

Statutes of the University

Updated 22 November 2012

Chapter 1.- Of the Chancellor and the Deputy Chancellor

1. The procedures for appointment of a Chancellor shall be determined by the Council.
2. The Deputy Chancellor shall, subject to remaining a member of the Council, hold office for a term of two years from the date of election or re-election.
3. Any reference to the Chancellor in the statutes, rules, or the general administration of the University shall, in the absence of the Chancellor, or during a vacancy in the office of the Chancellor, be construed as a reference to the Deputy Chancellor.
4. It shall be lawful for the Deputy Chancellor, at the request of the Chancellor, to do any act, matter or thing which the Chancellor is ordinarily empowered to do so.
5. The Deputy Chancellor shall be a member ex officio of all boards, faculties and committees of which the Chancellor is a member.

Statute allowed 31 January 1980.

Amended 19 March. 1998; 16 December 2004

Amended by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 1A.- Of the Vice-Chancellor and Deputy Vice-Chancellors

1. The Vice-Chancellor shall be the chief executive officer of the University.
2. The Vice-Chancellor shall hold office for the term and upon the conditions determined by the Council.

5. Pending the filling of a vacancy in the office of Vice-Chancellor, the Council may appoint a suitable person to be Acting Vice-Chancellor, and a person so appointed shall hold office during such period as the Council may decide.
- 5A. (a) The Council may from time to time appoint a suitable person who shall be empowered to act in place of the Vice-Chancellor during any specified period when the Vice-Chancellor is expected to be absent.
(b) In the case of an unexpected absence of the Vice-Chancellor, the Deputy Vice-Chancellor nominated by the Chancellor shall be empowered to act in place of the Vice-Chancellor until such time as the Council determines otherwise.
(c) During an absence of the Vice-Chancellor, the person empowered to act in the Vice-Chancellor's place under sub-clause (a) or (b) above shall, if not a member of the Council, nevertheless be entitled to attend meetings of the Council and to participate in debate, but not to move or to second motions or to vote.
- 5B. Any reference to the Vice-Chancellor in the statutes, rules, or the general administration of the University shall be construed, whilst there is a vacancy in the office of Vice-Chancellor, as a reference to the person appointed Acting Vice-Chancellor pursuant to Clause 5, or, during the absence of the Vice-Chancellor, as a reference to the person empowered to act in the Vice-Chancellor's place pursuant to Clause 5A.
6. The Council may from time to time appoint suitable persons as senior staff members, either as Deputy Vice-Chancellors, or in such other positions as it may create and designate as senior staff positions. Such appointments shall be made for such periods and upon such terms and conditions as the Council may determine.

Statute allowed 23 January 1975.

Amended: 2 Feb. 1978: 6A, 7, 8; 31 Jan. 1980: 2 (repealed); 3, 4, 5, 6, 6A, renumbered 2, 3, 4, 5, 6; 24 Feb. 1983: 6A, 6B, 7; 12 Feb. 1987: 2, 3, 4 (repealed), 5, 6A, 6B, 8, renumbered 4, 5, 5A, 5B, 6, 7; 23 Feb. 1995: 5A (amended); 19 March 1998: 2, 4, 6 (amended), 7 (repealed); 24 Jan. 2002: 2 (amended), 3, 4 (repealed).

Amended 16 December 2004, 5B.

Amended by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006, 5B

Chapter 2.- Of the Council

1. The Council will meet -
 - (a) on no less than eight occasions in any calendar year;
 - (b) at intervals of not greater than three months;

- (c) at least once every calendar quarter;
- (d) subject to (a), (b) and (c), when it sees fit to do so.
- 2. A special meeting of the Council will be convened -
 - (a) if requested by the Chancellor or Vice-Chancellor; or
 - (b) on the written requisition of no less than three members.
 - (c) Such requisition, which must set out the business sought to be put before the meeting, is to be delivered to the Secretary, and the meeting is to be held within fourteen days thereafter.
- 3. The Council has power to make, amend and repeal Standing Orders for the regulation of its proceedings.

Statute allowed 18 December 1886;
Amended; 19 Mar. 1998.

