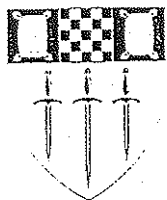


University of Surrey



Charter and  
Statutes

## THE CHARTER

ELIZABETH THE SECOND by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Our other Realms and Territories Queen, Head of the Commonwealth, Defender of the Faith:

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING!

WHEREAS a humble Petition has been presented unto Us by the Governing Body of Battersea College of Technology praying that We should constitute and found a University within Our County of Surrey for the advancement and diffusion of learning and knowledge and grant a Charter with such provisions in that behalf as shall seem to Us right and suitable:

AND WHEREAS We have taken the said Petition into Our Royal Consideration and are minded to accede thereto:

NOW THEREFORE Know Ye that We by virtue of Our Prerogative Royal and of Our especial grace, certain knowledge and mere motion have willed and ordained and by these Presents do for Us, Our Heirs and Successors will and ordain as follows:—

1. The Chancellor, the Pro-Chancellors, the Vice-Chancellor, the Treasurer, the Pro-Vice-Chancellors and the Academic Deans for the time being, the members for the time being of the Court, the Council, the Senate and the Academic Staff, the Graduates of the University, the Graduate and Undergraduate Students of the University and all others who shall pursuant to this Our Charter and the Statutes of the University for the time being be Members of the University are hereby constituted and from henceforth for ever shall be one Body Politic and Corporate, with perpetual succession and a Common Seal by the name and style of "The University of Surrey" (hereinafter called "the University").

2. The objects of the University shall be the pursuit of learning and the advancement and dissemination of knowledge, in Science and Technology and all that pertains to a fuller understanding of humanity, in close co-operation with the industrial life of the country; so that by its discipline and inspiration and by the sharing of their life and interests its Members at all levels may grow in wisdom as well as knowledge and be enabled, according to the best of their several talents and abilities, to enrich their own lives and the life and livelihood of the community.

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3. The University shall be a teaching, a research and an examining body and, subject to this Our Charter and the Statutes of the University (hereinafter called "the Statutes"), shall have the following powers:—

- (1) To provide instruction in such branches of learning as the University may think fit, for Members of the University and for others, and to establish, maintain and administer places of instruction.
- (2) To make provision for research, and for the conservation, advancement and dissemination of knowledge in such manner as the University shall determine, and to establish, maintain and administer places of research.
- (3) To prescribe the General Entrance Requirements of the University and the conditions under which persons shall be admitted to the University and to any particular scheme of study therein.
- (4) To confer and grant Degrees, Diplomas, Certificates and other academic distinctions on and to persons who shall have pursued a scheme of study or research approved by the University and shall have passed the examinations or other tests prescribed by the University or who shall have fulfilled such other conditions as may be required by the University.
- (5) To confer Degrees or other academic distinctions on members of the academic and other staff of the University.
- (6) To confer on persons approved by the University, Honorary Degrees, the title of Professor Emeritus or other such academic distinctions.
- (7) On what the University shall deem to be good cause, to deprive persons of any Degrees, academic distinctions or titles conferred on or granted to them by the University.
- (8) To affiliate other bodies, or departments thereof, to recognise selected members of the staffs thereof as teachers of the University, to admit members thereof to any of the privileges of the University and to accept attendance at courses of study in such bodies or departments thereof in place of such part of the attendance at courses of study in the University upon such terms and conditions and subject to such Regulations as may be determined from time to time by the University.
- (9) To co-operate, by means of Joint Boards or otherwise, with other educational authorities for the conduct of examinations and for such other purposes as may be determined from time to time by the University.
- (10) To engage and employ in the conduct of the academic, administrative and domestic affairs of the University such persons in such capacities and in accordance with such

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conditions of service as the University shall decide and to dismiss such persons.

- (11) To establish Professorships, Readerships, Senior Lectureships, Lectureships and other such posts required by the University and to appoint persons thereto.
- (12) To institute and award Fellowships, Studentships, Scholarships and prizes and other aids to study and research.
- (13) To regulate and superintend the conduct of the Students of the University.
- (14) To establish, maintain and administer places of residence for staff and Students of the University; and to approve and inspect other places in which Students of the University may reside.
- (15) To provide such facilities and services for profit or otherwise as may best conduce to the welfare of the staff and Students of the University, provided that they be consistent with the objects of the University as a place of education and learning.
- (16) To print, reproduce and publish such works of learning, education and research as the University may think fit, and to sell or otherwise dispose of the same.
- (17) Alone or jointly with other persons or bodies to establish, maintain and administer research, design, development, statistical and advisory projects and services, and to sell, license or otherwise dispose of the same or the product of the same for profit or otherwise.
- (18) To demand and receive fees, to procure contributions to the funds of the University and to borrow or raise money for its purposes in such manner as the University may think fit.
- (19) To act as trustees or managers of any property, legacy, endowment, bequest or gift for purposes of education or research or otherwise in furtherance of the work or welfare of the University and to invest any funds representing the same in accordance with the provisions of the Statutes.
- (20) To enter into and execute an agreement with the Governing Body of Battersea College of Technology for the incorporation of that College in the University and for taking over its property, rights, privileges and liabilities.
- (21) To allow to be incorporated into the University such bodies, corporate or otherwise, as the University thinks fit, provided such incorporation shall be in furtherance of the objects of the University or any of them, and whether or not the property, rights, privileges and liabilities of the body to be incorporated shall pass to the University in whole or in part.
- (22) To give guarantees to building societies whether in pursuance of continuing arrangements or not.

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- (23) To obtain through Our College of Arms a grant of armorial bearings, which shall be duly recorded in Our said College.
- (24) To do all such other acts and things (including the promotion of a Bill or Bills in Parliament) whether incidental to the powers aforesaid or not as may be requisite in order to further the objects of the University.
4. There shall be a Chancellor of the University who shall be the High Officer of the University, and shall preside over meetings of its Court, and have power to confer Degrees.
5. There shall be a Pro-Chancellor or Pro-Chancellors of the University not exceeding three in number. The Pro-Chancellor, or one of the Pro-Chancellors as prescribed by the Statutes, shall, subject to the Statutes, during a vacancy in the office of Chancellor or during his inability through illness or any other cause to perform his functions and duties, perform the functions and duties of the Chancellor.
6. There shall be a Vice-Chancellor of the University, who shall be the principal academic and administrative Officer of the University and ex-officio Chairman of the Senate, and have power to confer Degrees during a vacancy in the office of Chancellor or during the Chancellor's inability through illness or any other cause to confer Degrees.
7. There shall be a Treasurer of the University who shall, in an honorary capacity, fulfil such functions as may be determined by the Council.
8. There shall be a Pro-Vice-Chancellor or Pro-Vice-Chancellors of the University (not exceeding three in number) who shall, subject to the Statutes, during the inability of the Vice-Chancellor through illness or any other cause to perform his functions and duties, severally or together perform the functions and duties of the Vice-Chancellor.
9. There shall be Academic Deans who shall perform such functions as may be prescribed by or under the authority of the Statutes.
10. The first Chancellor, Pro-Chancellor, Vice-Chancellor and Treasurer shall be the respective persons named in the First Schedule to this Our Charter.
11. There shall be a Court of the University (in this Our Charter called "the Court") which shall receive an annual report on the working of the University from the Vice-Chancellor, which may discuss any matter relating to the University and which may express its views to the Council and to the Senate.

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12. There shall be a Council of the University (in this Our Charter called "the Council") which shall, subject to the Statutes, be the executive governing body of the University and shall have the custody and use of the Common Seal, and shall be responsible for the management and administration of the revenue and property of the University and shall, subject to the powers of the Senate as provided in this Our Charter and the Statutes, have general control over the conduct of the affairs of the University and shall have all such other powers and duties as may be conferred upon it by the Statutes.

13. There shall be a Senate of the University (in this Our Charter called "the Senate") which shall, subject to this Our Charter and the Statutes, be the governing body of the University in all academic matters, including teaching and research in the University and the regulation and superintendence of the education and conduct of the Students of the University.

14. (1) It shall be the duty of the Council to refer to the Senate any matter coming before the Council which the Council considers to have academic implications and which has not been previously considered by the Senate.

(2) It shall be the duty of the Senate to bring before the Council any matter coming before the Senate which the Senate considers to have financial implications or in any way to affect the general well-being of the University or its relationship with persons and bodies outside the University.

15. (1) Departments of the University shall be grouped in such manner and for such purposes as the Senate may determine from time to time. For each such group there shall be an Academic Board of the University. The constitution, powers, functions and membership of Academic Boards shall be prescribed by the Statutes.

(2) The Chairman of each Academic Board shall be appointed by the Senate and on his appointment as such he shall become an Academic Dean. The Chairman of an Academic Board may resign at any time by writing addressed to the Senate and on such resignation he shall forthwith cease to be an Academic Dean.

16. (1) For such period as shall be determined in accordance with the provisions of paragraph (2) hereof, there shall be an Academic Advisory Committee of the University (in this Our Charter called "the Academic Advisory Committee") which shall advise the Council and Senate on academic matters and keep under review the standard of the education provided in the University and of the Degrees awarded by the University.

(2) On the motion of the Council, the Lords of Our Most Honourable Privy Council may determine a date on which the Academic Advisory Committee shall be dissolved.

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17. There shall be a Convocation of the University consisting of the duly registered Graduates of the University and such other persons as the Statutes may prescribe.

18. There shall be an Academic Assembly of the University consisting of all the members of the Academic Staff of the University and the holders of such other posts as may be prescribed by Ordinance.

19. There shall be a Union of Students of the University whose constitution, powers and functions shall be prescribed by or under the authority of the Ordinances.

20. Subject to the provisions of this Our Charter and the Statutes, the Court, the Council and the Senate, respectively, may from time to time make standing orders for governing their proceedings, and the power to make standing orders shall include the power to add to, amend or repeal any standing orders theretofore made.

21. The Council may at any time with the concurrence of the Senate add to, amend or repeal this Our Charter by a Special Resolution in that behalf and such addition, amendment or repeal shall when allowed by Us, Our Heirs or Successors in Council become effectual so that this Our Charter shall thenceforward continue and operate as so added to, amended or repealed in manner aforesaid. This Article shall apply to this Our Charter as added to, amended or repealed in manner aforesaid.

