**—(1) Except as otherwise provided in this Act every elected or appointed member of the Council shall hold office for a term of three years, but (except as provided in subsection (3) of section 6 and in section 10 of this Act)
5 may from time to time be re-elected or reappointed.

(2) The first member to be appointed by the Lincoln College Council shall hold office for a term ending with the thirtieth day of June, nineteen hundred and sixty-two.

10 (3) Notwithstanding anything to the contrary in any provision of this Act except section 7, every elected or appointed member of the Council, other than a member appointed under paragraph (d) of subsection (2) of section 6 of this Act,
15 unless he sooner vacates his office under section 11 of this Act, shall continue to hold office until his successor comes into office.

(4) The appointment of a member of the Council to replace a member due to retire in any year shall be made not later than the third Monday in June in that year.

20 (5) The election of a member of the Council to replace a member due to retire in any year shall be held on the second Monday in June in that year.

(6) Except in the case of elections or appointments to fill casual vacancies, members elected or appointed shall come into office on the first day of July next following the date
25 specified in this section for their election or appointment.

(7) If at the time prescribed by this Act for the election or appointment of any member or members, no member or members or insufficient members are elected or appointed,
30 the Council may itself appoint a suitable person in the place of the member who should have been elected or appointed.

9. **Employees as Council members**—(1) No person in the employment of the University or of Lincoln College shall be eligible for office as a member of the Council, (*unless he is the Vice-Chancellor or*) otherwise than under paragraph (a) or paragraph (b) of subsection (2) of section 6 of this Act,
35 unless he is a member elected by the Professorial Board or the lecturers:

40 Provided that the Council may pay to any member for the time being of the Council who has acted, at the request of the Council, as an examiner, assessor, or moderator in any subject or examination a fee or stipend determined in accordance with paragraph (c) of section 18 of this Act; and no person to whom any such fee or stipend is paid shall be ineligible as aforesaid:

Provided also that no person shall be ineligible as aforesaid by reason of any other employment by the University if the amount paid to him in any financial year in respect of that employment does not exceed four hundred pounds.

(2) A member of the Council who is in the employment of the University shall not be entitled to vote on any question before the Council or any committee of the Council which directly affects his salary or in which he, either alone or in common with other members of the staff, has a direct pecuniary interest.

Cf. 1933, No. 27, s. 7

10. Disqualification of members of Council—The following persons shall be incapable of being elected or appointed to be members of the Council:

- (a) A mentally defective person within the meaning of the Mental Health Act 1911:
- (b) A bankrupt who has not obtained his order of discharge or whose order of discharge has been suspended for a term not yet expired or is subject to conditions not yet fulfilled:
- (c) A person convicted of any offence punishable by imprisonment, unless he has received a free pardon or has served his sentence or otherwise suffered the penalty imposed on him.

11. Casual vacancies in Council—(1) If the Chancellor or the Pro-Chancellor or any elected or appointed member of the Council—

- (a) Dies; or
- (b) Resigns his office by writing under his hand delivered to the Registrar; or
- (c) Is absent without leave from three consecutive meetings of the Council; or
- (d) Becomes ineligible for election or appointment to the Council under the provision of this Act under which he was elected or appointed; or
- (e) Becomes a mentally defective person within the meaning of the Mental Health Act 1911; or
- (f) Is adjudged a bankrupt; or
- (g) Is convicted of any offence punishable by imprisonment,—

he shall thereupon cease to be a member, and the vacancy thereby created shall be deemed to be a casual vacancy.

(2) If any elected or appointed member of the Council becomes the Mayor of Christchurch or the Vice-Chancellor, a casual vacancy shall arise in respect of the office previously held by him.

5 (3) Every casual vacancy in the office of an elected or appointed member of the Council (other than a member appointed by the Council under paragraph (d) of subsection (2) of section 6 of this Act) shall, as soon as practicable, be filled by the election or appointment of a new member
10 in the same manner as in the case of the vacating member, and the member elected or appointed to fill any casual vacancy shall hold office for only the residue of the term of the vacating member.

Cf. 1933, No. 27, s. 9

15 **12. Proceedings of Council not affected by vacancies, etc.—**

No act or proceeding of the Council, or of any committee thereof, or of any person acting as a member of the Council, shall be invalidated in consequence of there being a vacancy in the number of the Council at the time of that act or
20 proceeding, or of the subsequent discovery that there was some defect in the election or appointment of any person so acting, or that he was incapable of being or had ceased to be such a member.

Cf. 1933, No. 27, s. 8; 1954, No. 76, s. 74

25 **13. Election of members—**(1) The Registrar of the University, or such other person as the Council appoints, shall be the Returning Officer for the purpose of conducting elections of members of the Council.

(2) The elections of members of the Council shall be con-
30 ducted, and rolls for the elections shall be prepared, in the manner prescribed by statutes or regulations of the University.

Cf. 1933, No. 27, s. 11

14. Meetings of Council—(1) The Council shall meet at such times and places as it determines:

35 Provided that it shall meet at least once in the month of July in each year.

(2) At any meeting of the Council seven members shall form a quorum, and no business shall be transacted unless a quorum is present.

(3) At any meeting of the Council the person presiding at the meeting shall have a deliberative vote, and in the case of an equality of votes shall also have a casting vote.

(4) Every question before the Council shall be decided by a majority of the votes of the members present at the meeting of the Council and entitled to vote on that question. 5

Cf. 1933, No. 27, ss. 12, 14

15. Special meetings of Council—(1) The Chancellor may at any time, of his own motion, call a special meeting of the Council, and the Chancellor shall call a special meeting on the requisition in writing of any three members. 10

(2) Notice of any such meeting shall be posted to each member at his usual address at least three days before the date of the meeting.

