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c 104 Victoria University Act, 1981

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CHAPTER 104

An Act respecting Victoria University

Assented to December 11th, 1981

WHEREAS the Board of Regents of Victoria University hereby re-^{Preamble}
sents that it is desirable that the composition of the Board and
Senate of the University and of the Councils of Victoria College and
Emmanuel College be varied; that the powers of the Caput be amended;
and that certain related amendments be made to the University's Act of
incorporation; and whereas the applicant hereby applies for special legis-
lation for such purposes; and whereas it is expedient to grant the applica-
tion;

Therefore, Her Majesty, by and with the advice and consent of the
Legislative Assembly of the Province of Ontario, enacts as follows:

- 1.—(1) Clauses 1 (b) and (c) of *The Victoria University Act, 1951*,<sup>s. 1 (b),
re-enacted;
s. 1 (c),
repealed</sup> being chapter 119, are repealed and the following substituted
therefor:

(b) "graduates" means graduates of the University of
Toronto who were enrolled in Victoria College at the
time of their graduation.

- (2) The said section 1 is amended by adding thereto the following<sup>s. 1,
amended</sup>
clauses:

(e) "student" means any person registered in Victoria Col-
lege or Emmanuel College for full-time or part-time
study in a program that leads to a degree, licentiate or
diploma conferred by the University of Toronto or
Victoria University;

(f) "teaching staff" means all members of the staff of Vic-
toria and Emmanuel Colleges who hold full-time
employment contracts and the academic rank of profes-
sor, associate professor, assistant professor or lecturer,
senior tutor or tutor, in Victoria University, and those
members of the teaching staff of the University of
Toronto who have been granted joint appointments as
Fellows of Victoria College according to the regulations
which may be made from time to time by the Board;

- (g) "VUSAC" means the Victoria University Students' Administrative Council, being such student government organization as may be recognized by the Board by regulation from time to time.

s. 4 (2, 3),
re-enacted

2. Subsections 4 (2) and (3) of the said Act are repealed and the following substituted therefor:

Constitution
of Board

(2) The Board shall consist of forty-nine members to be elected or appointed as follows:

1. Fifteen members elected by vote of the General Council of the United Church of Canada for terms of four years.
2. Four *ex officio* members, being the Chancellor of Victoria University, the President of Victoria University, the Principal of Victoria College and the Principal of Emmanuel College.
3. Eight members, who are graduates, elected by vote of the graduates in Arts and Science of Victoria University for terms of four years.
4. Five members, who are alumni of Emmanuel College, elected by vote of the alumni of Emmanuel College for terms of four years.
5. Eight members of the teaching staff holding tenure in Victoria University elected by vote of the teaching staff of Victoria University for terms of four years.
6. The President of VUSAC, *ex officio*, and five other students elected for one-year or two-year terms by vote of the students of Victoria University, the numbers of those to be elected for one-year or two-year terms respectively to be determined by regulations of the Board from time to time.
7. Three members, who shall not be teaching staff or students, elected by vote of the members elected or appointed under paragraphs 1 to 6 according to the regulations which may be made from time to time by the Board.

Idem

(3) The members of the Board shall hold office until their successors are elected or appointed.

Vacancies

(4) Where a vacancy occurs in the Board,

- (a) from among the members elected by the General Council of The United Church of Canada, the vacancy shall

be filled by the executive of the said General Council;
and

- (b) from among the other members of the Board, the vacancy shall be filled by the Board from among the persons qualified under the appropriate paragraph of subsection (2),

and a person so appointed shall serve for the unexpired term of the person whose membership is vacant.

(5) No person shall serve as a member of the Board unless he is a Canadian citizen. Canadian citizenship

(6) Any member appointed or elected under subsection (2) is eligible for reappointment or re-election so long as he does not serve continuously for more than eight years, but on the expiration of one year after having served continuously for eight years he again becomes eligible for appointment or election. Re-appointment and re-election

(7) For the purposes of subsection (6), the limit of eight continuous years of service on the Board does not include service on the Board prior to the day this subsection comes into force or service on the Board as an *ex officio* member under paragraph 2 of subsection (2). Calculation of continuous service

(8) Notwithstanding paragraphs 1, 3, 4, 5 and 7 of subsection (2), for the purpose of the election of members of the Board, the Board may provide, by by-law, for the election and retirement of any class of members of the Board in rotation. Election and retirement in rotation

3.—(1) Clause 8 (c) of the said Act is amended by striking out “Faculty” in the eleventh line and inserting in lieu thereof “teaching staff” and by striking out “professors” in the seventeenth line and inserting in lieu thereof “teaching staff”. s. 8 (c), amended

(2) Clause 8 (d) of the said Act is repealed and the following substituted therefor: s. 8 (d), re-enacted

(d) In case of a vacancy in the office of President or of the absence, illness or other incapacity of the President, to appoint an Acting President.

(3) Section 8 of the said Act is amended by adding thereto the following subsections: s. 8, amended

(2) The meetings of the Board shall be open and prior notice of the meetings shall be given in such manner as the Board, by by-law, shall determine but when, Meetings

(a) confidential, financial or legal matters are being discussed, the Board may meet *in camera*; and

(b) the personal affairs of any individual are being discussed the Board shall meet *in camera* unless both the Board and the individual agree otherwise.