22. The Council may by Special Resolution and with the concurrence of the Senate make Statutes for the University which may add to, amend or repeal the Statutes for the time being in force; provided that such Statutes shall not be repugnant to the provisions of this Our Charter and that no such Statutes shall have effect until approved by the Lords of Our Most Honourable Privy Council, of which approval a Certificate under the hand of the Clerk of Our said Privy Council shall be conclusive evidence.

23. For the purposes of this Our Charter, a "Special Resolution" means a Resolution passed at one meeting of the Council and confirmed at a subsequent meeting held not less than one calendar month nor more than three calendar months after the former; provided that notice of each meeting and of the proposed Resolution shall be given to each member of the Council not less than fourteen days before the meeting is held, and that the Resolution is passed at each meeting by a majority of not less than three-fourths of the members of the Council present and voting.

24. Subject to the provisions of this Our Charter, Statutes may prescribe or regulate as the case may be—

- (1) The status, appointment and continuance in office of the

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Chancellor, Pro-Chancellors, Vice-Chancellor, Treasurer and Pro-Vice-Chancellors.

- (2) The status, appointment and continuance in office of the other Officers and staff of the University.
- (3) The constitution, powers, functions, duties and business of the Court, Council, Senate, Academic Advisory Committee (while that Committee exists), Academic Boards, Convocation, Academic Assembly and Union of Students; the election, appointment and continuance in office of the Chairmen and other members of those bodies, the filling of vacancies among the members of those bodies and other matters relative to those bodies.
- (4) All such other matters as the Council may deem fit with respect to or for the governing of the University, its Members and constituent parts or otherwise for the promotion of the objects of this Our Charter.

25. The Statutes set out in the Second Schedule to this Our Charter shall be the first Statutes of the University and shall remain in force until they have been added to, amended or repealed in the manner hereinbefore prescribed.

26. The Senate shall have power to propose to the Council Statutes to be made by the Council and it shall be the duty of the Council to consider the same.

27. The Statutes may direct that any of the matters to be prescribed or regulated by Statute as authorised or directed in this Our Charter shall be further prescribed or regulated by Ordinance, by Regulation, or by decision made by the Council or the Senate; provided that any such further prescription or regulation shall not be repugnant to the provisions of the Statutes or of this Our Charter.

28. (1) Subject to the provisions of this Our Charter and the Statutes, the Council, with the concurrence of the Senate, may make such Ordinances as it considers necessary or desirable for the purpose of carrying out the objects of the University, and shall stipulate when such Ordinances come into effect; provided that notice of each such proposed Ordinance and of the date upon which it is proposed that it should come into effect shall be given to each member of the Council not less than fourteen days before the date of the meeting of the Council at which it is to be considered.

(2) Ordinances may add to, amend or repeal Ordinances in force.

29. (1) Subject to the provisions of this Our Charter and the Statutes and Ordinances, the Senate may make such Regulations relating to teaching, to schemes of study and the award of Degrees



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and other academic distinctions, to the conduct of examinations, to the University Library, to the General Entrance Requirements of the University, to the conditions under which persons shall be admitted to the University and to any particular scheme of study therein, to the conditions under which Students shall be permitted to continue their studies in the University, to academic dress, to the conduct of the Students of the University, and to such other matters as it considers necessary or desirable for the purpose of carrying out the objects of the University.

(2) Regulations may add to, amend or repeal Regulations in force.

30. No discrimination on account of sex, race, colour, or religious or political belief shall be shown against any person in determining whether he or she is to be admitted as a Member of the University or to hold office therein or to graduate thereat or shall debar or hinder full enjoyment of the privileges, advantages and facilities provided by the University.

31. The University shall not make any dividend, gift, division or bonus in money unto or between any of its Members except by way of prize, reward or special grant.

32. We reserve unto Ourselves, Our Heirs and Successors, the right, on representation from the Court, to appoint by Order in Council a Visitor of the University for such period and with such duties as We, Our Heirs and Successors shall see fit and his decision on matters within his jurisdiction shall be final.

33. Our Royal Will and Pleasure is that this Our Charter shall ever be construed benevolently, and in every case most favourably to the University and the promotion of the objects of this Our Charter.

IN WITNESS whereof We have caused these Our Letters to be made Patent.

WITNESS Ourselves at Westminster the ninth day of September in the fifteenth year of Our Reign.

BY WARRANT UNDER THE QUEEN'S SIGN MANUAL.

(sd.) COLDSTREAM.

L.S.

## FIRST SCHEDULE

### FIRST OFFICERS OF THE UNIVERSITY

1. The first Chancellor shall be the Right Honourable Alfred Baron Robens of Woldingham.
2. The first Pro-Chancellor shall be Sir George Robert Edwards, Knight, G.B.E., D.Sc., Hon.F.R.Ac.S.
3. The first Vice-Chancellor shall be Douglas Malcolm Aufrère Leggett, Esquire, M.A., Ph.D., D.Sc., F.R.Ac.S.
4. The first Treasurer shall be Lieutenant-Colonel Sir William John Herbert de Wette Mullens, Knight, D.S.O., T.D.

## SECOND SCHEDULE

### STATUTES OF THE UNIVERSITY OF SURREY

#### DEFINITIONS

1. (1) In these Statutes—  
"Academic Advisory Committee" means the Academic Advisory Committee of the University.  
"Academic Assembly" means the Academic Assembly of the University.  
"Academic Boards" means the Academic Boards of the University.  
"Academic Staff" means all persons holding full-time appointments as Professors, Readers, Senior Lecturers, Lecturers or Assistant Lecturers of the University and such other persons or holders of University appointments as the Senate may from time to time stipulate.  
"Charter" means the Charter of the University.  
"Charter Day" means the day on which the Charter becomes of force and effect.  
"Convocation" means the Convocation of the University.  
"Council" means the Council of the University.  
"Court" means the Court of the University.  
"Functions" includes powers and duties.  
"Ordinances" means Ordinances made pursuant to the Charter or these Statutes.

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"Regulations" means Regulations made pursuant to the Charter, these Statutes or the Ordinances.

"Secretary" means the Secretary of the University.

"Senate" means the Senate of the University.

"Statutory bodies" means the Court, the Council, the Senate and the Academic Advisory Committee (while that Committee exists).

"Student" means any Graduate or Undergraduate Student of the University, whether full-time or part-time.

"University" means the University of Surrey.

"Year" means a period of twelve calendar months ending on such date as may be prescribed from time to time by Ordinance, which may prescribe different dates for different purposes.

(2) Words importing the masculine shall include the feminine, and unless the context otherwise requires, words in the singular shall include the plural and words in the plural shall include the singular.

(3) Words defined in the Charter or these Statutes shall have the same meaning in the Ordinances and the Regulations unless the context be repugnant thereto.

#### THE MEMBERS OF THE UNIVERSITY

2. (1) The following persons shall be Members of the University:—

The Chancellor.

The Pro-Chancellors.

The Vice-Chancellor.

The Treasurer.

The Pro-Vice-Chancellors.

The Academic Deans.

The Members of the Court.

The Members of the Council.

The Members of the Senate.

The Members of the Academic Advisory Committee (while that Committee exists).

The Academic Staff.

The Secretary.

The Academic Registrar.

The Librarian.

The Emeritus Professors.

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Holders of such posts on the teaching, research, library and administrative staff as may be prescribed from time to time by Ordinance.

The Members of Convocation.

The Students.

(2) The Council, on the recommendation of the Senate, shall have the power to declare such other persons Members of the University as it may deem fit.

#### THE CHANCELLOR

3. (1) The Chancellor shall be appointed and may be removed by the Court on the recommendation of the Council and the Senate acting jointly. Before making a recommendation the Council and the Senate shall consider a report of a Joint Committee of eleven persons of whom five shall be members of the Council, not being members of the Senate, who shall be appointed by the Council, and five shall be members of the Senate, who shall be appointed by the Senate, and the Chairman shall be an elected member of the Council appointed by the Council.

(2) Subject to these Statutes, the Chancellor shall hold office during his life or until his resignation.

(3) The Chancellor may resign by writing addressed to the Court.

#### THE PRO-CHANCELLORS

4. (1) The Court, on the recommendation of the Council and the Senate acting jointly, shall appoint and may remove one or more Pro-Chancellors. Before making a recommendation the Council and the Senate shall consider a report from a Joint Committee constituted in the manner prescribed in Statute 3(1).

(2) A Pro-Chancellor shall hold office until the end of the third year following his appointment or until such earlier date as the Court on the recommendation of the Council and the Senate may in each case determine and shall be eligible for re-appointment by the Court on the recommendation of the Council and the Senate.

(3) If there is more than one Pro-Chancellor, the Pro-Chancellor who has been in office as such for the longest period or aggregate of periods (whether consecutive or not) shall be the Pro-Chancellor who shall, during a vacancy in the office of Chancellor or during his inability through illness or any other cause to perform his functions, perform the functions of the Chancellor; during the inability of that Pro-Chancellor through illness or other cause to perform those functions, the next senior Pro-Chancellor as aforesaid not so incapacitated shall so act.

(4) A Pro-Chancellor may resign by writing addressed to the Court.

THE VICE-CHANCELLOR

5. (1) The Vice-Chancellor shall be appointed by the Council after consideration of a report of a Joint Committee constituted in the manner prescribed in Statute 3 (1).

(2) Subject to these Statutes, the Vice-Chancellor shall hold office until retirement or until his resignation.

(3) The Vice-Chancellor shall be ex-officio a member of the statutory bodies and (additional to the establishment thereof as prescribed by Statute or Ordinance or as determined by the body or bodies constituting the same) of all Committees, Sub-Committees and Joint Committees of these bodies except the Joint Committees referred to in paragraph (1) of this Statute, Statute 23 (3) and the Ordinances referred to in Statute 26. He shall be Chairman of the Senate.

(4) The Vice-Chancellor shall have a general responsibility to the Council for maintaining and promoting the efficiency and good order of the University.

(5) (A) The Vice-Chancellor may without assigning any reason refuse to admit any person as a Student.

(B) (a) The Vice-Chancellor may report to the Senate a Student whose conduct in his opinion has been or may become harmful to the best interests of the University.

(b) The Vice-Chancellor may for reasons other than failure to comply with Regulations prescribing the academic conditions under which Students are permitted to continue their studies but without at the time assigning any reason—

(i) suspend any Student from any class or classes, and

(ii) exclude any Student from any part of the University or its precincts,

for such period as he may determine subject to the provisions of the Ordinances referred to in Statute 26; provided that such period shall not extend beyond the second meeting of the Senate after the commencement of the period, such meeting to be held not later than 35 days after such commencement; and provided further that the Vice-Chancellor shall report any such suspension or exclusion and the reason therefor to the Senate at its next meeting, such meeting to be held not later than 14 days after such commencement; and provided further that such suspension or exclusion shall not preclude the Student from taking examinations.

