1975 No. 181

EDUCATION

Ulster College Regulations (Northern Ireland) 1975

Made . . . . . 26*th June* 1975

Coming into operation . . . . . 1*st August* 1975

The Department(a) of Education (hereinafter referred to as "the Department") in pursuance of the powers vested in it by sections 1 and 9 of the Ulster College Act (Northern Ireland) 1968(b) and of all other powers enabling it in that behalf, and with the approval of the Department(c) of Finance as to grants, hereby makes the following regulations:

Citation and commencement

1.—(1) These regulations may be cited as the Ulster College Regulations (Northern Ireland) 1975.

(2) These regulations shall come into operation on 1st August 1975.

Regulations revoked

2. The following regulations are hereby revoked:

the Ulster College Regulations (Northern Ireland) 1969(d);

the Ulster College (Amending) Regulations (Northern Ireland) 1971(e);

the Ulster College (Amending) Regulations (Northern Ireland) 1972(f).

Introductory

3.—(1) In these regulations "the College" means the Ulster College.

(2) There shall continue to be a body corporate called the Governors of the Ulster College (in these regulations referred to as "the Governors").

Composition of the Governors

4. The Governors shall consist of—

(*a*) the following persons appointed by the Department:

(i) one person to act as chairman;

(ii) two persons appointed after consultation with the Belfast Education and Library Board;

(iii) four persons appointed after consultation with the Association of Education and Library Boards;

(iv) three persons appointed after consultation with the Northern Ireland Committee of the Irish Congress of Trade Unions;

(a) Formerly Ministry: *see* 1973 c. 36 Schedule 5 paragraph 8
(b) 1968 c. 14 (N.I.)
(c) Formerly Ministry: *see* 1973 c. 36 Schedule 5 paragraph 8
(d) S.R. & O. (N.I.) 1969 No. 74 (p. 317)
(e) S.R. & O. (N.I.) 1971 No. 272 (p. 1320)
(f) S.R. & O. (N.I.) 1972 No. 150 (p. 889)

(v) three persons appointed after consultation with the Northern Ireland Chamber of Commerce and Industry;

(vi) three persons appointed after consultation with the Confederation of British Industry (Northern Ireland Region);

(vii) two persons appointed after consultation with such organisations appearing to the Department to represent teachers serving in secondary schools and institutions of further education, as it shall think fit;

(viii) two persons appointed after consultation with The Queen's University of Belfast;

(ix) one person appointed after consultation with the New University of Ulster;

(x) one person appointed after consultation with the Department of Health and Social Services;

(xi) one person appointed after consultation with the Arts Council of Northern Ireland;

(xii) one person appointed after consultation with the Royal Ulster Academy of Arts; and

(*b*) the following persons:

(i) the director of the College for the time being who shall act as vice-chairman;

(ii) not more than eight persons consisting of the pro-directors for the time being and such other members of the academic staff of the College as shall be determined from time to time by the persons appointed under 4(*a*) and 4(*b*)(i);

(iii) three persons elected by the academic staff of the College for the time being from their own number in accordance with arrangements made by the Governors; and

(iv) three students of the College for the time being elected by the Students' Representative Council in accordance with arrangements made by the Governors.

Power of co-option

5. The Governors shall have power to co-opt not more than three other persons to serve as governors for a period not exceeding three years in each case.

Period of office

6.—(1) Subject to the provisions of this regulation governors other than the director and pro-directors of the College shall hold office each for a term of three years.

(2) The first governors to be appointed under the provisions of regulation 4(*a*)(ii), (iii), (x) and (xi) shall take up office on such date or dates as the Department may decide.

(3) The term of office of each governor existing at the date of these regulations shall expire on the date on which it was due to have expired under the regulations hereby revoked.

(4) The persons elected under regulation 4(*b*)(iii) and (iv) and the persons other than pro-directors as determined under regulation 4(*b*)(ii) shall be elected annually as soon as possible after 1st September in each year. No such person may serve as a governor for more than three consecutive years.

Power of Governors

7. Subject to the provisions of these regulations the Governors shall have power to make rules for the conduct of the College and to make standing orders for the regulation of their own proceedings, and of the proceedings of committees of the Governors and for keeping of records, the execution of documents and other such matters connected with the conduct of their business as they think fit.

