1969. No. 74 [C]

ULSTER COLLEGE REGULATIONS

REGULATIONS DATED 31ST MARCH 1969, MADE BY THE MINISTRY OF EDUCATION WITH THE APPROVAL OF THE MINISTRY OF FINANCE AS TO GRANTS UNDER THE ULSTER COLLEGE ACT (NORTHERN IRELAND) 1968.

The Ministry of Education (hereinafter referred to as "the Ministry") in pursuance of the powers vested in it by Sections 1 and 9 of the Ulster College Act (Northern Ireland) 1968(a) and of all other powers enabling it in that behalf, and with the approval of the Ministry 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) 1969.

(2) These Regulations shall come into operation on 1st April 1969.

Definition of the Ulster College

2. In these Regulations the College shall mean the institution known as the Ulster College comprising the following constituent institutions:

(1) the College of Technology to be erected at Jordanstown in the County of Antrim;

(2) the College of Commerce and Management to be erected at Jordanstown in the County of Antrim;

(3) the College of Physical Education situated at Jordanstown in the County of Antrim;

(4) the College of Art and Design situated at York Street in the City of Belfast;

(5) the College of Domestic Science situated at Garnerville Road in the City of Belfast;

(6) such other colleges as the Governors with the approval of the Ministry may from time to time determine.

Incorporation of the Governors

3. There shall be and is hereby established a body corporate to be called the Governors of the Ulster College (in these Regulations referred to as "the Governors").

Composition of the Governors

4.—(1) The Governors shall consist of:

(*a*) the following persons appointed by the Minister of Education (hereinafter referred to as "the Minister"):

(i) one person to act as chairman;

(ii) three persons appointed after consultation with the Belfast Education Committee;

(iii) three persons appointed after consultation with the Association of Northern Ireland Education Committees;

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

(a) 1968, c. 14 (N.I.).

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

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

(vii) two chief education officers appointed after consultation with the Association of Education Officers (Northern Ireland);

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

(ix) two persons appointed after consultation with the Queen's University of Belfast;

(x) one person appointed after consultation with the New University of Ulster, Coleraine;

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

(*b*) the following persons:

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

(ii) the principals for the time being of the constituent institutions of the College;

(iii) three persons nominated by the Academic Board of the College (as hereinafter constituted) from their own number.

Power of Governors

5. Subject to the provisions of these Regulations the Governors shall have power to make and alter rules for the conduct of the College and shall 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.

Power of Co-option

6. The Governors shall have power to co-opt not more than six other persons to serve as governors.

Period of Office

7.—(1) Subject to the provisions of this Regulation governors other than the director of the College and the principals of the constituent institutions of the College shall hold office each for a term of three years.

(2) Of the first governors the Minister may appoint up to one-third for a period of one year and up to one-third for a period of two years.

(3) The first governors shall take up office on such date as the Minister may appoint.

Maximum Age for Appointment or Co-option as Governor

8. A person who has attained the age of seventy years shall not be eligible for appointment or co-option as a governor but a person who attains the said age while he is a governor may continue to be a governor until the expiry of the period of his office.

Determination of Governorship

9.—(1) Any governor (other than the director of the College and the principals of the constituent institutions 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;

(*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 Minister.

Vacancies

10.—(1) Every vacancy in the office of governor, other than that of co-opted governor, shall be notified to the Minister.

(2) Subject to the provisions of Regulations 8 and 12(2) any governor may be appointed, nominated or co-opted 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

11. 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 13 as to a quorum the Governors may act notwithsanding 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

12.—(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 Ministry 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

13.—(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 three governors, at least one of whom must be a governor who is not a member of the academic staff.

(3) There shall be a quorum when one-third of the Governors are present at a meeting.

(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.

Appointment of Committees

14. The Governors may appoint such committees as they consider necessary to exercise such functions as may be delegated to them by the Governors under Regulation 17. The committees may include members who are not governors provided that at least one-half of the members of any committee and the chairman of the committee are governors.

Appointment of Advisory Panels

15. The Governors may, after consultation with the Academic Board of the College, appoint advisory panels to assist with the development of specified fields of study. Such panels shall if practicable include a majority of persons, whether members of the academic staff or not, who have expert knowledge of the relevant field of study.

Functions of the Governors

16.—(1) The Governors shall:

(*a*) conduct the College and plan its development within the financial limits specified by the Ministry;

(*b*) subject to such directions, if any, as the Ministry may give, determine the courses to be provided in the College;

(*c*) prepare and submit to the Ministry for approval estimates of income and expenditure for the College for such period and in such form as the Ministry may from time to time direct, supply such other information as the Ministry may require and ensure that expenditure is kept within the amounts approved;