(6) The Vice-Chancellor may delegate all or any of his functions under paragraph (5) of this Statute and under the Ordinances referred to in Statute 26, to such Pro-Vice-Chancellors and Academic Deans, or any one of them, as he may think fit.

THE TREASURER

6. (1) The Treasurer shall be appointed and may be removed by the Court on the recommendation of the Council.

(2) The Treasurer shall hold office until the end of the third year following his appointment or until such earlier date as may in each case be determined by the Court on the recommendation of the Council and shall be eligible for re-appointment for one or more further periods each not exceeding three years and determined by the Court as aforesaid.

(3) The Treasurer may resign by writing addressed to the Court.

THE PRO-VICE-CHANCELLORS

7. (1) Pro-Vice-Chancellors shall be appointed by the Council after consideration of a report of a Joint Committee constituted in the manner prescribed in Statute 3 (1).

(2) Subject to these Statutes, Pro-Vice-Chancellors shall hold office for such period and upon such conditions as to re-appointment or otherwise as may be prescribed by Ordinance.

(3) A Pro-Vice-Chancellor shall perform such of the functions of the Vice-Chancellor as shall be delegated to him by or under the authority of the Ordinances.

THE ACADEMIC DEANS

8. (1) Academic Deans shall be appointed by the Senate.

(2) The Academic Deans shall perform such functions as may be prescribed by or under the authority of the Ordinances.

(3) Subject to these Statutes, the Academic Deans shall hold office for such period and upon such conditions as to re-appointment or otherwise as may be prescribed by Ordinance.

(4) An Academic Dean may resign at any time by writing addressed to the Senate and on such resignation he shall forthwith vacate office as Chairman of an Academic Board.

THE SECRETARY AND THE ACADEMIC REGISTRAR

9. The Council shall appoint a Secretary and an Academic Registrar with such functions, at such remuneration and upon such terms and conditions as it may think fit. Before making any such appointment the Council shall consider a report from a Joint Committee constituted in the manner prescribed in Statute 3 (1).

THE LIBRARIAN

10. The Council shall appoint a Librarian of the University at such remuneration and upon such terms and conditions as it may

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think fit. Before making any such appointment the Council shall consider a report from a Joint Committee constituted in the manner prescribed in Statute 3 (1).

#### THE AUDITOR OR AUDITORS

11. (1) The Council shall appoint an Auditor or Auditors. Every such Auditor shall be a member of a body of accountants established in the United Kingdom and for the time being recognised by the Board of Trade for the purposes of paragraph (a) of subsection (1) of Section 161 of the Companies Act, 1948. No person shall be appointed or remain an Auditor who is or any one of whose partners is a Member of the Court, the Council or the staff of the University.

(2) The Auditor or Auditors shall hold office for such period as the Council may think fit and shall be eligible for re-appointment, and shall receive such remuneration as may be determined from time to time by the Council.

(3) The Auditor or Auditors shall have a right of access at all reasonable times to the books, records, accounts and vouchers of the University and shall be entitled to require from the Officers, staff and any constituent body of the University such information and explanations as he or they consider necessary for the performance of his or their duties.

(4) If the office of Auditor or Auditors shall become vacant by his or their death or resignation or any other cause before the expiration of his or their period of office, the Council shall forthwith appoint an Auditor or Auditors in his or their place for the remainder of such period.

(5) An Auditor may resign by writing addressed to the Council.

(6) The Auditor or Auditors shall make a report to the Council at least once in each year.

#### THE COURT

12. (1) The Court shall consist of the following persons, namely:—

(A) Ex-officio Members—

- (a) (i) The Chancellor.
- (ii) The Pro-Chancellors.
- (iii) The Vice-Chancellor.
- (iv) The Pro-Vice-Chancellors.
- (v) The Academic Deans.
- (vi) The Heads of Departments and Professors.
- (vii) The Librarian.
- (viii) The Emeritus Professors.

- (ix) Those members of the Senate who are not also members of the Court by virtue of the foregoing provisions of this Statute.
- (b)
  - (i) The Treasurer.
  - (ii) Holders of such offices in the University as may be prescribed from time to time by Ordinance.
  - (iii) Such members of the Convocation of the University as may be prescribed from time to time by Ordinance.
  - (iv) Such members of the Union of Students of the University or of such other body representing the Students as may be prescribed from time to time by Ordinance.
  - (v) The Chairman and such members of the teaching and non-teaching Staff Associations of the University or of such other bodies representing the staff as may be prescribed from time to time by Ordinance.
  - (vi) Her Majesty's Lieutenant of the County of Surrey, the Vice-Lieutenant of the County of Surrey and the Deputy Lieutenants of the County of Surrey.
  - (vii) The Lord Bishop of Guildford and the Lord Bishop of Southwark.
  - (viii) The Bishop of the Roman Catholic Diocese of Arundel and Brighton.
  - (ix) The Dean of Guildford Cathedral.
  - (x) The Chairman and the Vice-Chairman of the Council of the Administrative County of Surrey.
  - (xi) The Mayors of the Boroughs wholly or partly within the Administrative County of Surrey; the Chairmen of the Councils of Urban and Rural Districts in the Administrative County of Surrey and the Mayors or Chairmen of such other Boroughs or Councils as may be prescribed from time to time by Ordinance.
  - (xii) The Sheriff of the County of Surrey.
  - (xiii) All the Members of the Commons House of Parliament representing the parliamentary constituencies wholly or partly within the Administrative County of Surrey.
  - (xiv) The Chairman of the Education Committee and the Chairman of the Health Committee of the Council of the Administrative County of Surrey,



and the Chairmen of the Divisional Executives and Committees for Education in Excepted Districts within the Administrative County of Surrey.

- (xv) The Clerk of the Council of the Administrative County of Surrey, the Surrey County Treasurer, the Town Clerk of the Borough of Guildford and the Clerk of the Council of the Guildford Rural District.
  - (xvi) The Chief Education Officer and the County Medical Officer of the Administrative County of Surrey.
  - (xvii) The County Court Judge or Judges assigned to the Circuit in which Guildford is situate.
  - (xviii) The Chairman of Surrey Quarter Sessions.
  - (xix) The Recorder of the Borough of Guildford.
  - (xx) The Surrey County Librarian and the Guildford Borough Librarian.
  - (xxi) The Principal of the Guildford Technical College and the Principals of such other colleges in the Administrative County of Surrey and in neighbouring districts as may be prescribed from time to time by Ordinance.
  - (xxii) The Chairman of the South-West Metropolitan Regional Hospital Board and the Chairman of the Guildford and Godalming Group Hospital Management Committee.
  - (xxiii) Those members of the Council who are not also members of the Court by virtue of the foregoing provisions of this Statute.
- (B) Nominated Members—  
Two persons nominated by the Lord President of Her Majesty's Most Honourable Privy Council.
- (c) Representative Members—
- (i) Such number of representatives of industrial or commercial undertakings or bodies engaged in research as may be prescribed from time to time by Ordinance.
  - (ii) One representative of each of such religious bodies as may be prescribed from time to time by Ordinance.
  - (iii) Such number of representatives, to be appointed by such public bodies or authorities contributing annually or regularly to the general funds of the University, as may be prescribed from time to time by Ordinance.

- (iv) Such number of representatives to be appointed by such Chambers of Commerce, Societies, Trade Unions, and other bodies in the Surrey area as may be prescribed from time to time by Ordinance.
  - (v) One representative appointed by the London and Home Counties Regional Advisory Council for Higher Technological Education.
  - (vi) Such number of representatives of the teaching profession to be appointed in such manner as may be prescribed from time to time by Ordinance.
  - (vii) One representative appointed by each of such other educational, professional or learned bodies as may be prescribed from time to time by Ordinance.
- (d) Life Members—
- (i) Persons who were members of the Governing Body of Battersea College of Technology immediately before Charter Day.
  - (ii) Persons who were members of the Academic Advisory Committee of Battersea College of Technology immediately before Charter Day.
  - (iii) The Members of the Academic Advisory Committee.
- (e) Other Members—
- Such other persons, not exceeding twelve in number, as may be appointed by the Council.
- (2) The periods during which the members of the Court respectively shall hold office shall be as follows:—
- (A) The Ex-officio Members shall hold office only so long as they continue to occupy the positions by virtue of which they became members.
  - (B) The Nominated Members shall hold office for such period as the Lord President of Her Majesty's Most Honourable Privy Council may determine.
  - (C) The Life Members shall hold office for their respective lives.
  - (D) All members other than Ex-officio Members, Nominated Members and Life Members shall hold office until the end of the third year following the dates when they respectively take office as such.
- (3) All members other than Ex-officio Members shall be eligible for re-nomination or re-appointment.
- (4) Any member of the Court may resign by writing addressed to the Court.

FUNCTIONS OF THE COURT

13. (1) The functions of the Court shall, subject to the Charter and these Statutes, include the following :—

- (A) To appoint, on the recommendation of the Council and the Senate, the Chancellor.
- (B) To appoint, on the recommendation of the Council and the Senate, the Pro-Chancellors.
- (C) To appoint, on the recommendation of the Council, the Treasurer.
- (D) To appoint two members of the Council as provided for under Statute 14.

(2) The Court shall meet at least once in every calendar year within fifteen months of the preceding meeting at such day and hour as shall be determined by the Council and notice of the day and hour of each meeting shall be sent by the Secretary to every member of the Court at least four weeks before the date of the meeting. Notice of the business to be transacted at the meeting shall be sent to each member at least seven days before the date of the meeting.

(3) Once in each calendar year the Court shall receive at a meeting a report by the Vice-Chancellor on the working of the University, and the Council shall present an audited Statement of Accounts. A copy of the report and of the Statement of Accounts, together with an agenda paper for the meeting, shall be sent by the Secretary to all members of the Court at least seven days before the date of the meeting.

THE COUNCIL

14. (1) The Council shall consist of the following persons, namely :—

- (A) The Chairman.
- (B) Ex-officio Members—
  - (i) The Chancellor.
  - (ii) The Pro-Chancellors.
  - (iii) The Vice-Chancellor.
  - (iv) The Treasurer.
  - (v) The Pro-Vice-Chancellors.
  - (vi) The Chairman of the Academic Assembly.
- (C) Elected Members—

Nine members of the Senate (of whom not more than six shall be Heads of Departments or Professors) elected by the Senate subject to and in accordance with the Ordinances.