Chapter 3. – Of Student Misconduct

1. Misconduct by a student is an offence under this statute.
2. For the purposes of this statute:
 - 2.1. **misconduct** means:
 - a. a breach of or conduct in contravention of a statute, rule or by-law of the University; or
 - b. a breach of any policy issued by the Vice-Chancellor or Council and published on the University's website from time to time; or
 - c. a failure to comply with any reasonable direction of a University employee or a member of the University community who is in a position of authority in relation to the student; or
 - d. any other unjustified act or omission of a student which adversely affects the University or any member of the University community in his or capacity as such; or
 - e. any other conduct specified or included in the examples of misconduct in the Student Misconduct Rules whether or not the conduct otherwise falls within 2.1 a-d;

and includes attempting any of a, b, d or e.
 - 2.2. **student** means:
 - a. a person who is enrolled in, or has deferred enrolment in, or is on formal leave of absence or suspension from, an academic program, a course or a group of courses at or offered by the University or an affiliated educational establishment that leads to a University award; or
 - b. a person who is authorised to participate in learning or research training activities of any type at the University; or
 - c. a student of another education institution who is authorised to have access to University premises or facilities or both;

and includes a person who was a student at the time that the alleged misconduct took place.
 - 2.3. **member of the University community** means:
 - a. any student; or
 - b. any member of staff; or
 - c. any person or organisation associated with the University, including alumni, titleholders, contractors and people or organisations associated with clinical, professional, vocational or practical placements for students, in respect of activities connected with the University.
3. Unless another statute or by-law provides another process, an allegation of misconduct made by a member of the University against a student shall be investigated and determined in accordance with the Student Misconduct Rules.

4. The Student Misconduct Tribunal is established by this statute.
 - 4.1. The members of the Tribunal will be appointed in accordance with the provisions of the Student Misconduct Rules.
 - 4.2. One member of the Tribunal will be appointed as the Chair and another as the deputy Chair in accordance with the provisions of the Student Misconduct Rules.
 - 4.3. The deputy may in the absence of the Chair exercise any power conferred on the Chair by the Student Misconduct Rules.
 - 4.4. If both the Chair and the deputy are unable or unavailable to act in relation to a particular matter or for a particular period, the Vice-Chancellor may appoint an existing member of the Tribunal, or appoint a new member (who need not be a member of the University community) to exercise all powers conferred on the Chair by the Student Misconduct Rules in respect of that matter or period.
 - 4.5. A member who completes his or her term of office and is not reappointed may continue to act as a member of the Tribunal for the purpose of completing the hearing and determination of proceedings part heard at the completion of the term.
 - 4.6. In relation to any matter referred to the Tribunal for determination, the Tribunal consists of a panel of at least three of its members chosen by the Chair to constitute the Tribunal for the purposes of the proceedings (one of which may be the Chair) save that, if one member is unable to continue after the commencement of the case, the remaining members of the tribunal may proceed to hear and determine the case.
 - 4.7. The procedures of the Tribunal shall be governed by the Student Misconduct Rules.
5. If, after conducting an inquiry into a matter which is referred to it under the Student Misconduct Rules, the Tribunal is satisfied that a student has committed misconduct, it may impose any or all of the following penalties for misconduct, in accordance with the Student Misconduct Rules:
 - a. a fine up to the maximum of A\$3000;
 - b. an order for the student to undertake a specified number of hours of unpaid service to the University;
 - c. exclusion of the student from all, or any specified portion of, the University grounds for a specified period or indefinitely;
 - d. exclusion of the student from participation in any defined aspect of any University academic program or course, or any use of any University facility or service, for a specified period or indefinitely;
 - e. substitution or adjustment of any academic mark or grade obtained by the student in any examination or other form of assessment;
 - f. cancellation of a prize, scholarship or bursary awarded by the University;
 - g. cancellation of enrolment in one, some or all courses or academic programs in which the student is enrolled;
 - h. preclusion from conferral of any award or revocation of a conferred award;
 - i. suspension as a student of the University or from enrolment in any program or course for a specified period;
 - j. permanent expulsion from the University.
6. A tribunal, at the time it imposes any penalty, may suspend the penalty with or without conditions.
7. A tribunal may order payment of compensation for any loss or damage sustained by the University or member of the University community which results from a student's misconduct.
8. The Student Misconduct Rules shall provide for an appeals process and specify the grounds for appeal.
9. Without limiting any power that they may otherwise have, the Vice-Chancellor or any other officer or employee of the University may, where authorised by the Student Misconduct Rules and subject to the provisions of those Rules, suspend or exclude a student from any academic program or course, admission to any award, use of any service or facility or entry upon all or part of University grounds for up to seven calendar days or until determination of any complaint in respect of misconduct made against the student.
10. The principles of procedural fairness apply to any proceedings or determination under this statute and the Student Misconduct Rules.