Cf. 1933, No. 27, s. 15

15

16. Council may appoint committees—(1) The Council may from time to time appoint standing or special committees.

(2) The Council may delegate any of its powers and duties, including any powers and duties which it has by delegation from any other body or person but (except as provided in subsection (2) of section 35 of this Act) not including this power of delegation, and not including the power to make statutes and regulations, to any such committee or to the Professorial Board or any person; and the committee or the Professorial Board or person, as the case may be, may, without confirmation by the Council, exercise or perform the delegated powers or duties in like manner and with the same effect as the Council could itself have exercised or performed them. 20

(3) Every such delegation shall be revocable at will, and no such delegation shall prevent the exercise of any power or the performance of any duty by the Council. 30

(4) Unless and until any such delegation is revoked, it shall continue in force according to its tenor.

(5) It shall not be necessary that any person who is appointed to be a member of any such committee, or to whom any such delegation is made, shall be a member of the Council. 35

Cf. 1933, No. 27, s. 16

Powers of the Council

17. **Council to be governing body of University**—The Council shall be the governing body of the University through which the corporation of the University shall act, and shall
5 have the entire management of and superintendence over the affairs, concerns, and property of the University; and, subject to the provisions of this Act and any other Act, shall in respect of all such matters have authority to act in such manner as
10 appears to it to be best calculated to promote the interests of the University and of any other institution controlled by the Council:

Provided that the Council shall not make any final decision on any matter mentioned in section 36 of this Act until it has first consulted the Professorial Board and considered any
15 recommendations the said Board may make in that behalf, unless that Board, having had reasonable opportunity to make such recommendations, has failed to do so.

Cf. 1933, No. 27, s. 17

18. **Appointment of professors, lecturers, etc.**—The Council
20 shall have full power—

- (a) To institute the offices of professor and lecturer and such other offices as it thinks fit in connection with the University and any other institution controlled by the Council:
- 25 (b) To appoint and remove all professors, lecturers, teachers, officers, and servants of the University and of any other institution controlled by the Council:
- (c) To appoint and remove examiners, assessors, and moderators:

30 Provided that the fee or stipend which the Council may pay to any examiner, assessor, or moderator shall be in accordance with a scale fixed by the Council with the concurrence of the University Grants Committee.

35 Cf. 1933, No. 27, s. 18

19. **Conferment of degrees**—(1) The Council shall have power to confer any degree or to award any other academic qualification specified in the Second Schedule to this Act.

(2) The Council may from time to time, by statute, add to or omit from the list of degrees and other academic qualifications specified in the Second Schedule to this Act the name or description of any degree or other academic qualification or otherwise amend the list; and every such statute shall have effect according to its tenor: 5

Provided that no statute adding to the said list of degrees shall come into force until it has been approved by the University Grants Committee.

(3) The Council shall, in accordance with such conditions as it may prescribe, have power to confer any degree or to award any academic distinction as an honorary degree or academic distinction: 10

Provided that no honorary degree or academic distinction shall be conferred on or awarded to any person by the Council unless that person has been recommended therefor by a joint committee appointed by the Council and the Professorial Board. 15

20. Award of certificates, etc.—The Council shall have power, under such conditions as it thinks fit, to award certificates, fellowships, scholarships, bursaries, and prizes, and to make other awards. 20

21. Lectures to members of the public—The Council shall have power to provide such lectures and instruction for any persons, whether or not they are members of the University, as it thinks fit, and on such conditions as it thinks fit, and may award certificates to any of them. 25

22. Power to make statutes and regulations—(1) Subject to the provisions of this Act and any other Act, the Council may from time to time make such statutes of the University as may in its opinion be necessary or expedient for the administration of the affairs of the University. 30

(2) Subject to the provisions of this Act and any other Act and to the statutes (if any) of the University, the Council may from time to time make such regulations of the University as may in its opinion be necessary or expedient for the administration of the affairs of the University. 35

(3) Without limiting the generality of the foregoing provisions of this section it is hereby declared that statutes and regulations so made may prescribe any matters which by this Act are required or permitted to be prescribed or with respect to which statutes or regulations are, in the opinion of the Council, necessary or expedient for giving effect to this Act. 40

(4) Subject to the provisions of section 36 of this Act and, where required by any Act, to the consent of the University Grants Committee or the Curriculum Committee, the Council may make statutes or regulations with respect to
5 all or any of the degrees and other academic qualifications, certificates, fellowships, scholarships, bursaries, prizes, and awards of the University which the Council may confer or award, and with respect to general courses of study and personal courses of study for the same.

10 (5) All such statutes and regulations shall be in writing.

(6) No statute passed by the Council of the University as aforesaid shall come into force until it has been approved by the Governor-General.

(7) All such statutes and regulations shall have effect
15 according to their tenor, and shall be published by the Council.

(8) A copy of any such statute or regulation under the seal of the University shall be sufficient evidence in all Courts of the same and of its having been made and (where necessary) approved in accordance with this section.

20 Cf. 1933, No. 27, s. 20

23. Seal of the University—The seal of the University shall be in the custody of the Registrar or such other officer as the Council may appoint, and shall not be affixed to any document except pursuant to a resolution of the Council, or by the
25 authority of a resolution of a committee of the Council acting in accordance with an authority for that purpose conferred upon it by the Council.