(d) Representative Members—

- (i) Three persons nominated by the Council of the Administrative County of Surrey.
- (ii) One person nominated by the Council of the Borough of Guildford.

(e) Appointed Members—

- (i) Two persons appointed by the Court from among the members of the Court, not being members of the staff or Students of the University.
- (ii) One person appointed by Convocation from among members of Convocation not being a member of the staff or a Student of the University.
- (iii) Two members of the Academic Advisory Committee appointed by that Committee (while that Committee exists).

(f) Co-opted Members—

Eight persons (while the Academic Advisory Committee exists) or ten persons (after the said Committee shall have been dissolved), not being members of the Academic Staff, as may be co-opted by the Council, of whom it is desirable that—

- (i) at least one shall be a Fellow of the Royal Society; and
- (ii) at least five shall hold or have held positions of distinction in industrial or commercial undertakings or bodies engaged in research,

and of whom not more than one may be a member of the non-academic staff of the University.

(2) (A) An Ex-officio Member of the Council shall remain a member only so long as he holds the office or appointment by virtue of which he became a member.

(B) An Elected Member of the Council shall not be required to resign by reason only of his ceasing to be a member of the Senate unless he also ceases to be a Member of the University. An Elected Member shall remain a member until the end of the third year following his election or such earlier date as may in each case be prescribed by Ordinance. Upon completion of his prescribed term of membership an Elected Member shall be eligible for re-election as such for a further term not exceeding three years, but on expiry of that extended term or on his ceasing for any reason to be a member of the Council before such expiry, he shall not be eligible for a further term of membership by re-election thereafter until at least one year shall have elapsed from such expiry or cessation as the case may be.

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(c) A Representative Member of the Council need not be a member of the body he represents and shall hold office until the end of the third year following his nomination to the Council and shall be eligible for re-nomination.

(n) A member of the Council appointed by the Court or Convocation shall hold office until the end of the third year following his appointment, or until such earlier date as may be determined in each case by the Court or Convocation at the time of his appointment. He shall cease to be a member of the Council on ceasing to be a member of the Court or Convocation as the case may be. Upon completion of his term of membership a member appointed by the Court or Convocation as the case may be shall be eligible for re-appointment as such for a further term not exceeding three years. If a casual vacancy shall occur among such members, the Council may co-opt a member of the Court or Convocation as the case may be, not being a member of the staff of the University or a Student, to fill the vacancy until the Court or Convocation as the case may be shall appoint a replacement.

(E) A member of the Council appointed by the Academic Advisory Committee shall hold office for such period as may in each case be determined by the Academic Advisory Committee at the time of his appointment, and shall be eligible for re-appointment, provided that a person so appointed shall as such cease to be a member of the Council when the Academic Advisory Committee is dissolved.

(r) A Co-opted Member of the Council shall hold office until the end of the third year following his co-option or such earlier date as may be determined by the Council at the time of his co-option. A Co-opted Member shall be eligible for further co-option.

(3) A member of the Council may resign at any time by writing addressed to the Council. A member other than an Ex-officio Member who for twelve calendar months has not attended any meeting of the Council or of any committee thereof shall cease to be a member at the end of the next ensuing meeting after the expiration of such period, unless the Council at that meeting decides otherwise.

#### THE CHAIRMAN AND VICE-CHAIRMAN OF THE COUNCIL

15. (1) The Chairman of the Council shall be appointed by the Council from among its own members or otherwise; provided that the Chairman shall not be a member of the staff of the University. The Chairman shall hold office until the end of the third year following his appointment. Upon completion of his term of office the Chairman shall be eligible for re-appointment as Chairman for a further term not exceeding three years, but, on expiry of that extended term or on his ceasing to be Chairman for any reason before such expiry, he shall not be eligible for a further term of

office as Chairman until at least one year shall have elapsed from such expiry or cessation as the case may be.

(2) The Council shall appoint from among its own members a Vice-Chairman not being a member of the staff of the University. The Vice-Chairman shall hold office for such period and on such conditions as to re-appointment or otherwise as are prescribed in paragraph (1) of this Statute.

FUNCTIONS OF THE COUNCIL

16. The functions of the Council shall, subject to the Charter and these Statutes, include the following —

- (1) To review the work of the University, to call for reports from the Senate and, subject to the powers of the Senate, to take such steps as it thinks proper to achieve the objects of the University as set out in the Charter, to maintain and enhance its efficiency and to provide for the recreation and welfare of the staff and Students.
- (2) To have the custody, control and disposition of all the movable and immovable property of or entrusted to the University.
- (3) To govern, manage and regulate the finances of or entrusted to the University; provided that before determining any question of finance which affects the academic policy of the University, the Council shall take into consideration any recommendation or report thereon by the Senate.
- (4) To represent the University in all negotiations for obtaining grants in aid of the work of the University.
- (5) To sell, buy, exchange, lease and accept leases of movable and immovable property on behalf of the University.
- (6) To accept transfer of all or any part of the property, rights, privileges and liabilities of Battersea College of Technology.
- (7) To borrow money on behalf of the University and for that purpose to mortgage or charge all or any part of the property of the University unless the conditions of any bequest (testamentary or otherwise) or any statutory obligations are thereby contravened and to give such other security whether upon movable or immovable property or otherwise as the Council may think fit.
- (8) To invest any moneys belonging to or held by the University in such stocks, funds, fully paid shares or securities as the Council shall from time to time think fit, whether within the United Kingdom of Great Britain and Northern Ireland or not, or in the purchase of freehold or leasehold hereditaments in the said United Kingdom including rents; provided that in the case of moneys held by the University as trustee the

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powers conferred by this paragraph shall be exercised subject to the provisions of the law relating to investment by trustees.

- (9) To enter into, vary, carry out and cancel contracts on behalf of the University.
- (10) To have the custody of the Common Seal and Mace of the University.
- (11) To determine all University fees, after considering the recommendations of the Senate.
- (12) To institute or discontinue on the recommendation of the Senate and with the approval of the Academic Advisory Committee (while that Committee exists), Departments or other academic sections of the University.
- (13) To authorise or control the establishment and disestablishment of Professorships, Readerships, Senior Lectureships, Lectureships and other such posts required by the University and on the recommendation of the Senate to appoint persons thereto.
- (14) To authorise or control the establishment and disestablishment of academic, library, administrative, technical, secretarial and all other posts in the University necessary to the proper functioning of the University in accordance with the Charter and these Statutes, except Offices specifically designated in these Statutes.
- (15) Jointly with the Senate to recommend to the Court persons for appointment as Chancellor and Pro-Chancellors.
- (16) To recommend, for appointment by the Court, a Treasurer and to determine his functions.
- (17) To appoint the Vice-Chancellor, the Pro-Vice-Chancellors, the Secretary, the Academic Registrar and the Librarian after consideration of a report of a Joint Committee constituted in the manner prescribed in Statute 3 (1).
- (18) To appoint members of the Academic Staff (in established posts or otherwise) and to appoint or control the appointment of persons to other posts in the University, academic, research or other; provided that the Council shall not make any appointment of a member of the Academic Staff or of a person to any other academic or research post in the University except on the recommendation of the Senate.
- (19) To determine, subject to these Statutes and the Ordinances, the method of appointment, conditions of service and remuneration of all staff of the University, academic or other.
- (20) To make provision for schemes of insurance, superannuation, pensions and retirement benefits for all paid staff of the University, academic and other, and their dependants.

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- (21) To appoint and determine the remuneration of the Auditor or Auditors.
- (22) To designate on the recommendation of the Senate the Departments whose Heads shall be Ex-officio Members of the Senate.
- (23) On the recommendation of the Senate and with the approval of the Academic Advisory Committee (while that Committee exists) to appoint and determine the remuneration of external examiners.
- (24) On the nomination of the Senate to approve persons to receive Honorary Degrees, the title of Professor Emeritus or other such academic distinctions.
- (25) On the recommendation of the Senate and with the approval of the Academic Advisory Committee (while that Committee exists), to affiliate other bodies, or departments thereof, to the University, on the recommendation of the Senate to admit members of affiliated bodies, or departments thereof, to any of the privileges of the University.
- (26) In accordance with Article 22 of the Charter, to make Statutes.
- (27) In accordance with Article 28 of the Charter, to make, add to, amend or repeal Ordinances.
- (28) To appoint members of the Court as provided for under Statute 12.
- (29) To co-opt members of the Council as provided for under Statute 14.
- (30) To institute, on the recommendation of the Senate and subject to such conditions as the Council and the Senate shall think fit, Fellowships, Studentships, Scholarships, Exhibitions, Bursaries, Prizes and other such grants for the encouragement of study and research.
- (31) To give on behalf of the University guarantees to building societies whether in pursuance of a continuing arrangement or not.
- (32) To establish Council Appeal Bodies which shall exercise functions in relation to the discipline of Students which may be assigned to them under the Ordinances referred to in Statute 26.
- (33) To establish Joint Committees of the Council and representatives of the Union of Students and to prescribe the method of appointment of such representatives and the functions of such Committees.
- (34) To exercise all such functions as are or may be conferred on the Council by the Charter, these Statutes and the Ordinances



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and Regulations, and to carry the Charter, these Statutes and the Ordinances and Regulations into effect.

THE SENATE

17. (1) The Senate shall consist of the following persons, namely:—

(A) Ex-officio Members—

The Vice-Chancellor (who shall be the Chairman),

The Pro-Vice-Chancellors.

The Academic Deans.

The Heads of Departments which are designated from time to time by the Council for this purpose on the recommendation of the Senate.

The Librarian.

The Chairman of the Academic Assembly.

(B) Elected Members—

Such number of members of the Academic Staff elected by the Academic Staff or group thereof in accordance with the Ordinances as shall equal the smallest whole number being not less than the total of the number of the Academic Deans and one-half of the number of the Heads of Departments who are Ex-officio Members of the Senate. There shall be included among the said Elected Members of the Senate such number of non-professorial members of the Academic Staff, elected by the non-professorial members of the Academic Staff, as may be prescribed by Ordinance; provided that the number of elected non-professorial members shall not be less than one-half of the number of the Heads of Departments who are Ex-officio Members of the Senate.

(C) Other Members—

(i) A person, being a Member of the University, having such functions (including responsibility for the welfare of Students), and appointed in such manner, as may be prescribed by the Ordinances;

(ii) Not more than two persons, being Members of the University, co-opted by the Senate.