Chapter 10.-Of the Faculties

1. There shall be such Faculties and Boards of Studies of the University of Adelaide, and, within the Faculties, such Schools, as may be determined by Council.
2. Each Faculty will have a Faculty Board with membership categories and constitution approved by the Vice-Chancellor; each Board of Studies will have membership categories and constitution approved by the Vice-Chancellor, and there shall be such Faculty and School Advisory Boards as the Vice-Chancellor shall determine.
3. Each Faculty Board shall advise the Council through Academic Board on:
 - (i) all matters relating to the degrees, diplomas and other academic awards for which it is responsible;
 - (ii) all questions relating to the entry requirements for persons wishing to undertake courses within it and the standing and progress of students enrolled in the courses; and
 - (iii) its academic goals and priorities.
4. The Dean of each Faculty shall convene and preside over the Faculty Board.

18 Mar. 1999; Statute repealed and new Statute substituted.

Chapter 20 - Of Colleges affiliated to the University

1. The following Colleges and educational establishments are hereby affiliated to the University:
 - (a) St. Mark's College, Incorporated;
 - (b) St. Ann's College, Incorporated;
 - (c) Aquinas College, Incorporated;
 - (d) Lincoln College, Incorporated;
 - (e) Roseworthy College, Incorporated.
2. Council shall approve by rule the terms and conditions according to which the affiliation of each College and educational establishment has been agreed.

Statute allowed 23 February 1995.

Chapter 84.- Of Kathleen Lumley College, Incorporated

Kathleen Lumley College, Incorporated, having been established as a residential college for postgraduate students of the University of Adelaide, and the Interim Council of the College having applied for affiliation of the College to the University of Adelaide, it is hereby provided as follows: Kathleen Lumley College, Incorporated, is hereby affiliated to the University of Adelaide as a college for men and women undertaking postgraduate studies in the University of Adelaide: provided that, until the Council of the University of Adelaide shall decide otherwise, the College may admit to its membership men and women undertaking postgraduate studies in the Flinders University of South Australia; and provided further that the number of resident members undertaking postgraduate studies in the Flinders University of South Australia shall not exceed one-third of the total number of resident members.

Statute allowed 21 December 1967.

Chapter 89. - Of Fees*

1. (a) The Council may impose fees in respect of instruction, tuition, applications for awards, or any other matters.
- (b) The Council shall prescribe by rule those matters in respect of which a fee is to be charged, the categories of persons who are to pay them, the amounts to be charged and the time and manner of payment.
- (c) An extension of time for payment of fees may be allowed. A student who fails to pay the prescribed fees at the time prescribed by the Council or within such extended time as may have been allowed shall incur such additional fee as may be prescribed by the Council.
2. (a) Every student proceeding to a degree, diploma, or certificate of the University and such other students as the Council may from time to time decide shall, unless exempted there from by the Council, pay an entrance fee and an annual fee for membership of the Adelaide University Union.
- (b) The Council shall from time to time prescribe the entrance fee and the annual fee. The entrance fee shall be the same for all classes of students, but the annual fee may differ for different classes of students as determined from time to time by the Council.
- (c) The Council may determine whether the entrance fee may be paid by instalments over the first

two years of the student's enrolment in the University and whether any individual student or any class of student may be exempted from payment of either the entrance fee or the annual fee or both.

(d) The entrance and annual fees prescribed from time to time by the Council and the conditions under which they may be paid shall be published in the University Calendar.

3. When it deems there are adequate reasons for so doing the Council may:

(i) reduce any fee payable by a student, or

(ii) exempt a student from liability to pay any fee.

4. Subject to Clause 3 of this Statute a student may not re-enrol in the University and not withstanding the provisions of the separate degree, diploma or certificate regulations applicable a candidate shall not be admitted to a degree, diploma or certificate of the University unless all outstanding fees and all other financial obligations due to the University have been discharged or arrangements of their discharge have been approved .

Statute Allowed 1 March, 1990.

19 Mar. 1998: 1,4.

** At Meeting 4/06 on 26 June 2006, Council resolved that, from 1 July 2006, Council exempt all students of the University of Adelaide, who would otherwise be required to pay an entrance fee and/or annual fee for membership of the Adelaide University Union, from paying such fees. That Council does not preclude such students from voluntarily paying such fees to the Adelaide University Union.*

Repeal History¹

Chapter 3 - Of the Senate

Statute allowed 2 December 1926

Amended: 28 February 1974: 2, 5; 2 February 1978: 1.

Repealed 16 December 2004

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 4.- Of Academic Staff

Statute allowed 24 February 1983.

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 4D.- Of Departments, Departmental Committees and Heads and Deputy Heads of Departments

Statute allowed 24 February 1983. Amended: 13 Feb. 1992: IV, IVA, IVB, IVC repealed and new clauses substituted; 28 Jan. 1993 IVD repealed and new clauses substituted.