Cf. 1933, No. 27, s. 19

24. Admission of students—(1) Every person who is
30 academically qualified for entrance to a University in New Zealand in accordance with the requirements of the Universities Entrance Board shall be eligible to matriculate at the University without further examination.

(2) The Council shall have power to decline to enrol any
35 student at the University, or in a particular course or courses, or in classes in a particular subject or subjects on the ground of—

(a) The person not being of good character; or

(b) Misconduct or a breach of discipline on the part of the
40 student; or

- (c) The person not having attained the age of sixteen years on the previous thirty-first day of December, or the person not having attained any other age prescribed in respect of any course of study by any course regulations within the meaning of the Universities Act 1961; or 5
- (d) The person being enrolled for full-time instruction in a secondary school, technical school, combined school, district high school, or registered private secondary or technical school; or 10
- (e) Insufficient academic progress by the student after a reasonable trial at the University or at any other University or University College of Agriculture; or
- (f) Insufficiency of accommodation or of teachers in the University or in a faculty or department of the University; or 15
- (g) The person not having satisfied any conditions prescribed by any course regulations within the meaning of the Universities Act 1961.
- (3) The Council shall, as soon as practicable after the commencement of this Act, make a statute or statutes governing the persons and classes of persons who may be enrolled or refused enrolment as external students of the University, and the conditions under which, and the subjects and courses for which, they may be so enrolled or refused enrolment. The Council may from time to time make further statutes for all or any of the purposes specified in this subsection, and may by statute repeal or amend any statute made under this subsection. No statute made under this subsection shall come into force until it has been approved by the University Grants Committee. 20 25 30
- (4) For the purposes of paragraph (f) of subsection (2) of this section the Council may, if it thinks fit, from time to time make statutes defining the circumstances in which insufficiency of accommodation or of teachers in the University or in a faculty or department of the University shall be deemed to exist, and the maximum number of students who may be admitted to any course or class. No such statute shall come into force until it has been approved by the University Grants Committee. Every such definition that is made by statute under this subsection shall be conclusive for all purposes. 35 40

- (5) Where any person has obtained in any University or other place of learning any degree or other academic qualification or part thereof substantially corresponding or equivalent, in the opinion of the Council, to any degree or other academic qualification or part thereof which the Council is empowered to confer or award, the Council may admit that person at its discretion *ad eundem statum* in the University without further examination and may withdraw any such admission at any time.
- 10 (6) A person admitted to the status of the holder of a degree or other academic qualification or part thereof of the University shall not be deemed to be the holder of the degree or other academic qualification or part thereof, nor shall he be entitled to be enrolled as a graduate of the University, but he shall be entitled to proceed to any degree or other academic qualification of which the degree or other academic qualification or part thereof to the status of which he has been admitted is a prerequisite upon the same terms and conditions as those upon which a holder of the degree or other academic qualification or part thereof is entitled so to proceed.
- 15 (7) Where a person who has been a student of another University and has matriculated at any University in New Zealand is admitted to the University of Canterbury for the purpose of pursuing a course of study at that University or at Lincoln College, the Council of that University shall give him such credits as it considers appropriate for any units or subjects which he has already passed in New Zealand and with which he has been credited towards a degree or other academic qualification in his former University, or grant him such exemptions as it considers appropriate, so that he may complete his course without suffering undue hardship as a consequence of his transfer.
- 20 (8) Any person who is eligible to be admitted or who has been admitted to a degree of the University of New Zealand, or who has been admitted *ad eundem* at graduate status by the Senate of the University of New Zealand, shall be deemed to be of equivalent status in the University of Canterbury for the purpose of proceeding to a degree or other academic qualification of the University of Canterbury, and shall, subject to the course regulations for the degree or other academic qualification for which he is a candidate, be eligible to proceed to the degree or other academic qualification:

Provided that, in approving his personal course of study, the Professorial Board may, at its discretion, require any such person to complete such supplementary courses as it thinks fit, either as a prerequisite to or concurrently with his course of study for the degree or other academic qualification for which he is a candidate. 5

(9) The provisions of subsection (8) of this section shall, with the necessary modifications, apply to any person who is eligible to be awarded, or who has been awarded a diploma of the University of New Zealand, or to any person who has been admitted *ad eundem* by the Senate of the University of New Zealand to the status of a holder of a diploma of that University. 10

The Chancellor and Pro-Chancellor

25. Election of Chancellor—(1) At its first meeting held in the month of July in the year nineteen hundred and sixty-two, and in every third year thereafter, the Council shall elect one of its members or some other person to be the Chancellor of the University of Canterbury: 15

Provided that the Vice-Chancellor or any other person who is for the time being a member of the Council under paragraph (b) of subsection (2) of section 6 of this Act or a member of the Council elected by the Professorial Board, or by the lecturers, shall not be so elected. 20

(2) If a person who is not a member of the Council is elected to be the Chancellor, he shall on election be a member of the Council by virtue of his office. 25

(3) The Chancellor shall be the ceremonial head of the University and the Chairman of the Council.