(2) (A) An Ex-officio Member of the Senate shall remain a member only so long as he holds the office or appointment by virtue of which he became a member.

(B) An Elected Member of the Senate and the person referred to in paragraph (1)(C)(i) of this Statute shall remain a member for

such period and upon such conditions as may be prescribed by Ordinance.

(c) The Members of the Senate referred to in paragraph (1)(c)(ii) of this Statute shall remain members for such period as may in each case be determined by the Senate at the time of their co-optation. Such Members shall be eligible for further co-optation.

#### FUNCTIONS OF THE SENATE

18. The functions of the Senate shall, subject to the Charter and these Statutes, include the following:—

- (1) To direct, regulate and control the teaching, schemes of study and examinations of the University.
- (2) To direct, regulate and control the conditions qualifying for the conferment or granting of the various titles, Degrees and other distinctions awarded by the University.
- (3) To prescribe by Regulations the General Entrance Requirements of the University and to determine the conditions under which persons shall be admitted to the University and to any particular scheme of study or research; and to determine, by Regulations or otherwise, and to enforce, the academic conditions under which Students shall be permitted to continue their studies in the University.
- (4) To determine the conditions under which and the extent, if any, to which periods and courses of study and examinations passed at other universities and similar bodies may be regarded as equivalent to periods and courses of study and examinations in the University.
- (5) To confer and grant Degrees, Diplomas, Certificates and other academic distinctions on and to persons who shall have pursued a scheme of study or research approved by the Senate in a manner satisfactory to the Senate and shall have passed the examinations of the University or otherwise satisfied the examiners under the conditions prescribed by the Ordinances or Regulations; and to determine what formalities and conditions shall attach to the conferment of Degrees and other distinctions.
- (6) To confer Degrees on members of the academic and other staff of the University under the conditions prescribed by Ordinance.
- (7) To nominate to the Council persons to receive Honorary Degrees, the title of Professor Emeritus or other such academic distinctions.
- (8) To deprive persons of any Degrees or other distinctions or titles conferred on them, and to revoke any Diplomas or

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Certificates granted to them by the University, and to withdraw all privileges connected therewith.

- (9) To recommend to the Council, with the approval of the Academic Advisory Committee (while that Committee exists), other bodies, or departments thereof, for affiliation to the University; to make recommendations to the Council to admit members of affiliated bodies, or departments thereof, to any of the privileges of the University.
- (10) To recognise selected members of the staff of affiliated bodies, or departments thereof, as Teachers of the University.
- (11) To make recommendations to the Council, with the approval of the Academic Advisory Committee (while that Committee exists), to institute or discontinue Departments or other academic sections of the University.
- (12) To formulate, modify or revise schemes for the organisation of Departments and groups thereof and other academic sections of the University or any of them, and to review from time to time the working of such schemes, and to institute or discontinue Academic Boards, and to appoint a Chairman of each such Board.
- (13) To enquire into the research, teaching, staffing and general work of any Department or other academic section of the University, and to report and make recommendations thereon to the Council.
- (14) To be responsible for the general administration of the University Library.
- (15) To be responsible for the administration of the extramural work of the University.
- (16) To set up, with the Council, Joint Committees to recommend to the Court persons for appointment as Chancellor and Pro-Chancellors.
- (17) To set up, with the Council, Joint Committees to make recommendations to the Council for the appointment of the Vice-Chancellor, the Pro-Vice-Chancellors, the Secretary, the Academic Registrar and the Librarian.
- (18) To appoint Academic Deans upon such terms and conditions and to perform such functions as may be prescribed by or under the authority of the Ordinances.
- (19) To recommend for appointment by the Council the members of the Academic Staff, including Professors, Readers, Senior Lecturers, Lecturers and other such posts, and to make recommendations to the Council for persons to be appointed to other academic and research posts in the University.

- (20) To recommend for designation by the Council the Departments whose Heads shall be Ex-officio Members of the Senate.
- (21) To elect members of the Senate to be members of the Council as provided for under Statute 14.
- (22) To co-opt members of the Senate as provided for under Statute 17.
- (23) To recommend to the Council from time to time the establishment of such posts on the Academic Staff, other academic and research staff and the staff of the University Library as the Senate considers necessary to the proper functioning of the University, and to recommend the disestablishment of such posts.
- (24) To review from time to time the conditions of service of all members of the Academic Staff, other academic and research staff and the staff of the University Library, and to make recommendations thereon to the Council.
- (25) To define the functions of the members of the Academic Staff, other academic and research staff and the staff of the University Library.
- (26) To stipulate the posts, other than those of Professor, Reader, Senior Lecturer, Lecturer and Assistant Lecturer, appointment to which shall qualify a person to be a member of the Academic Staff.
- (27) To determine the conditions of appointment and service of examiners and to appoint internal examiners; with the approval of the Academic Advisory Committee (while that Committee exists) to make recommendations to the Council for the appointment and remuneration of external examiners.
- (28) To make recommendations to the Council for the institution, subject to any conditions acceptable to the Senate that may be made by the founders, of Fellowships, Studentships, Scholarships, Exhibitions, Bursaries, Prizes and other such grants for the encouragement of study and research, to determine the times, modes and conditions of competition therefor and to award the same.
- (29) To make recommendations to the Council concerning all University fees.
- (30) To regulate and superintend the conduct of the Students and to exercise functions in relation to the discipline of Students which may be assigned to it under the Ordinances referred to in Statute 26.
- (31) To establish Joint Committees of the Senate and representatives of the Union of Students and to prescribe (except in the case of Joint Committees established under the provisions

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- of the Ordinances referred to in Statute 26) the method of appointment of such representatives and the functions of such Committees.
- (32) To take such steps as it thinks proper for controlling organisations of Students.
  - (33) To report and make recommendations to the Council from time to time on Statutes, Ordinances and any matter on which the Council requires a report.
  - (34) To discuss, declare an opinion and make recommendations to the Court or the Council on any matters of interest to the University.
  - (35) To exercise all such functions as are or may be conferred on the Senate by the Charter and these Statutes, including the power to make Regulations in the exercise of the functions expressly set out in these Statutes and of all other functions of the Senate, and to carry such Regulations into effect.

#### THE ACADEMIC ADVISORY COMMITTEE

19. (1) The Academic Advisory Committee shall consist of the following persons, namely:—
- (A) Not less than six persons of high academic standing (not in the employment of the University) nominated by the Lord President of Her Majesty's Most Honourable Privy Council.
  - (a) The Vice-Chancellor.
  - (2) The nominated members shall hold office for such period as the said Lord President may determine.
  - (3) The Academic Advisory Committee shall elect one of its members, other than the Vice-Chancellor, as Chairman.
  - (4) The powers of the Academic Advisory Committee, subject to the Charter and these Statutes, shall include the following:—
    - (A) To advise the Council and the Senate on academic matters.
    - (B) To approve the institution of Degrees other than Honorary Degrees and Degrees of Bachelor of Arts and Bachelor of Science.
    - (c) To keep under review and to certify annually to the Council that it has satisfied itself about the procedure for the appointment of Academic Staff and the organisation and conduct of University examinations, including the conditions of appointment and service of external examiners.
    - (D) To appoint two members of the Council as provided for under Statute 14.
  - (5) At the date on which according to paragraph (2) of Article 16 of the Charter the Academic Advisory Committee is dissolved this Statute shall be repealed.

ACADEMIC BOARDS

20. (1) Subject to the Charter and these Statutes, the constitution of each Academic Board shall be determined by the Ordinances.

(2) Each Academic Board shall have the following functions :—

- (A) To advise and report to the Senate on all academic matters relating to the Departments grouped together under that Academic Board.
- (B) To deal with any matter which may be referred to it by the Senate.
- (C) To carry out any functions which may be prescribed by the Ordinances.

CONVOCAION

21. (1) Convocation shall consist of the following persons :—

- (A) The Chancellor, the Pro-Chancellors, the Vice-Chancellor, the Treasurer, the Pro-Vice-Chancellors, the Academic Deans, the Secretary, the Academic Registrar and the Librarian.
- (B) The Academic Staff.
- (C) The Graduates of the University registered in the manner prescribed by Ordinance.
- (D) Such other persons as may be invited to membership by Convocation.

(2) The Ordinances may prescribe any matters relating to Convocation.

(3) Convocation shall appoint from among its own members a member of the Council, not being a member of the staff of the University or a Student, as provided for under Statute 14.

(4) Convocation may declare an opinion on any matter whatsoever relating to the University and report its views on such matters to the Council or the Senate as may be appropriate.

THE ACADEMIC ASSEMBLY

22. (1) The Academic Assembly shall consist of all the members of the Academic Staff and the holders of such other posts as may be prescribed by Ordinance.

(2) The Ordinances may prescribe any matters relating to the Academic Assembly.

(3) The Academic Assembly shall elect from among its own members a Chairman who shall be ex-officio a member of the Council, as provided for under Statute 14, and ex-officio a member of the Senate, as provided for under Statute 17.

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(4) The Academic Assembly may declare an opinion on any matter whatsoever relating to the University and report its views on such matters to the Council or the Senate as may be appropriate.

DISMISSAL AND SUSPENSION OF OFFICERS AND MEMBERS

23. (1) The Vice-Chancellor, Pro-Vice-Chancellors, the Secretary, the Academic Registrar, the Librarian, the members of the Academic Staff (other than Assistant Lecturers on probation) and the holders of any post specified for this purpose by the Council may for good cause be dismissed or suspended by the Council and it shall be an implied condition in every contract of service between the University and any person on his appointment to any such office or post that he shall be so liable to dismissal or suspension.

(2) No person who shall have been dismissed or suspended from his office or post as aforesaid shall be eligible to sit on any statutory body of which he is a member by virtue of that office or post until such dismissal or suspension shall cease or be annulled.

(3) Before such dismissal or suspension, the Council of its own motion may, and if so requested by the person concerned shall, appoint a Joint Committee, consisting of the Chairman of the Council as chairman, two members of the Council not being members of the Senate, nominated by the Council, and three members of the Senate, not being members of the Council, nominated by the Senate, to examine the case and report to the Council thereon. An independent legally qualified person approved by the Joint Committee and the person concerned (or appointed by the President of The Law Society in the absence of such approval), shall sit with the Joint Committee as Assessor.

The case against the person concerned may be presented to the Joint Committee by a legally qualified person instructed by or on behalf of the University.