Determination of governership

8.—(1) Any governor (other than the director, pro-directors and principal members of the academic staff of the College)—

(*a*) who is absent from all meetings of the Governors during a period of one year shall cease to be a governor at the end of the next ensuing meeting unless the Governors at that meeting decide otherwise: Provided that attendance at a meeting of a committee of the Governors shall be regarded as attendance at a meeting of the Governors for the purposes of this sub-paragraph;

(*b*) who is adjudicated a bankrupt or who is legally incapacitated from acting shall thereupon cease to be a governor;

(*c*) who communicates in writing to the Governors a wish to resign shall thereupon cease to be a governor.

(2) Any governor who is a member of the academic staff of the College, shall cease to be a governor upon ceasing to be a member of the academic staff, receiving notice to terminate his employment or being suspended. Any such governor whose suspension is subsequently lifted may be reinstated as a governor at the discretion of the Department.

(3) Any governor who is a student of the College shall cease to be a governor upon ceasing to be a student of the College or being suspended. Any such governor whose suspension is subsequently lifted may be reinstated as a governor at the discretion of the Department.

Vacancies

9.—(1) Every vacancy in the office of governor, other than persons appointed under the provisions of regulations 4(*b*) and 5 shall be notified to the Department.

(2) Subject to the provisions of regulations 5, 6(4) and 11(2) any governor may be appointed or elected for a further period of office.

(3) A governor appointed in place of a governor who has died or vacated office before the end of his normal period of office shall hold office only during the unexpired portion of the said governor's period of office.

Validity of proceedings of Governors

10. No defect in the qualification or appointment of any person acting as a governor or as a member of any committee of the Governors shall invalidate any proceedings of the Governors or committee in which he has taken part. Subject to the provisions of regulation 12 as to a quorum the Governors may act notwithstanding any vacancy in their number or any vacancy in or non-appointment to any post carrying with it the office of governor or that the full number of governors cannot for any reason be constituted.

Governors to have no financial interest in the College

11.—(1) No governor shall take or hold any interest in property held or used for the purposes of the College, otherwise than as a trustee for the purposes thereof, or receive any remuneration (other than that payable in respect of salary or other emoluments as director or member of staff of the College) for his services but subject to the approval of the Department governors may receive out-of-pocket expenses incurred in connection with the discharge of their duties as governors.

(2) A governor who is concerned, by himself or his partner or through any company of which he is a director or with the management of which he is associated in any similar capacity, in any bargain or contract entered into with the Governors, or who participates by himself or his partner or through such company in the profit of any such bargain or contract or of any work done under the authority of the Governors, shall become disqualified from being a governor unless—

(*a*) before the bargain or contract is entered into he makes full disclosure of any such interest as aforesaid, and

(*b*) he abstains from voting upon any matter connected therewith.

Meetings of Governors

12.—(1) The Governors shall hold ordinary meetings at least four times in each year.

(2) A special meeting of the Governors may be summoned by the secretary to the Governors on the request either of the chairman or of any six governors, at least three of whom must be governors who are neither members of the academic staff nor students of the College.

(3) There shall be a quorum when one-third of the Governors are present at a meeting and more than half of those present are governors appointed under the provisions of regulation 4(*a*).

(4) The chairman, or in his absence the vice-chairman, shall preside at meetings of the Governors but if both are absent from any meeting or any part of it a chairman of that meeting or of that part of a meeting shall be appointed by the governors present.

(5) Every matter shall be determined by a majority of the Governors present and voting on the question. In the case of equality of votes on any matter the chairman of the meeting shall have a second or casting vote.

(6) Minutes shall be kept of all meetings of the Governors and their committees and shall be signed at the same or the next ordinary meeting of the Governors or the committee, as the case may be, by the person presiding thereat.

(7) Unless invited by a resolution of the other governors present at the meeting to remain, a governor who is a member of the academic staff of the College shall withdraw from that part of any meeting of the Governors, or a committee thereof, at which there is consideration of the appointment or promotion of a person to a post equal to or senior to that which is held by him or consideration of the suspension, dismissal, or retirement of a person holding such a post.

(8) No governor who is a member of the academic staff of the College shall take part as governor in the consideration of his own promotion, suspension, dismissal or retirement.