(4) Unless the Chancellor sooner vacates his office under subsection (1) of section 11 of this Act, he shall continue to hold the office until his successor is elected, and shall (subject to the provisions of section 10 of this Act) be eligible for re-election: 30

Provided that, upon any person completing two consecutive terms each of three years as Chancellor, he shall cease to be eligible for re-election as Chancellor until after the lapse of a period of one year during which he did not hold that office. 35

(5) If the Chancellor vacates his office under subsection (1) of section 11 of this Act, the Council shall elect some eligible person to be Chancellor for the remainder of the term for which the vacating Chancellor was elected. 40

(6) For the purpose of the election of the Chancellor for any term, the Registrar of the University shall preside at the meeting, but shall not be entitled to vote. In the case of an 45

equality of votes there shall be a second election, and if there is again an equality of votes there shall be a third election. If the Chancellor is not elected as a result of any of the three elections, the Visitor may appoint an eligible member of the
5 Council or some other eligible person to be the Chancellor of the University of Canterbury for the term.

Cf. 1933, No. 27, s. 13

26. Election of Pro-Chancellor—(1) At its first meeting held in the month of July in each year, the Council shall elect one
10 of its members or some other person to be the Pro-Chancellor of the University of Canterbury:

Provided that the Vice-Chancellor or any other person who is for the time being a member of the Council under paragraph (b) of subsection (2) of section 6 of this Act or a
15 member of the Council elected by the Professorial Board, or by the lecturers, shall not be so elected.

(2) If a person who is not a member of the Council is elected to be the Pro-Chancellor, he shall on election be a member of the Council by virtue of his office.

20 (3) Unless the Pro-Chancellor sooner vacates that office under subsection (1) of section 11 of this Act, he shall continue to hold the office until his successor is elected, and shall (subject to the provisions of section 10 of this Act) be eligible for re-election.

25 (4) If the Pro-Chancellor vacates his office under subsection (1) of section 11 of this Act or is elected to be the Chancellor he shall thereupon vacate the office of Pro-Chancellor, and the Council shall elect one of its members or some other person to be the Pro-Chancellor of the University of Canter-
30 bury for the remainder of the term:

Provided that the Vice-Chancellor or any other person who is for the time being a member of the Council under para-
graph (b) of subsection (2) of section 6 of this Act or a
35 member of the Council elected by the Professorial Board, or by the lecturers, shall not be so elected.

(5) During any vacancy in the office of Chancellor, or in the absence of the Chancellor from New Zealand, or while he is incapacitated by sickness or otherwise, the Pro-Chancellor shall have and may exercise and perform all the powers and duties of the Chancellor.

40 Cf. 1933, No. 27, s. 13 (3)

27. Right to preside at meetings of Council—The Chancellor shall preside at every meeting of the Council at which he is present. If at any meeting of the Council the Chancellor is not present or there is no Chancellor, the Pro-Chancellor shall preside at the meeting; and if the Pro-Chancellor also is not present at the meeting or there is no Pro-Chancellor, the Council shall appoint some member present to preside at that meeting. The Pro-Chancellor or person so appointed shall have and may exercise in any such case all the powers and functions of the Chancellor for the purposes of the meeting. 5 10

Cf. 1933, No. 27, s. 13 (4)

The Vice-Chancellor and Acting Vice-Chancellor

28. Vice-Chancellor and Rector—(1) The Council may from time to time appoint some fit and proper person to be the Vice-Chancellor and Rector of the University of Canterbury. 15

(2) The Vice-Chancellor shall have the following functions, powers, and duties:

- (a) He shall be the academic and administrative head of the University: 20
- (b) He shall, by virtue of his office, be a member of the Council, Chairman of the Professorial Board, a member of every faculty, and a member of every committee set up by the Council or the Professorial Board: 25
- (c) He shall have such duties as the Council, subject to the provisions of this Act, may from time to time specify:
- (d) He may, during the intervals between meetings of the Professorial Board, exercise alone (but subject always to the control of the Council and to a right of appeal to the Professorial Board) such of the powers of the Professorial Board as to maintaining the discipline of the University as may be prescribed in that behalf by statutes or regulations made under the authority of this Act: 30 35
- (e) On the occurrence from any cause of a vacancy in the office of Chancellor, or in the absence of the Chancellor from New Zealand, or while he is incapacitated by sickness or otherwise, if there is also a vacancy in the office of Pro-Chancellor or the Pro-Chancellor is absent from New Zealand or is incapacitated by sickness or otherwise, the Vice-Chancellor shall exercise the powers of the Chancellor in relation to the conferring of degrees and the award of other academic qualifications and distinctions. 40 45

(3) The Vice-Chancellor may appoint any member of the Professorial Board to attend in his place the meeting of any board, committee, or other body which is not constituted by or under this Act (whether created by or under any other Act or otherwise) of which the Vice-Chancellor is a member. Any person so appointed shall while so attending be deemed for all purposes to be a member of the board, committee, or other body and may exercise all the rights and powers which the Vice-Chancellor could have exercised had he been personally present. The fact that any member of the Professorial Board so attends shall be sufficient evidence of his authority so to do.

Cf. 1933, No. 27, s. 21

29. Acting Vice-Chancellor and Rector—(1) On the occurrence from any cause of a vacancy in the office of Vice-Chancellor, or in the absence from New Zealand of the Vice-Chancellor, or while the Vice-Chancellor is incapacitated by sickness or otherwise, the Council may from time to time appoint a member of the Professorial Board or some other person to be Acting Vice-Chancellor and Rector of the University of Canterbury while the vacancy, absence, or incapacity continues. Every person so appointed shall hold the office during the pleasure of the Council.

(2) All functions, powers, and duties vested in or exercisable by the Vice-Chancellor under this Act or any other Act or otherwise shall be vested in and exercisable by the Acting Vice-Chancellor at all times while he continues in that office.