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 7.- Of the Seal of the University

Statute allowed 9 January 1969.

Amended: 2 Feb. 1978: 1, 3; 24 Feb. 1983: 1.3; 19 Mar. 1998.

Repealed by *A Statute to Vary or Revoke Statute Chapter 7 - Of the Seal of the University*, 5 July 2007.

Chapter 8. – Of the Academic Year

Statute allowed 16 December 1971.

Amended 23 January 1975: 1(b); 15 January 1976 2(c); 24 February 1983: 1(d), 1e, 1(f), 2; 20 July 1989: 1(b), 2, 3(a), 3(b), 3(c); 1 March 1990: 1(b).

Repealed 18 March 1999.

Chapter 9. - Of Admission and Enrolment

This Statute came into operation on 1 August 1993, when the following presently existing statutory provisions were repealed: Chapter IX - of Matriculation; Chapter XXIV - of Non-matriculated students; Clause 13 of Chapter XXV – Miscellaneous.

Statute allowed 9 January, 1969. 28 Jan. 1993 IX repealed and new clauses constituted.

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006.

Chapter 11. – Of Degrees

[originally Chapter 9]

Statute allowed 2 December 1926.

Amended: 8 December 1938: 6; 9 January 1969: 2, 3, 4; 17 December 1970: 7; 21 December 1972: 4 (Repeal), 5-9 re-numbered 4-8; 10 August 1978: 2, 5, 8; 29 January 1981: 4, 5, 8; 21 February 1991: 1-5.

Repealed 19 March 1999.

Chapter 12.- Of Conduct of Students in the University

Statute allowed 2 December 1926.

Amended: 22 January 1953:1; 28 January 1965:1; 21 December 1967:1; 31 January 1980:1.

Released and new statute substituted 24 February 1983; amended 1 March 1984: 3, 9; 21 February 1991: repealed and new statute substituted.

Repealed and new Statute substituted 18 Mar. 1999.

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 22 November 2012.

Chapter 13. – Of The Angas Engineering Scholarship and the Angas Engineering Exhibition

Statute allowed 6 December 1922.

Amended 30 November 1933: 1A, 5; 15 December 1937: 5; 23 January 1947: 1; 25 August 1955: Part B; 22 December 1966: 11(a), 11(c); 15 January 1976: 7; 24 February 1983: 7, 11.

Repealed 18 March 1999.

Chapter 14. – Of The John Howard Clark Prize and the John Howard Clark Scholar

Statute allowed 2 December 1926.

Amended 3 January 1935: 5; 31 January 1980: 5.

Repealed 18 March 1999.

Chapter 15. – Of The Stow Prizes and Scholars

Statute allowed January 1926

Amended 3 January 1935: 5; 31 January 1980: 5

Repealed 18 March 1999.

Chapter 16A. – Of The Everard Scholarship

Statute allowed 16 June 1949

Amended: 8 December 1949: 2; 2 February 1978: 2.

Repealed 18 March 1999.

¹ Repeal history from 1999 onwards – last updated September 2015

Chapter 17.- Of Examinations and Other Forms of Assessment

Statute allowed 3 January 1907.

Amended: 2 December 1926: (f); repealed and new statute substituted 12 February 1987; 21 February 1991: repealed and new statute substituted; repealed and new statute substituted 18 Mar. 1999.

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006.

Statute 18. – Of Academic Dress

Statute allowed 8 December 1949.

Repealed 18 March 1999.

Chapter 19.- Saving Clause and Repeal

Statute allowed 18 December 1886.

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 21. – Of Student Misconduct on Roseworthy Campus

Statute allowed 20 February 1997.

Repealed 18 March 1999.

Chapter 23. – Of Graduates and Undergraduates

Statute allowed 13 February 1992.

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 27. – Of the Of Examinations and Other Forms of Assessment

Statute allowed 3 January 1907.

Repealed 18 March 1999.

Chapter 25.- Miscellaneous

Statute allowed 27 December 1899.

