

Statutes of the University

updated 3 August 2006



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 IA.- 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.
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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 the Senate

Repealed 16 December 2004

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 4.- Of Academic Staff

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

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

Chapter 7.- Of the Seal of the University

1. The Chancellor, the Deputy Chancellors, the Vice-Chancellor and the Convener of the Finance Committee shall be the custodians of the University's Seal.

2. In the case of any certificate for a degree or diploma the Seal may be affixed in the presence of and be attested by the Chancellor or the Vice-Chancellor alone.

3. Any two of the custodians may authorise the affixing of the Seal to any document received at the office of the person for the time being serving as secretary of the Council more than seventy-two hours before the next anticipated meeting of the Council, if the said two custodians are satisfied that the sealing of the document is urgently required, that the document is not one which requires the approval of the Governor under sub-sections (2) and (3) of section 4 of the University of Adelaide Act 1971 and that the document is one the sealing of which the Council is likely to approve. The affixing of the Seal on such authorisation shall be attested by the signatures of the two custodians concerned and of the officer who affixed it; and every such case shall be reported to the Council at its next meeting.

4. In all other cases the Seal shall be affixed to a document only by the authority of the Council and

in the presence of one of the custodians and the affixing of the Seal shall be attested by the signatures of such custodian and of the officer who affixes the Seal.

Statute allowed 9 January 1969.

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

Chapter 9.- Of Admission and Enrolment

Repealed by *A Statute to Vary or Revoke Certain Statutes*, 3 August 2006

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 12.- Of Conduct of Students in the University

1. Misconduct by a student is an offence under this Statute.
2. Misconduct means:
 - 2.1 any act or omission of a student prohibited by a Statute, regulation, rule or by-law of the university
 - 2.2 any other unjustified act or omission of a student which adversely affects the University or any member of the University in his or her capacity as such.
3. Student means any person who is enrolled as a candidate for an award, or for any course of study offered by the University for an award.
4. Unless another Statute, regulation, rule or by-law provides another process, any complaint of misconduct made by a member of the University against a student shall be dealt with in accordance with the rules made pursuant to this statute.

18 Mar. 1999; Repealed and new Statute substituted.

See also - *Rules for Student Conduct*

See also - *Rules for Student Misconduct on Roseworthy Campus*

Chapter 17.- Of Examinations and Other Forms of Assessment

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

Chapter 19.- Saving Clause and Repeal

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

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 23.- Of Graduates and Undergraduates

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

Chapter 25.- Miscellaneous

8. A student, who, in the opinion of the professor or lecturer concerned, is unable to profit by a course of lectures, may be reported to the faculty. The faculty, after consideration of the student's record, shall furnish a report to the Council, who may thereupon require the student to withdraw for the remainder of the academic year from one, or in special cases from more than one, course of lectures, not necessarily including that for which he has been reported.

11. (1) Notwithstanding the provisions of any other statute or regulation of the University, any student may be precluded in the manner herein provided from entering upon or proceeding with any course of study.

(2) If it appears to any faculty or board of studies that it is not in the interests:

- (a) of the University, or
- (b) of other students thereof, or
- (c) of the public (having regard to any profession, avocation, or calling for which the student may be qualifying):

that any student should be permitted to enter upon or proceed with any course of study under the control of that faculty or board it shall be lawful for the faculty or board to forward to the Council a recommendation to that effect, together with a statement of the grounds upon which the recommendation is made.

(3) Subject to sub-clauses (4) and (5), the Council, if it thinks fit, may adopt any such recommendation with or without modification, whereupon the student shall be precluded in accordance with the terms of the recommendation as so adopted.

(4) No such recommendation shall be adopted with or without modification unless and until the student has had an opportunity of being heard and of adducing evidence in opposition to the recommendation.

(5) Any such hearing may be by the Council or by a committee appointed for that purpose and consisting of or including at least three members of the Council. At the conclusion of its hearing the committee shall make a report and the Council may if it thinks fit act upon any such report.

(6) The Council shall be at liberty to review any decision under sub-clause (3) hereof at any time.

(7) Any decision of the Council under sub-clause (3) or sub-clause (6) hereof shall not affect

anything lawfully done or suffered before such decision.

12. Repealed.

14. Any member of the academic staff may dismiss from his class any student who he considers is disrupting that class. The member of the academic staff shall report any such dismissal, and the reasons for it, forthwith to the Head of his department.

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.

See also - *Rules on Endowments (formerly Miscellaneous Rules)*

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 85.- Of Election of Members of the Council

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

Repealed 18 November 2004

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

See – *Special Degrees Rules*

Chapter 88.- Of the Waite Agricultural Research Institute

Whereas the University received in 1924 a gift of property and endowments from Mr Peter Waite, the University Council at that time established "The Waite Agricultural Research Institute".

1. The aims of the Waite Agricultural Research Institute shall be:

- (a) to conduct research in agriculture and allied subjects;
- (b) to provide postgraduate teaching for degrees of the University; and
- (c) to provide teaching for the degree of Bachelor of Agricultural Science.

2. The Council shall appoint a suitable person to be the Director 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).

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 notwithstanding 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.*

Chapter 91. - Of Mattanya Housing Association Incorporated

Repealed 16 December 2004

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