Publication
of by-laws

(3) The Board shall publish its by-laws from time to time in such manner as it may consider proper.

s. 9 (1),
re-enacted

4. Subsection 9 (1) of the said Act is repealed and the following substituted therefor:

Senate

(1) There shall be a Senate of Victoria University which shall consist of the following:

1. The Chancellor.
2. The Vice-Chancellor.
3. Six members of the Board appointed by the Board from among those members who are not teaching staff or students.
4. All members of the teaching staff of Victoria College and Emmanuel College.
5. All retired members of the teaching staff of Victoria College and Emmanuel College who hold the rank of emeritus professor.
6. Ten members who are graduates elected for terms of four years by vote of the graduates in Arts and Science of Victoria University.
7. Six members who are alumni of Emmanuel College elected for terms of four years by vote of the alumni of Emmanuel College.
8. The President of VUSAC, *ex officio*, and other students of Victoria University to the total number of 15 per cent of the non-student members of the Senate at any one time, elected for one-year or two-year terms by vote of the students of Victoria University, the numbers of those to be elected for one-year and two-year terms respectively to be determined by regulations of the Board from time to time.
9. One representative appointed by Albert College.

s. 10 (b),
amended

5.—(1) Clause 10 (b) of the said Act is amended by striking out "1947" in the first line and inserting in lieu thereof "1971".

(2) Clause 10 (g) of the said Act is repealed. s. 10 (g),
repealed

6. Subsections 11 (3) and (4) of the said Act are repealed and the following substituted therefor: s. 11 (3, 4),
re-enacted

(3) The President shall be charged with the general oversight of the University as a whole and shall be the Chief Administrative Officer of the Board. Idem

(4) The Principal of each College shall have general supervision of the life and work of his College and shall be Chairman and Chief Administrative Officer of the Council of his College. Idem

7.—(1) Subsection 13 (1) of the said Act is repealed and the following substituted therefor: s. 13 (1),
re-enacted

(1) There shall be a Council of Victoria College which shall consist of the following: Council of
Victoria
College

- 1. The President of Victoria University.
- 2. The Principal of Victoria College.
- 3. The Registrar of Victoria University.
- 4. The Librarian of Victoria University.
- 5. The Dean of Men and the Dean of Women.
- 6. All members of the teaching staff of Victoria College.
- 7. Students of Victoria College to the number of 20 per cent of the non-student members of the Council, elected annually by vote of the students of Victoria College.

(2) Clause 13 (2) (b) of the said Act is amended by striking out "1947" in the second line and inserting in lieu thereof "1971". s. 13 (2) (b),
amended

(3) Clause 13 (2) (d) of the said Act is amended by striking out "Senate" in the third line and inserting in lieu thereof "Governing Council". s. 13 (2) (d),
amended

(4) Clause 13 (2) (f) of the said Act is repealed. s. 13 (2) (f),
repealed

8.—(1) Subsection 15 (1) of the said Act is repealed and the following substituted therefor: s. 15 (1),
re-enacted

(1) There shall be a Council of Emmanuel College which shall consist of the following: Council of
Emmanuel
College

1. The President of Victoria University.
2. The Principal of Emmanuel College.
3. The Registrar of Victoria University.
4. The Librarian of Victoria University.
5. The Librarian of Emmanuel College.
6. All members of the teaching staff of Emmanuel College.
7. The six members elected by the alumni of Emmanuel College as members of the Senate of Victoria University.
8. The five members elected by the alumni of Emmanuel College to be members of the Board.
9. Six students of Emmanuel College elected annually by a vote of the students of Emmanuel College.
10. Such other classes of members as the Council may recommend, and the Board approves, the number of such persons, not exceeding five, to be elected in accordance with the regulations that may be made from time to time by the Board.

s. 15 (2) (f),
re-enacted

- (2) Clause 15 (2) (f) of the said Act is repealed and the following substituted therefor:

(f) To make rules and regulations for governing its own proceedings, including the determining of the quorum necessary for the transaction of business.

s. 16 (2),
re-enacted

9. Subsection 16 (2) of the said Act is repealed and the following substituted therefor:

(2) Subject to subsection (5), the Caput has disciplinary jurisdiction over the conduct of the students of Victoria University and its Colleges in all matters arising or occurring in or upon the grounds and buildings of Victoria University, including residences.

Disciplinary
jurisdiction
of Caput

Idem

(3) The disciplinary jurisdiction of the Caput includes the power to impose fines and to suspend or expel students from membership in Victoria University and to exclude students from any or all of the privileges of membership in Victoria University either temporarily or permanently.

(4) For the purposes of subsection 9 (1) of *The University of Toronto Act, 1971*, the Caput shall be deemed to be a council to which the Caput of the University of Toronto may delegate its authority.

Delegation
of power
to Caput
1971, c. 56

(5) The Board has and shall be deemed always to have had authority,

Powers of
Board

- (a) to make disciplinary regulations with respect to the academic conduct of the students of Victoria University and its Colleges;
- (b) to delegate its authority in such matters to such tribunals as it may establish from time to time; and
- (c) to enter into agreements with the University of Toronto respecting the exercise of disciplinary jurisdiction related to the academic conduct of the students of Victoria University and its Colleges.

10. Section 18 of the said Act is repealed.

s. 18,
repealed

11. The members of The Board of Regents of Victoria University, the Senate of Victoria University, the Council of Victoria College and the Council of Emmanuel College, as constituted immediately prior to the coming into force of this Act, are hereby continued in office and shall constitute the Board, Senate and Councils, respectively, until the members thereof are elected or appointed in accordance with this Act.

Transition

12. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

13. The short title of this Act is the *Victoria University Act, 1981*.

Short title

