

Instrument of Delegation

Delegation of power to the Convenors' Committee

1. Background

The University of Adelaide Act 1971 (SA) ("the Act") provides in Section 9 for the Council to be the governing body of the University and it is vested with a number of responsibilities.

Section 9 (2) requires the Council to advance the interests of the University in all matters. Section 10 of the Act authorises the Council to delegate any of its powers and functions to a committee on the basis and subject to the conditions set out in the section.

For the University to remain competitive, it must have the capacity to respond promptly and with certainty to strategic and commercial opportunities and risks. To facilitate responses by the University in a time and manner that maximises its position and advances the interests of the University, it is prudent to enable an executive of the Council to exercise Council powers and functions outside Council meetings as well as to respond to urgent matters as they arise.

The Council has established a Convenors' Committee comprising the Chairs of the Standing Committees of Council. Council has determined that the Convenors' Committee should fulfil the role of an executive of Council. This will enable that Committee, acting as an executive of Council, to deal with matters outside a Council meeting, where, in the opinion of the Chancellor it would not be in the best interests of the University to delay the exercise of such a power or function until the next scheduled meeting of Council.

This delegation does not extend to the excluded powers and functions listed below.

The Council resolved on the date appearing below to delegate to the Convenors' Committee the powers and functions of the Council **save and except** for the excluded powers and functions here specified.

- The power to approve the alienation of land (Section 4(5));
- The power to confer awards (Section 6);
- The power to appoint a Chancellor (Section 7 (1)) and the terms and conditions of that appointment (Section 7 (2));
- The power to appoint a Vice-Chancellor (Sections 8 (1) and 9 (1)(a)) and the terms and conditions of that appointment (Section 8 (3));
- The power to approve the mission and strategic direction of the University and the annual budget and business plan; (Section 9(1)(b));
- The power to re-appoint Council members (Section 12(1)(d));
- The power to remove from office an appointed or elected member of Council (Sections 13(1) and 17A);
- The power to make Statutes and Rules (section 22), and By-laws (Section 23);
- The power to approve amounts payable for commissions and administration of the management of the common investment fund (Section 33(1)).

together, the "excluded powers and functions".

Council also resolved to authorise the Chancellor to sign this instrument on its behalf.

2. Delegation

The Council hereby delegates to the Convenors' Committee the powers and functions of the Council **save and except** for the excluded powers and functions specified in this Instrument.

Where it so exercises a power or function of the Council, the Committee must at the next available Council meeting, provide a report on the circumstances that caused the Chancellor to be satisfied that it would not be in the best interest of the University to delay the exercise of such power or function until the next scheduled meeting of Council.

3. Revocation of previous Delegation

With the authority of Council the Instrument of Delegation dated 24 October 2017 (reference: d2017/220971) is revoked and replaced in its entirety with this Instrument.

4. Commencement

This Instrument of Delegation comes into full force and effect on the date it is signed by the Chancellor.

SIGNED BY AND ON BEHALF OF THE COUNCIL
WITH THE AUTHORITY GIVEN BY COUNCIL
BY RESOLUTION DATED THE ...5... DAY OF December 2017



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The Chancellor
Rear Admiral the Honourable Kevin Scarce AC CSC RAN (Rtd)