(4) No person shall be dismissed or suspended by the Council in the exercise of the powers conferred by this Statute unless he shall have been given a reasonable opportunity, with legal or other representation if he so wishes, to be heard by the said Joint Committee and to question the witnesses upon whose evidence the case against him is based.

(5) Subject to the terms of his appointment, no person mentioned in paragraph (1) of this Statute shall be removed from office save upon the grounds and in pursuance of the procedure specified in this Statute.

(6) "Good cause" in this Statute shall mean—

(A) conduct of a scandalous or disgraceful nature which the Council considers to be such as to render the person concerned unfit to continue to hold his office or post; or

- (a) failure on the part of the person concerned to perform the duties of his office or post to the satisfaction of the Council, whether such failure results from physical or mental incapacity or otherwise; or
- (c) conduct which the Council shall adjudge so harmful to the best interests of the University that the person concerned ought not to continue in his office or post; or
- (d) conviction of any offence which the Council considers to be such as to render the person concerned unfit to continue to hold his office or post.

REMOVAL OF MEMBERS OF COURT AND COUNCIL

24. (1) Any member of the Court, other than an Ex-officio Member mentioned in sub-paragraph (1)(a) of Statute 12, may be removed from membership of the Court for good cause by the Court.

(2) Any member of the Council, other than an Ex-officio Member or an Elected Member, may be removed from membership of the Council for good cause by the Council.

(3) No member of the Court or Council shall be removed under the provisions of this Statute unless he shall have been given a reasonable opportunity of being heard by the Court or Council (as the case may be) in his own defence.

(4) For the purpose of this Statute, "good cause" shall have the same meaning as in Statute 23 with the substitution in the case of a removal from the Court of the word "Court" for the word "Council".

RETIREMENT AND RESIGNATION OF OFFICERS AND ACADEMIC STAFF

25. (1) The Vice-Chancellor, the Pro-Vice-Chancellors, the Secretary, the Academic Registrar, the Librarian, the members of the Academic Staff and the holders of any post specified for this purpose by the Council shall retire from office on the thirtieth day of September following the date prescribed for retirement in the contract of service of the person concerned; provided that the term of office of these persons may be extended by the Council, on the recommendation of the Senate, from time to time for one year or more.

(2) The holder of any post referred to in paragraph (1) of this Statute shall be at liberty to resign his appointment and terminate his engagement with the University by giving to the Council in writing at least three calendar months' notice to that effect expiring on either the thirtieth day of April or the thirty-first day of August or the thirty-first day of December in any year.



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EXPULSION, SUSPENSION AND EXCLUSION OF STUDENTS

26. Subject to the provisions of Statute 5(3)(b), the procedures governing the expulsion, suspension and exclusion of Students shall be prescribed by Ordinances, which shall include provision for a right on the part of any Student to be heard in person by the appropriate body of the University before any decision to expel, suspend or exclude him is taken, and a right to appeal to a Council Appeal Body against any such decision.

STATUTORY BODIES (SUNDRY PROVISIONS)

27. (1) The term of membership of any of the statutory bodies in the case of members first appointed shall be reckoned from a day or days to be determined by the statutory body concerned and in the case of any subsequent members, other than a member appointed to fill a casual vacancy, from the date when his predecessor shall have vacated office.

(2) A member of the statutory bodies or any of them who is appointed to fill a casual vacancy shall remain a member as such only for the unexpired term of office of the member in whose place he is appointed.

(3) The proceedings of any of the statutory bodies or of any committee thereof shall not be invalidated by any vacancy in its number or by any defect in the appointment or qualifications of its members.

(4) The statutory bodies may determine the time and place of their respective meetings and the procedure to be followed thereat.

(5) There shall be a quorum at any meeting of any of the statutory bodies when ten members or not less than one-third of the members, whichever may be the less, are present. Subject to Articles 21 and 22 of the Charter, every matter shall be determined by the majority of the members present and voting on the question. In case of equality of votes, the chairman or other presiding officer shall have a second or casting vote.

(6) Each of the statutory bodies may appoint such and so many committees consisting either wholly or partly of members of the body as they may respectively think fit and may delegate functions to such committees.

(7) Each of the statutory bodies may make rules for the purpose of the exercise of any of its powers or the performance of any of its duties; provided that no such rules shall be repugnant to these Statutes.

(8) Subject to the Ordinances the provisions of this Statute shall apply to any committee of any of the statutory bodies.

COMMON SEAL

28. The Common Seal of the University shall not be impressed upon or affixed to any document whatsoever except in the presence of one member of the Council and either the Secretary (or his deputy) or the Academic Registrar (or his deputy) who shall sign their names upon such document in attestation of the Seal having been impressed or affixed in their presence; and if the said Seal shall be impressed upon or affixed to any document and such impression or affixing shall be attested by a person purporting to be a member of the Council and by a person purporting to be the Secretary or the Academic Registrar (or their respective deputies) as the case may be then such document shall be accepted in all courts of law and elsewhere as prima facie evidence that the said Seal was duly impressed or affixed and attested.

SERVICE OF NOTICES AND DOCUMENTS

29. (1) Any notice or document required by or for the purpose of the Charter or these Statutes to be given or sent to a person may be given or sent either personally or by sending it by post to him at his last address registered by the University.

(2) Where a notice or other document is sent by post, service thereof shall be deemed to have been properly effected by properly addressing and posting a letter containing the notice or other document, and shall be deemed to have been effected at the time at which the letter would in the ordinary course be delivered.

INTERPRETATION OF STATUTES

30. These Statutes shall be interpreted in such manner as not to conflict with the Charter.

SAVING FOR TRANSITIONAL PROVISIONS AND FIRST APPOINTMENTS

31. These Statutes shall take effect as from Charter Day subject to the transitional provisions and first appointments in the Appendix hereto.

APPENDIX

TRANSITIONAL PROVISIONS AND FIRST APPOINTMENTS

(1) The first Chancellor, Pro-Chancellor, Vice-Chancellor and Treasurer shall hold office from Charter Day. The first Pro-Chancellor and the first Treasurer shall hold office for three years from Charter Day.

(2) The first Pro-Vice-Chancellor (who shall be Charles Wallace Tonkin, Esquire, B.Sc.(Eng.), C.Eng., M.I.Mech.E., A.M.I.Mar.E.) shall hold office from Charter Day for such period not exceeding three years as the Council shall, within three months after Charter Day, determine.

Appendix]

(3) The first Academic Deans, who shall be the persons nominated as such before Charter Day by the Principal of Battersea College of Technology (in this Appendix called "the said College") on the recommendation of the Academic Board thereof, shall hold office from Charter Day for such period not exceeding three years as the Vice-Chancellor shall prescribe.

(4) The first Secretary shall be Peter John Timms, Esquire, A.I.M.T.A., D.P.A.

(5) The first members of the Academic Staff, the Academic Registrar, the Librarian and other staff of the University shall be the several persons appointed to such corresponding offices and posts in the said College by the Governing Body thereof (in this Appendix called "the Governing Body") and shall hold their respective offices from Charter Day until permanent appointments are made under the Charter and Statutes, which appointments shall be made as soon as practicably possible after Charter Day.

(6) The persons nominated to be the first members of the Academic Advisory Committee in accordance with the Charter and Statutes shall hold office from the date of their nomination for such period as the Lord President of Her Majesty's Most Honourable Privy Council may determine.

(7) Pending the making of formal elections, appointments, nominations and co-options to membership of the Council in compliance with Statute 14 the Council shall be deemed to be fully constituted if it consists of the following :—

(A) The Chairman, who shall be the person nominated as such by the Governing Body before Charter Day, and shall hold office for one year from Charter Day.

(a) Ex-officio Members—

(i) The Chancellor.

(ii) The Pro-Chancellor.

(iii) The Vice-Chancellor.

(iv) The Treasurer.

(v) The Pro-Vice-Chancellor.

(vi) The Chairman of the Academic Assembly, who shall have been nominated as such before Charter Day by the Academic Staff Association of the said College.

(c) Elected Members—

Nine members of the academic staff of the said College (of whom not more than six shall be Heads of Departments or Professors) who shall have been nominated to be members of the Council before Charter Day by the Academic Board thereof.

[Appendix

(D) Representative Members—

(i) Three persons nominated by the Council of the Administrative County of Surrey.

(ii) One person nominated by the Council of the Borough of Guildford.

(E) Appointed Members—

Two Members of the Academic Advisory Committee of the said College who shall have been appointed as such before Charter Day by that Committee.

(F) Co-opted Members—

Such persons not exceeding eight in number, and not being members of the staff of the University, as may have been nominated to be members of the Council before Charter Day by the Governing Body.

(8) Notwithstanding the provisions of Statute 14, the Council may co-opt two persons not being members of the staff or Students of the University who shall hold office from the date of their co-option until the date of the first meeting of the Court. A member of the Council so co-opted shall not thereby be rendered ineligible for appointment to the Council by the Court.

(9) Until the Council is fully constituted in accordance with the provisions of Statute 14 there shall be a quorum at any meeting of the Council when ten or more members are present.

(10) The first meeting of the Council shall be held as soon as practicable and the business to be transacted at that meeting shall include—

(A) The making of such Ordinances for the purpose of carrying out the objects of the University as the Senate shall have approved, notwithstanding that notice thereof may not have been duly given to the members of the Council under the provisions of Article 28 (1) of the Charter, which Ordinances shall come into immediate effect.

(B) The passing of such resolutions as may be necessary or desirable to enable the University—

(i) to occupy and use for the purposes of the University such of the freehold and leasehold properties as belong to or are in trust for the said College, until permanent arrangements therefor shall be made in accordance with the law;

(ii) to accept the transfer or custody of all or any part of the tangible assets, funds and investments which belong to or are in trust for the said College;

(iii) to take over from the Governing Body their liabilities, obligations and engagements as such and to indemnify the Governing Body and its members therefrom.

Appendix]

(11) Pending the making of formal elections, appointments and co-options to membership of the Senate in compliance with Statute 17 the Senate shall be deemed to be fully constituted if it consists of the following :—

(A) Ex-officio Members—

- (i) The Vice-Chancellor.
- (ii) The Pro-Vice-Chancellor.
- (iii) The Academic Deans.
- (iv) The Heads of Departments which shall have been designated before Charter Day for this purpose by the Governing Body on the recommendation of the Academic Board of the said College.
- (v) The Librarian.
- (vi) The Chairman of the Academic Assembly nominated as such as in this Appendix hereinbefore provided.