Amended: 12 Aug. 1903: 3; 12 Aug. 1915: 5,6; 5 Dec. 1918: 3A, 4A; 10 Dec. 1919: 4,7; 7 Dec. 1927: 9; 7 Dec. 1932: 10; 10 Jan. 1946: 11; 23 Jan. 1947:4B; 11 Dec. 1947: 2A; 14 Dec. 1950: 12; 11 Nov. 1954: 1A; 18 Oct. 1956: 2A, 8A; 28 July 1959: 4C, 5A; 17 Dec. 1959: 2A; 16 Mar. 1961: 2B, 3B (Repeal); 4 Apr. 1963: 12, 13; 28 Jan. 1965: 10; 21 Dec. 1967: 14 (Repeal); 9 Jan. 1969:15; 24 Dec. 1969: 4C(c), 4C(d), 15; 16 Dec. 1971: 8, 13; 21 Dec. 1972: 2A; 15 Jan. 1976: 2A, 2B, 4C, 4C(b); 23 Dec. 1976: 2A; 8 Feb. 1979: 3C; 31 Jan. 1980:1, 5A, 6, 7,; 24 Feb. 1983: 2, 4, 16, 17.; 20 July, 1989: 4c(a), 8(c); 1 Mar. 1990: 8 (repealed), 8A (repealed), 13; 28 Jan. 1993: 13 (repealed); 23 Feb. 1995: 3c, 4c, 5, 5A(i), 6, 7, 10, 12, 15; 8 Feb. 1996: 3A (repealed); 19 Mar. 1998: 2A, 2B. 18 Mar. 1999: 1A, 2, 2A,2B, 3, 4A, 4B, 4C,(?), 5A(ii), 9, 13 (repealed); 27 January 2000: 4C (a) - (e) (repealed).

Paragraph 1 repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006.

Repealed by a *Statute to Vary or Revoke Certain Statutes*, 22 November 2012.

Chapter 30. – Of the Tinline Scholarship

Statute allowed 28 January 1965

Repealed 18 March 1999.

Chapter 31. – Of the David Murray Scholarships

Statute allowed 13 January 1908.

Repealed 18 March 1999.

Chapter 32. – Infectious Diseases

Statute allowed 24 August 1910.

Repealed 18 March 1999.

Chapter 36. – Of the John Creswell Scholarships

Statute allowed 24 December 1913

Repealed 18 March 1999.

Chapter 42. – Of the A.M. Simpson Library in Aeronautics

Statute allowed 5 December 1918

Repealed 18 March 1999.

Chapter 45. – Of the Barr Smith Library

Statute allowed 9 December 1920.

Repealed 18 March 1999.

Chapter 46. – Of the George Thompson Bursary in Commerce

Statute allowed 6 December 1923

Repealed 18 March 1999.

Chapter 47. – Of the Elizabeth Jackson Library

Statute allowed 11 December 1924.

Repealed 18 March 1999.

Chapter 52. – Of the Bonython Prize

Statute allowed 3 January 1929.

Repealed 18 March 1999.

Chapter 55. – Of the Fred Johns Scholarship for Biography

Statute allowed 8 December 1938.

Repealed 18 March 1999.

Chapter 58. – Of the T.G. Wilson Travelling Scholarship in Obstetrics

Statute allowed 4 October 1962.

Repealed 18 March 1999.

Chapter 63. – Of the William Gardner Scholarship and the William Gardner Prize

Statute allowed 25 August 1955.

Repealed 18 March 1999.

Chapter 67. – Of the Angas Parsons Prize

Statute allowed 10 July 1947

Repealed 18 March 1999.

Chapter 77. – Of the Barker Scholarship in Law

Statute allowed 17 January 1952.

Repealed 18 March 1999.

Chapter 80. – Of the Barr Smith Travelling Scholarship in Agriculture

Statute allowed 25 August 1955.

Repealed 18 March 1999.

Chapter 82. – Of the Lady Barr Smith Memorial Fund for Cancer Research

Statute allowed 12 December 1963.

Repealed 18 March 1999.

Chapter 85.- Of Election of Members of the Council

Statute allowed 16 September 1971. Amended: 23 Jan. 1975: 5(4), 9(2), 11; 20 July 1989: 9(2); 20 Feb. 1997:2

Repealed 14 May 2004

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 86.- Of the Degree of Doctor of the University

Regulations allowed 10 August 1978

Repealed 18 November 2004

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

See – *Special Degrees Rules*

Chapter 87. – Of the Abbie Memorial Lecture

Statute allowed 31 January 1980.

Repealed 18 March 1999.

Chapter 88. – Of the Waite Agricultural Research Institute

Statute allowed 24 February 1983. Amended: 20 July 1989: 2(b), 2(f), 3, 4(c), 4(d), 4(e), 4(f), 5 (repealed), 7, 8, 9; 8 Feb. 1996: 2, 3-8 (repealed).

Repealed by *a Statute to Revoke Certain Statutes 1/2009*, 22 October 2009.

Chapter 91. - Of Mattanya Housing Association Incorporated

Statute Allowed 8 February 1996.

Repealed 16 December 2004

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006