Cf. 1933, No. 27, s. 21A; 1956, No. 69, s. 2

The Professorial Board

30. Constitution of Professorial Board—(1) There shall be a Professorial Board of the University of Canterbury.

(2) The Professorial Board shall consist of:

(a) The Vice-Chancellor:

(b) The professors of the University:

(c) The heads of teaching departments of the University who are not professors:

(d) The deans of the faculties who are not otherwise members of the Professorial Board:

(e) Such lecturers of the University as the Council may from time to time appoint to be members of the Professorial Board:

(f) Such other members of the staff of the University as the Council, on the recommendation of the Professorial Board, may from time to time appoint to be members of the Professorial Board:

(g) The principal of Lincoln College: 5

(h) The professors of Lincoln College:

(i) The University librarian.

31. Deputy Chairman of Professorial Board—(1) The Professorial Board may from time to time appoint one of its members, being a professor, to be the Deputy Chairman of that Board. 10

(2) Whenever there is no Vice-Chancellor or Acting Vice-Chancellor in office, or in the absence of the Vice-Chancellor or Acting Vice-Chancellor for any reason, the Deputy Chairman shall have and may exercise and perform all the powers and duties of the Chairman of the Professorial Board. 15

32. Meetings of the Professorial Board—(1) The person who is entitled in accordance with the provisions of sections 28, 29, and 31 of this Act to be Chairman of the Professorial Board at any meeting thereof at which he is present shall preside at that meeting. In the absence of any such person from any such meeting, the members present shall elect one of their number to be the Chairman for the purposes of that meeting and the person so elected shall preside at that meeting. 20

(2) At any meeting of the Professorial Board the person presiding shall have a deliberative vote, and in the case of an equality of votes shall also have a casting vote. 25

(3) Every question before the Professorial Board shall be decided by a majority of the valid votes recorded thereon.

(4) At every meeting of the Professorial Board a quorum shall consist of such number of members as that Board, with the consent of the Council, from time to time determines, and no business shall be transacted unless a quorum is present. 30

(5) Save as expressly provided in this Act, the Professorial Board shall have power to make rules as to the time and place of its meetings and the procedure thereat. 35

Cf. 1933, No. 27, s. 25

33. Proceedings of Professorial Board not affected by vacancies, etc.—No act or proceeding of the Professorial Board, or of any committee thereof, or of any person acting as a member of the Professorial Board, shall be invalidated
5 in consequence of there being a vacancy in the number of the Professorial Board at the time of that act or proceeding, or of the subsequent discovery that there was some defect in the appointment of any person so acting, or that he was incapable of being or had ceased to be such a member.

10 **34. Functions of Professorial Board**—(1) The Professorial Board shall have power of its own motion, or at the request of the Council, to make recommendations or reports to the Council on any matter affecting the University.

(2) The Professorial Board shall be specially charged with:

15 (a) The duty of furthering and coordinating the work of faculties and departments and of encouraging scholarship and research; and

(b) The management of the Library.

20 (3) The Professorial Board shall have power to deal with all matters relating to the maintenance of discipline amongst the students of the University, and shall have such powers of fining, suspending, and expelling students guilty of breaches of discipline, and such other powers of whatsoever kind, as may be conferred on it by statutes or regulations made under
25 the authority of this Act:

Provided that any person aggrieved by any action of the Professorial Board may appeal to the Council, whose decision shall be final.

30 (4) The Professorial Board shall have power to approve personal courses of study proposed by individual students:

Provided that the Professorial Board shall not approve personal courses of study for a degree or other academic qualification in such a way as to introduce general restrictions not provided for in the course regulations governing the
35 course of study for that degree or other academic qualification.

Cf. 1933, No. 27, s. 26

35. Professorial Board may appoint committees—(1) The Professorial Board may from time to time appoint standing
40 or special committees.

(2) The Professorial Board may delegate any of its powers and duties (including any powers and duties which it has by delegation from the Council or any other body or person) to any such committee or to any person; and the committee or person may, without confirmation by the Professorial Board, exercise or perform those powers or duties in like manner and with the same effect as the Professorial Board could itself have exercised or performed them: 5

Provided that the Council may prohibit, or impose conditions in respect of, the delegation by the Professorial Board of any power or duty that is delegated to that Board by the Council. 10

(3) Every such delegation shall be revocable at will, and no such delegation shall prevent the exercise of any power by the Professorial Board. 15

(4) Unless and until any such delegation is revoked, it shall continue in force according to its tenor.

(5) It shall not be necessary that any person who is appointed to be a member of any such committee, or to whom any such delegation is made, shall be a member of the Professorial Board. 20

36. Council to consult Professorial Board on academic matters—The Council shall not make any statute or regulation or decision in relation to entrance to the University or to any course of study or to the prescription of any subject for any degree or other academic qualification or certificate, or to any fellowship, scholarship, bursary, prize, or award or the examination or qualification therefor, or to the admission, attendance, and discipline of students, or to examinations and other academic tests, or to the appointment of examiners, assessors, or moderators, or to honorary degrees and other academic distinctions, or to the affiliation of any institution or branch or department thereof, or any other academic matter, until it has first received and considered any recommendation that the Professorial Board may make in that behalf, unless that Board, having had a reasonable opportunity to make such a recommendation, has failed to do so: 25 30 35

Provided that nothing in this section shall apply to any decision to confer any honorary degree or academic distinction. 40

Lincoln College

37. Recommendations in respect of degrees, courses of study, and examinations—

(1) The Professorial Board of Lincoln College shall have power to recommend to the Professorial Board of the University that the last-mentioned Board shall recommend to the Council of the University that the Council shall make any statute, regulation, or decision with respect to any degree or other academic qualification in agriculture, agricultural science, or any related field of study at Lincoln College, being a degree or other academic qualification of the University of Canterbury, or to any course of study for the same, or to any examination for the same, or to the appointment or removal of any examiner, assessor, or moderator for the same.