(B) Elected Members—

- (i) Two Professors of the said College if nominated to be members of the Senate before Charter Day by the Academic Board of the said College.
- (ii) Six members of the academic staff of the said College (not being Professors or Heads of Departments) who shall have been nominated to be members of the Senate before Charter Day by the Academic Staff Association of the said College.

(12) Until the Senate is fully constituted in accordance with the provisions of Statute 17 there shall be a quorum at any meeting of the Senate when ten or more members are present.

(13) The first meeting of the Senate shall be held as soon as possible after Charter Day but in any event before the first meeting of the Council and the business to be transacted at that meeting shall include the approval of Ordinances for submission to the Council.

(14) Until fully constituted in accordance with Statutes 14 and 17 respectively, the Council and the Senate, if constituted in accordance with the provisions of this Appendix, shall have respectively all the powers, rights and duties vested in them by the Charter, Statutes, Ordinances and Regulations.

(15) The first Representative Members of the Court shall be appointed by the persons or bodies concerned as soon as conveniently possible after the making of Ordinances relating thereto.

(16) The first meeting of the Court shall be held not later than twelve months after Charter Day and the business transacted at that meeting shall not be invalidated by reason only of the fact that not all nominations or appointments to office on the Court may by then have been made.

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# University of Surrey Act 1966

## CHAPTER ix

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## PART III

## Section

## INVESTMENT POOLS

12. Definitions in Part III.
13. Adoption of Part III.
14. Pooling of investments.
15. Administration of the investment pools.
16. Certification of capital values of investments.
17. Apportionment of income from pooled investments.
18. Increase or reduction of value of investment unit.
19. Effect of Act on operation of instruments.
20. Exclusion of sections 1 and 14 of Prevention of Fraud (Investments) Act, 1958.

## PART IV

## GENERAL

21. Costs of Act.

ELIZABETH II



1966 CHAPTER ix

An Act to dissolve Battersea College of Technology and to transfer all the rights, property and liabilities of that college to the University of Surrey; to provide for the pooling of investments and moneys of certain endowment funds of the University of Surrey; and for other purposes. [3rd August 1966]

WHEREAS—

- (1) The Battersea Polytechnic Institute was founded by a scheme made by the Charity Commissioners on 23rd June, 1891, under the City of London Parochial Charities Act, 1883, 1883 c. 36, and powers and duties were conferred and imposed on the governing body (hereinafter referred to as "the governing body"):
- (2) The said scheme was modified by subsequent schemes which, inter alia, effected a change of the name of the institute to "Battersea College of Technology" (hereinafter referred to as "the college"):
- (3) The governing body in the month of March, 1965, presented to Her Majesty the Queen in Council a humble petition praying for the grant of a charter to constitute and found a university



by the name and style of "The University of Surrey" (hereinafter referred to as "the University"), for the pursuit of learning and the advancement and dissemination of knowledge in science and technology and all that pertains to a fuller understanding of humanity, in close co-operation with the industrial life of the country, and to empower the University, inter alia, to enter into and execute an agreement with the governing body for the incorporation of the college in the University and for taking over the property, rights, privileges and liabilities of the college:

(4) It is intended that, in the event of the University being constituted and founded as aforesaid, the college should be incorporated within the University and that all property, rights, privileges and liabilities of the college should be transferred to and vested in the University as provided by this Act:

(5) It is expedient to make provision whereby any bequest, gift or trust which may have been or which may be made in favour of the college should take effect in favour of and be administered by the University:

(6) It is expedient to make provision for the pooling of the investments of the University and the various trust funds held by or on behalf of the University and as to their investment:

(7) It is expedient that the other provisions in this Act should be enacted:

(8) The purposes of this Act cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted, and be it enacted, by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

## PART I

### PRELIMINARY

- Short title. 1. This Act may be cited as the University of Surrey Act 1966.
- Division of Act into Parts. 2. This Act is divided into Parts as follows:—
- Part I.—Preliminary.
  - Part II.—Dissolution of college and transfers to University.
  - Part III.—Investment pools.
  - Part IV.—General.

3. In this Act, unless the subject or context otherwise requires—

"the charter" means, in the event of a university being constituted by the name and style of "The University of Surrey" by Royal Charter granted by Her Majesty, that charter, and includes any amendment, alteration or addition thereto;

"the college" means Battersea College of Technology and includes the governing body of Battersea College of Technology;

"the council" means the council of the University;

"the University" means, in the event of a university being constituted by the charter, that university.

PART I

—cont.

Interpretation.

## PART II

## DISSOLUTION OF COLLEGE AND TRANSFERS TO UNIVERSITY

4. This Part of this Act shall come into operation on the date when the University is constituted and founded or the date of the passing of this Act, whichever is the later (which date is in this Part of this Act referred to as "the commencement of this Part of this Act").

5.—(1) On the commencement of this Part of this Act, the college shall, by virtue of this Act, be dissolved and cease to exist and all property, real and personal, of every description (including things in action) and all rights and privileges of the college which immediately before the commencement of this Part of this Act belonged to or were vested in or exercisable by the college, shall, subject to the provisions of this Act, by virtue of this Act and without any conveyance, transfer or other instrument be transferred to, vested in and exercisable by the University for all the estate and interest therein of the college and shall be applied to the objects and purposes for which the University is constituted.

(2) Any property which by any scheme, deed, will or other instrument or otherwise is held upon trust for any specific foundation or object of or connected with the college shall, after the said transfer, be held upon trust for and applied as far as possible to the same foundation or object of or connected with the University:

Provided that any such foundation or object may from time to time be varied or added to by deed under the seal of the University which shall have been approved by a special resolution (as defined in the charter) of the council but so that the funds and investments or share in an investment pool for the time being allocated to each specific foundation or object shall remain allocated for such specific foundation or object:

Provided also that any such deed of variation or addition shall not be of any validity until the same shall have been submitted to

PART II  
—cont.

and approved by the Privy Council. A certificate of their approval thereof signed by the Clerk of the Privy Council or by any other person authorised by the Privy Council in that behalf shall be endorsed on such deed.

(3) Subject to the provisions of subsection (2) of this section any property held by the college upon or subject to any trust or trusts (not being a trust or trusts relating to the objects and purposes for which the University is constituted) shall be held by the University upon or subject to the trust or trusts upon or subject to which such property was held by the college previously to the transfer.

## Transfer of liabilities.

6. On the commencement of this Part of this Act all debts and liabilities of the college shall, by virtue of this Act, be transferred and attached to the University and shall thereafter be discharged and satisfied by the University.

## Saving for agreements, deeds, etc.

7. All agreements, awards, contracts, deeds and other instruments which immediately before the commencement of this Part of this Act were existing in favour of or against the college shall continue and may be carried into effect and enforced by or in favour of or against the University to the same extent or in like manner as if the University instead of the college had been party to or interested in the same respectively.

## Construction of bequests, etc., in favour of college.

8. On and after the commencement of this Part of this Act any bequest, gift or trust in favour of or connected with the college shall be read and have effect as if the University had been named or referred to therein instead of the college whether such bequest, gift or trust is made, regulated or constituted by any will, scheme, deed or document or in any other manner and whether made or executed or taking effect before or after the commencement of this Part of this Act.

## Saving for actions, etc.

9. All actions and proceedings and causes of action or proceedings which immediately before the commencement of this Part of this Act were existing or pending in favour of or against the college shall continue and may be prosecuted by or against the University to the same extent and in like manner as if the University instead of the college had been party to or interested in the same respectively.

## Transfer of power to appoint or nominate.

10. Any power or right of the college or any officer thereof or any member of the academic staff of the college to appoint or nominate or consent to the appointment or nomination of a member of any education authority or of the governing body of any educational, charitable or other institution shall, on the commencement of this Part of this Act, be transferred to and may

be exercised by the University or the officer thereof or the member of the academic staff of the University holding as nearly as possible a similar position in the University and any office whether as trustee or otherwise held by an officer of the college or a member of the academic staff thereof by virtue of his office shall be held by the officer of the University or the member of the academic staff thereof holding as nearly as possible a similar position in the University.

PART II  
—cont.

11.—(1) A degree, diploma or other distinction conferred by the University shall qualify for any office or candidature for an office for which an English university degree, diploma or other distinction (as the case may be) qualifies. Extension of  
privileges of  
graduates.

(2) A degree, diploma or other distinction conferred by the University shall qualify for any privilege or exemption (being a statutory privilege or exemption or one granted by a public authority or other body including an examining body) for which an English university degree, diploma or other distinction (as the case may be) qualifies.

(3) Where an English university degree, diploma or other distinction qualifies for an office or candidature for an office or for a privilege or exemption only if it is a degree, diploma or other distinction (as the case may be) of a specific kind or if it is conferred only on candidates in a specific faculty or school, references in this section to a degree, diploma or other distinction (as the case may be) conferred by the University shall be construed as references to a degree, diploma or other distinction (as the case may be) of that kind or conferred on candidates in that faculty or school.

(4) References in this section to qualification by an English university degree, diploma or other distinction are references to circumstances where it is not germane to the qualification which university conferred the degree, diploma or other distinction.

### PART III

#### INVESTMENT POOLS

12. In this Part of this Act, unless the subject or context otherwise requires— Definitions in  
Part III.

“accounting period” means the period of twelve months commencing on the 1st day of August in each year or other the period for which the accounts and financial affairs of the University are for the time being made up, arranged and calculated;

“the auditor” means the auditor of the University;

PART III  
—cont.

“the certified capital value” means, in reference to any investment with respect to which the expression is used, the capital value of that investment as last certified by the auditor in pursuance of the provisions of section 16 (Certification of capital values of investments) of this Act;

“endowment fund” means a fund which is applicable for the benefit of the University or any work, purpose or feature thereof and the investments of which are for the time being held by or in the name of the University;

“the general pool” means the general investment pool set up in pursuance of the provisions of section 14 (Pooling of investments) of this Act;

“investment unit” means a share in the trustee investments pool or the general pool (as the case may be) of the value determined from time to time pursuant to section 18 (Increase or reduction of value of investment unit) of this Act;

“the operative date” means such date as the council may by resolution passed in pursuance of section 13 (Adoption of Part III) of this Act determine;

“shareholding” means, in regard to the trustee investments pool or the general pool and in reference to any endowment fund with respect to which the expression is used, the aggregate of the investment units in that pool to which such fund is entitled;

“trustee investments endowment fund” means an endowment fund the investments of which are by reason of the provisions of an instrument (including an Act of Parliament) relating to that fund to be confined to investments for the time being authorised by law for the investment of trust property;

“the trustee investments pool” means the trustee investments pool set up in pursuance of the provisions of section 14 (Pooling of investments) of this Act.