(2) The Professorial Board of the University shall not make any such recommendation unless that Board first receives and considers any recommendation which the Professorial Board of Lincoln College may make in that behalf.

(3) The Professorial Board of the University shall consider any such recommendation, and shall make its recommendation thereon to the Council of the University.

(4) Before any such recommendation of the Professorial Board of the University is transmitted to the Council, it shall first be submitted to the Council of Lincoln College, which may make such comment thereon and recommend such modification thereof as it thinks fit.

(5) After the expiration of a reasonable time from the submission to the Council of Lincoln College of any recommendation of the Professorial Board of the University or, subject to subsection (6) of this section, upon receipt of any comment or recommendation thereon from the Council of Lincoln College, the Registrar of the University shall transmit to the Council of the University for its consideration and determination the recommendation of the Professorial Board of the University together with any comment or recommendation thereon made by the Council of Lincoln College.

(6) Notwithstanding anything in subsection (5) of this section, in the event of the Council of Lincoln College disagreeing with any recommendation of the Professorial Board of the University, either the Vice-Chancellor of the University or the Principal of Lincoln College may refer the matter for further consideration to the Professorial Board of Lincoln College, the Professorial Board of the University, and the Council of Lincoln College in that order,

and any recommendation made on such further consideration by the Professorial Board of the University, together with any comment or recommendation thereon made by the Professorial Board of Lincoln College and the Council of Lincoln College, shall thereupon be transmitted to the Council of the University for its consideration and determination. 5

(7) The Council of the University may, if it thinks fit, relax or modify the application of all or any of the provisions of this section in respect of any decision to confer or award any degree or other academic qualification. 10

Affiliated Institutions

38. Admission of affiliated institutions—(1) The Council may, on such terms and conditions and subject to such inspections, reports, and inquiries as it thinks fit, affiliate other institutions or branches or departments thereof situated within the Canterbury University District, or recognise selected members of the staffs thereof as teachers of the University, or admit the members thereof to any of the privileges of the University, and accept attendance at courses of study in such institutions or branches or departments thereof in place of such part of the attendance at courses of study in the University, and upon such terms and conditions and subject to such regulations, as may from time to time be determined by the Council. 15 20

(2) The Council may at any time revoke any such affiliation, recognition, admission, or acceptance. 25

Financial Provisions

39. Benefactions to be strictly applied—Subject to the provisions of the Charitable Trusts Act 1957, all benefactions at any time vested in or enjoyed by the University with a declaration of trust, or as an endowment for the promotion of any particular branch of science or learning, shall be applied strictly by the Council accordingly. 30

Cf. 1933, No. 27, s. 27

40. Application of income and capital of University—Subject to the provisions of this Act and any other Act and to the terms of any trust or endowment, the income and capital of the University shall be applied in doing whatever the Council thinks expedient in order that the University may best accomplish the purposes for which it is established. 35 40

Cf. 1933, No. 27, s. 28

41. Money to be paid into bank—(1) All money received by the University amounting to ten pounds and upwards shall, as soon as practicable after it has come into the hands of the proper officer of the University, be paid into such bank
5 account or accounts of the University as the Council from time to time determines.

(2) No such money shall be withdrawn from the bank except by authority of the Council and by cheque signed by an officer of the University approved by the Council and
10 countersigned by a member of the Council, or by another officer of the University, approved by the Council:

Provided that it shall be lawful, with the prior consent in writing of the Audit Office and subject to such conditions as the Audit Office prescribes, for any money to be paid by the
15 Council by cheque issued by means of a cheque-writing machine, and every such cheque issued by means of such a machine and bearing a facsimile of the signatures of the persons authorised pursuant to the provisions of this section to sign and countersign cheques shall be deemed to have been
20 duly signed and countersigned in accordance with the provisions of this section.

Cf. 1954, No. 74, s. 29

42. Loan money to be paid into a separate account—All money borrowed by the Council on behalf of or for the
25 purposes of the University, other than money borrowed under section 52 of this Act, shall be paid into a separate bank account in the name of the loan, and shall not be drawn out of the bank or expended except for the special purposes for which it was borrowed.

30 Cf. 1954, No. 74, s. 30

43. Investment of money—Subject to the terms of any trust or endowment, any money belonging to or vested in the University and available for investment may be invested in
35 accordance with the provisions of the Trustee Act 1956 as to the investment of trust funds, or in such other manner as the Minister of Finance from time to time approves.

Cf. 1933, No. 27, s. 29

44. Provision for Common Fund investment—(1) The Council may at any time, if it thinks fit, establish the following
40 funds and account:

(a) A Common Fund to be known as the University of Canterbury Common Fund:

(b) A Reserve Fund to be known as the University of Canterbury Common Fund Reserve Fund:

(c) A Common Fund Income Account to be known as the University of Canterbury Common Fund Income Account.

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(2) Subject to the provisions of this section, if the Council has established the said funds and account, it may invest any trust funds in its possession, whether at the time in a state of investment or not, whether they came into its possession before or after the commencement of this Act, and whether they comprise the whole or part of the trust estate to which they belong, either—

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(a) On a separate account in respect of the trust estate to which the funds belong; or

(b) If the funds are not directed to be invested in some other specified manner, and investment in the said Common Fund is not inconsistent with the terms of the trust instrument (if any) governing the funds, as part of the said Common Fund.