Adoption of  
Part III.

13. If the council so resolve, the provisions of this Part of this Act shall apply to the University and the council on and after such date as may be determined in the resolution.

Pooling of  
investments.

14.—(1) The council shall, on the operative date, set up and shall thereafter maintain two investment pools which shall be called respectively “the trustee investments pool” and “the general pool” and shall be administered by the council in the manner provided in this Act.

(2) On or at any time after the operative date the council may carry into the trustee investments pool any such investments and money as belong for the time being to any trustee investments endowment fund.

PART III  
—cont.

(3) On, or at any time after, the operative date, the council may carry into the general pool any such investments and money as belong for the time being to any endowment fund:

Provided that the council shall not carry into the general pool any investment or money belonging to any trustee investments endowment fund.

(4) The aggregate amount of the certified capital values, certified at the date when they are carried in, of all the investments and money belonging to any endowment fund which are carried into the trustee investments pool or the general pool (as the case may be) at any one time in pursuance of the provisions of this section shall be divided by the value at that time of an investment unit. The result of such division (any fraction amounting to less than one-half being ignored and any fraction amounting to one-half or more being reckoned as one) shall be the number of investment units to which such endowment fund is entitled in virtue of the investments and money so carried in.

15.—(1) Any amount of money for the time being in the Administration trustee investments pool and available for investment shall be invested in the name of the University in any manner authorised by section 1 of the Trustee Investments Act, 1961, as if the trustee investments pool were a trust fund: of the investment pools. 1961 c. 62.

Provided that—

(a) in its application to the powers of investment conferred by the said section 1, section 2 of the said Act of 1961 shall have effect, subject to the provisions of subsection (8) of this section, as if—

(i) in subsection (1) of that section for the words "the parts being, subject to the provisions of this Act, equal in value at the time of the division" there were substituted the words "the value of the wider-range part at the time of the division bearing to the then value of the narrower-range part the proportion of two to one";

(ii) in paragraph (b) of subsection (3) of that section for the words "each part of the fund is increased by the same amount" there were substituted the words "the wider-range part of the fund is increased by an amount which bears to the amount by which the narrower-range part of the fund is increased the proportion of two to one";

PART III  
—cont.

(b) nothing in section 3 or section 4 of the said Act of 1961 shall apply to the exercise of the powers of this Act.

(2) Any amount of money for the time being in the general pool and available for investment shall be invested in the name of the University in the purchase of or on the security of such stocks, funds, shares, securities and other investments (including land of any tenure or any interest therein) of whatsoever nature and wheresoever and whether involving liability or not and whether or not authorised by law for the investment of trust funds and generally in such manner as the council shall, in its absolute discretion, think fit.

(3) Any amount of money for the time being contained in the trustee investments pool or the general pool and awaiting investment may be paid by the council into a bank to a deposit or other account in the name of the University and all interest (if any) payable in respect thereof shall be applied as if it were income from an investment contained in that pool.

(4) At any time after the operative date the council, if it shall, for any of the purposes of any endowment fund or in order to separate such fund in whole or in part from the pool, decide to realise any investment units forming the whole or any part of the shareholding of that fund in the trustee investments pool or the general pool, may effect such realisation by cancelling such investment units and withdrawing from the pool in which such investment units are held either—

- (a) an amount of money equal to the aggregate nominal value of the investment units so cancelled; or
- (b) investments the certified capital value of which is equal to such aggregate nominal value; or
- (c) an amount equal to such aggregate nominal value and composed partly of money and partly of investments the certified capital value of which when added to the amount of such money gives a total amount equal to such aggregate nominal value.

(5) The council may at any time sell any of the investments for the time being contained in the trustee investments pool or the general pool if such sale is required for the purpose of realisation of any investment units in that pool or is thought by the council to be expedient.

(6) The council may at any time vary or transpose any investments in either pool for or into others of any nature authorised

for such pool but subject, in the case of the variation or transposition of investments contained in the trustee investments pool, to the provisions of the Trustee Investments Act, 1961, as modified by subsection (1) of this section. PART III  
—cont.

(7) The income arising from the investments contained from time to time in the trustee investments pool and the general pool respectively shall be dealt with in the manner specified in section 17 (Apportionment of income from pooled investments) of this Act.

(8) If the Treasury by order under subsection (1) of section 13 of the said Act of 1961 prescribe a proportion greater than two to one, subsection (1) of this section shall be amended by the substitution, in paragraph (i) and in paragraph (ii) of proviso (a) thereto, of that proportion for the proportion of two to one.

16. Whenever the capital value of any investment requires for any purpose of this Act to be certified the amount of such capital value shall be certified in writing by the auditor. For the purpose of any such certification the auditor shall ascertain, calculate or estimate the capital value of the investment upon such basis as is in his judgment the most accurate and reliable basis available and, in the case of any security for which reliable market prices are available, the valuation shall be based on the mid-market price. Certification  
of capital  
values of  
investments.

17.—(1) The net amount of the aggregate income for any accounting period from the investments contained in the trustee investments pool or the general pool after deduction of— Apportion-  
ment of  
income from  
pooled  
investments.

- (a) any expenses of administration of the pool;
- (b) any amount which may be retained in the pool in pursuance of the provisions of subsection (2) of this section; and
- (c) any amount set aside in pursuance of the provisions of subsection (3) of this section;

shall be apportioned among the endowment funds entitled to share in the pool in proportion to the numbers of investment units in the pool to which such funds are respectively entitled and, in the case of any investment unit or units to which an endowment fund was entitled during only a part of that accounting period, after paying due regard to the time during which that fund was so entitled.

(2) The council may retain in the pool and carry to a reserve fund in the accounts of the pool at the end of any accounting period any such amount of income from the investments contained in the pool, not exceeding such percentage as the council



PART III  
—cont.

may by resolution from time to time determine of the gross aggregate amount of such income for that accounting period, as the council may consider it expedient to reserve with a view to supplementing the income from the investments contained in the pool to be apportioned in any subsequent accounting period and so helping to equalise the rates of the annual distributions of income in respect of the pool. The whole or any part of the income thus held in reserve for the time being in the pool may be applied at the discretion of the council by way of addition to the amount of income otherwise falling to be apportioned in respect of any subsequent accounting period among the endowment funds entitled to share in the pool and as if it were part of that income.

(3) The council may retain in the pool and carry to a capital redemption account in the accounts of the pool at the end of any accounting period any such amount of income from the investments contained in the pool, not exceeding such percentage as the council may by resolution from time to time determine of the gross aggregate amount of such income for that accounting period, as the council may consider it expedient to set aside to meet capital losses.

(4) Any sums set aside pursuant to subsection (2) or (3) of this section may be invested by the council and the capital and income of such investments shall respectively form part of the capital and income of the pool.

(5) If an investment is redeemed or terminated or, in pursuance of the provisions of section 15 (Administration of the investment pools) of this Act, withdrawn from the pool or sold, the council may deduct a sum, being not greater than the capital loss, if any, resulting from such redemption, termination, withdrawal or sale, from the capital redemption account of the pool and may apply it at its discretion in meeting the capital loss.

(6) The council shall apportion between the trustee investments pool and the general pool any expenses of administration incurred jointly for both of those pools in respect of any accounting period.

(7) For the purpose of this section "the pool" means the trustee investments pool and the general pool and each of them.

Increase or  
reduction of  
value of  
investment  
unit.

18.—(1) The auditor shall as soon as practicable after the end of each accounting period, and at any other time if so required by the council, make to the council a report on the investments for the time being contained in the trustee investments pool and in the general pool and if at any time the council, after investigation and after receiving such report, shall come to the conclusion that by reason of appreciation or depreciation of the values of

investments or by reason of the cancellation of any sum standing to the credit of a capital redemption account in pursuance of the provisions of subsection (5) of section 17 (Apportionment of income from pooled investments) of this Act the aggregate amount of the certified capital values of the investments and any money for the time being contained in the trustee investments pool or the general pool is substantially greater or substantially less than the total value of all the investment units in that pool, the council shall make such an increase to or reduction of the nominal value of an investment unit in that pool as the council may deem appropriate in the circumstances, so as to equate such total value with such aggregate amount.

PART III  
—cont.

(2) The initial value of an investment unit shall be five pounds.

19. This Part of this Act shall have effect notwithstanding the provisions of any instrument relating to any endowment fund.

Effect of Act on operation of instruments.

20. The provisions of sections 1 and 14 of the Prevention of Fraud (Investments) Act, 1958, (which, except in certain cases, respectively prohibit the carrying on of the business of dealing in securities without a licence and the distribution or possession for distribution of certain circulars) shall not apply to any dealings undertaken by or on behalf of the University in connection with the setting up or operation of the trustee investments pool or the general pool or to the distribution in that connection by or on behalf of the University of any document or to the possession of any document for the purpose of such distribution.

Exclusion of sections 1 and 14 of Prevention of Fraud (Investments) Act, 1958. 1958 c. 45.

#### PART IV

##### GENERAL

21. The costs, charges and expenses preliminary to, and of and incidental to, the preparing, applying for, obtaining and passing of this Act, or otherwise in relation thereto, shall be paid by the college or the University.

Costs of Act.

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STATUTORY INSTRUMENTS

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1966 No. 1460

CHARITIES

The Exempt Charities Order 1966

Made - - - - 22nd November 1966  
Coming into Operation 1st December 1966

At the Court at Buckingham Palace, the 22nd day of November 1966

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in pursuance of paragraph (c) of Schedule 2 to the Charities Act 1960(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. The universities and other institution specified in the Schedule to this Order are hereby declared to be exempt charities for the purposes of the Charities Act 1960.

2. This Order may be cited as the Exempt Charities Order 1966 and shall come into operation on 1st December 1966.

W. G. Agnew.

SCHEDULE

UNIVERSITIES

University of Surrey                      University of Bradford  
University of Aston in Birmingham      Loughborough University of Technology

INSTITUTION CONNECTED WITH THE UNIVERSITY OF MANCHESTER

The University of Manchester Institute of Science and Technology

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EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order declares the charities specified in the Schedule to be "exempt charities" within the meaning of the Charities Act 1960. Exempt charities are not required to be registered with the Secretary of State for Education and Science and the Secretary of State cannot exercise any of his powers under that Act in relation to an exempt charity except at the request of the charity.

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(a) 1960 c. 58.

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