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(3) All funds forming part of the said Common Fund shall be invested in the manner required by section 43 of this Act.

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(4) Where any funds of a trust estate are in the possession of the Council and are lawfully invested in any investment in which the said Common Fund may be invested as aforesaid, then, if in accordance with paragraph (b) of subsection (2) of this section the funds could be invested as part of the said Common Fund, the Council may transfer that investment to the said Common Fund and give credit in that Fund to the trust estate for (the fair market value of the investment at the time of the transfer) such amount as it considers proper, having regard to its duty to be fair to all those interested in the said Common Fund and to those beneficially interested in the capital and income of the trust estate to which the investment belongs. Upon any investment being so transferred it shall cease to form part of the trust estate to which it

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formerly belonged.

(5) Investments made from funds forming part of the said Common Fund shall not be made on account of or belong to any particular trust estate, but the Council shall cause to be kept an account showing at all times the entitlement of each trust estate in the said Common Fund.

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(6) All income derived from the said Common Fund and from the investments and money included therein shall be paid into the said Common Fund Income Account.

(7) In each year interest on the amount of the entitlement of each trust estate in the said Common Fund shall be transferred from the said Common Fund Income Account and credited to that trust estate at such uniform rate as may from time to time be determined by the Council:

Provided that in no case shall the rate so determined be lower than one-half per cent below the rate which would be so paid if all the income paid into the said Common Fund Income Account in that year was so transferred.

(8) The Council shall also each year pay into the said Reserve Fund—

(a) All income in the said Common Fund Income Account which is not transferred to any trust estate in that year in accordance with subsection (7) of this section:

(b) All capital gains arising in connection with the said Common Fund.

(9) The funds forming part of the said Reserve Fund shall be kept separate from all other trust funds, and shall be invested in the manner authorised by section 43 of this Act.

(10) All income paid into the said Reserve Fund as afore-said, and all income derived from the said Reserve Fund and from the investments and money included therein shall be applied as the Council thinks fit in any one or more of the following ways:

(a) Towards augmenting the capital of the said Reserve Fund:

(b) Towards stabilising or increasing the income of the said Common Fund:

(c) Towards reinstating any losses of capital in the said Common Fund.

(11) The capital of the said Reserve Fund may, if the Council thinks fit, be applied in reinstating any losses of capital in the said Common Fund.

(12) The Council may at its discretion at any time withdraw from the said Common Fund any amount for the time being to the credit of any trust estate in the said Common Fund; and where any amount is being so withdrawn—

(a) If the capital of the said Reserve Fund has increased while the said amount was in the said Common Fund, the Council shall pay out of the said Reserve Fund and add to the amount so withdrawn, as capital, such amount (if any) as it considers equitable having regard to the length of the period during which the amount was in the said Common Fund and to the proportion which the said amount bears to the average amount of the total assets of the said Common Fund during that period:

- (b) If losses of capital in the said Common Fund have occurred during the said period, then, so far as those losses have not been reinstated and cannot be reinstated from the amounts in the said Reserve Fund at the time of the withdrawal, that amount shall bear its proportion of those losses, as determined by the Council, and the amount being so withdrawn shall abate accordingly. 5

45. Travelling allowances and expenses of members of Council—(1) The Council may pay to each of its members travelling allowances and expenses; and, in respect of travel in New Zealand, those allowances and expenses shall not exceed those payable in accordance with the Fees and Travelling Allowances Act 1951, and the provisions of that Act shall apply accordingly. 10 15

(2) In respect of travel in New Zealand the Council is hereby declared to be a statutory Board within the meaning of the Fees and Travelling Allowances Act 1951.

46. Council may insure members against personal accident while engaged in duties—The Council may from time to time enter into contracts of insurance of a type for the time being approved by the Minister of Education insuring members of the Council against loss from personal accident arising out of and in the course of the exercise of their powers or duties as members of the Council, and may pay the premiums payable in respect of those contracts. 20 25

Cf. 1933, No. 27, s. 30; 1954, No. 74, s. 32

47. Unauthorised expenditure of Council—The Council may in any financial year of the University expend out of the general fund of the University for purposes not authorised by any law for the time being in force any sum or sums not exceeding in the aggregate a one-thousandth part of the revenue of the University from all sources for the immediately preceding financial year. 30

Cf. 1933, No. 27, s. 31 35

48. Council to prescribe fees—There shall be payable by the students of the University or any of them such fees as the Council from time to time prescribes:

Provided that scales of tuition and of examination fees may be so prescribed only with the concurrence of the University Grants Committee. 40

Cf. 1933, No. 27, s. 32

49. **Fees payable to associations of students**—The Council shall have power to impose and collect from time to time from students of the University or from any of them such fees as it considers reasonable for the benefit of any association or organisation of students of the University, and to dispose of those fees accordingly.

Cf. 1954, No. 74, s. 35

50. **Grants by Council to associations of staff or students**—The Council may from time to time make grants or loans from its funds on such terms and conditions as it thinks fit to any association or organisation of staff or students of the University.

Cf. 1954, No. 74, s. 36

51. **Powers of Council in respect of property**—(1) Without limiting or in any way affecting any other powers conferred upon the Council by this Act or any other Act or by law, it is hereby declared that, subject to the provisions of this section, the Council may do all or any of the following things on behalf of and for the purposes of the University, namely:

- 20 (a) Establish, build, maintain, repair, add to, alter, rebuild, reinstate, conduct, manage, and control halls of residence for students and academic staff, and houses for academic staff and any other of its employees whatsoever, and buildings and rooms and other facilities for the recreation or social use of students, academic staff, and other employees:
- 25 (b) Purchase, take on lease, or otherwise acquire any real or personal property for any purposes whatsoever in connection with the University or any institution controlled by the Council:
- 30 (c) With the consent of the Minister of Education in the case of land, and in other cases without his consent, sell or otherwise alienate any right, title, estate, or interest in any real or personal property vested in the University:
- 35 (d) With the consent of the Minister of Education, borrow money from the Crown or from any corporation or person; and (for the purpose of securing any money so borrowed) mortgage, charge, or pledge any
- 40 right, title, estate, or interest in any land vested in the University:

- (e) Grant leases of any land vested in the University; and for that purpose the Council is hereby declared to be a leasing authority within the meaning of the Public Bodies' Leases Act 1908:
- (f) On such conditions as may be prescribed by the Minister of Finance, guarantee loans made to members of the staff for housing purposes by other persons and bodies. 5
- (2) Notwithstanding anything to the contrary in the Public Bodies' Leases Act 1908 or in any lease granted by the Council, the Council may— 10
- (a) In its absolute discretion, at any time not earlier than three years nor later than one year before the date of the expiration of any lease of any land vested in the University that does not confer a right of renewal, grant a renewal of the lease upon such terms as it thinks fit; and the provisions of this paragraph shall apply to any such lease whether granted before or after the commencement of this Act: 15 20
- (b) With the consent of the Minister of Education, grant leases of land vested in the University upon such terms as that Minister may approve:
- (c) Grant leases and licences for the extraction and removal of coal and other minerals from land vested in the University at such rent or royalties and upon such terms and conditions as the Council may determine. 25
- (3) The Minister of Education is hereby empowered to make advances upon such terms as the Minister of Finance may approve to the Council for the purposes of the University out of money appropriated by Parliament for the purpose. 30

Cf. 1948, No. 68, s. 20; 1933, No. 27, s. 35

52. Power to borrow by way of overdraft or temporary loan—In addition to the powers conferred by section 51 of this Act, it shall be lawful for the Council, in anticipation of its revenue, from time to time to borrow money by way of overdraft or on temporary loan on behalf of and for the purposes of the University: 35

Provided that the amount so borrowed shall not at any time exceed one-twelfth of the revenue of the University from all sources during the immediately preceding financial year of the University: 40

Provided also that at the end of any financial year of the University the amount of the overdraft or loan shall not exceed the outstanding revenue due to the University in respect of that financial year.

5 Cf. 1954, No. 74, s. 38

10 **53. Annual report and statement of accounts**—(1) The Council shall, during the month of April in every year, furnish to the Minister of Education and to the University Grants Committee a report on the University during the immediately preceding year.

15 (2) The Council shall also, as soon as practicable after the end of every financial year of the University, furnish to the Minister of Education and to the University Grants Committee a statement of the assets and liabilities of the University as at the end of that financial year, together with an account of income and expenditure showing the financial transactions for that year, which statement and account shall be audited by the Audit Office.

Repeals and Savings

20 **54. Repeals and savings**—(1) The enactments mentioned in the Third Schedule to this Act are hereby repealed.

25 (2) All bylaws which originated under any of the enactments hereby repealed or under the corresponding provisions of any former enactment and are subsisting or in force on the commencement of this Act shall enure for the purposes of this Act as fully and effectually as if they had originated as regulations under the corresponding provisions of this Act, and accordingly shall, where necessary, be deemed to be regulations and to have so originated; and every reference
30 to any such bylaw in any Act, regulation, order, or other enactment, or in any instrument or document whatsoever, shall, after the commencement of this Act, unless inconsistent with the context, be read as a reference to a regulation made under the corresponding provisions of this Act.

SCHEDULES

Section 4 (1)

FIRST SCHEDULE

THE CANTERBURY UNIVERSITY DISTRICT

THE area in the South Island of New Zealand bounded on the north by the northern boundaries of the Buller, Inangahua, Amuri, and Kaikoura Counties, and on the south by the northern boundary of the Land District of Otago.

Section 19

SECOND SCHEDULE

DEGREES AND OTHER ACADEMIC QUALIFICATIONS

Degrees:

Bachelor of Agriculture.
 Bachelor and Master of Agricultural Science.
 Bachelor and Master of Arts.
 Bachelor and Master of Commerce.
 Bachelor and Master of Engineering.
 Bachelor, Master, and Doctor of Laws.
 Doctor of Literature.
 Bachelor and Doctor of Music.
 Doctor of Philosophy.
 Bachelor, Master, and Doctor of Science.

Diplomas in:

Clinical Psychology.
 Education.
 Fine Arts.
 Music.

Section 54 (1)

THIRD SCHEDULE

ENACTMENTS REPEALED

1933, No. 27—The University of Canterbury Act 1933.
 1938, No. 20—The Statutes Amendment Act 1938: Section 4.
 1946, No. 40—The Statutes Amendment Act 1946: Section 16.
 1950, No. 91—The Statutes Amendment Act 1950: Section 7.
 1953, No. 33—The University of Canterbury Amendment Act 1953.
 1954, No. 50—The Criminal Justice Act 1954: So much of the First Schedule as relates to the University of Canterbury Act 1933.
 1956, No. 69—The University of Canterbury Amendment Act 1956.
 1957, No. 26—The University of Canterbury Amendment Act 1957.