1978

c 88 The University of Toronto Amendment Act, 1978

Ontario
CHAPTER 88

An Act to amend
The University of Toronto Act, 1971

Assented to December 15th, 1978

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 1 of The University of Toronto Act, 1971, being chapter 56, is amended by relettering clause a as clause aa and by adding thereto the following clause:

(a) “academic unit” means University College and a college, faculty, school, institute, department or other academic division of the University so designated by the Governing Council.

(2) Clauses b, d, f, l and m of subsection 1 of the said section 1 are repealed and the following substituted therefor:

(b) “alumni” means persons who have received degrees or post-secondary diplomas or certificates from the University, or persons who have completed one year of full-time studies, or the equivalent thereof as determined by the Governing Council, towards such a degree, diploma or certificate and are no longer registered at the University;

(f) “council” means the governing body of an academic unit;

(l) “student” means any person registered at the University for full-time or part-time study in a program that leads to a degree or post-secondary diploma or certificate of the University or in a program designated by the Governing Council as a program of post-secondary study at the University;
(m) "teaching staff" means the employees of the University, University College, the constituent colleges and the arts and science faculties of the federated universities who hold the academic rank of professor, associate professor, assistant professor, full-time lecturer or part-time lecturer, unless such part-time lecturer is registered as a student, or who hold any other rank created by the Governing Council and designated by it as an academic rank for the purposes of this clause.

2.—(1) Clause b of subsection 2 of section 2 of the said Act is repealed and the following substituted therefor:

(b) two members appointed by the President from among the officers of the University, University College, the constituent colleges, the federated universities and the federated and affiliated colleges.

(2) The said section 2 is amended by adding thereto the following subsection:

(3a) No person shall be a candidate for election to the Governing Council under more than one clause of subsection 2 in any one election, and, where a person is so eligible, he shall declare the clause under which he seeks election.

(3) Clauses b, c, d, e and f of subsection 6 of the said section 2 are repealed and the following substituted therefor:

(b) the persons appointed by the Lieutenant Governor in Council under clause c of subsection 2 shall be appointed for a three-year term and shall be representative of the community;

(c) the persons elected by the students under clause e of subsection 2 shall be elected for a one-year term; and

(d) the persons elected by the teaching staff, the administrative staff and the alumni under clauses d, f and g, respectively, of subsection 2 shall be elected for a three-year term.

(4) Subsections 11 and 12 of the said section 2 are repealed and the following substituted therefor:

(11) The Governing Council shall elect annually a Chairman and a Vice-Chairman from among the members appointed by the Lieutenant Governor in Council and shall fill any vacancy in the office of Chairman or Vice-Chairman from among such members.
(5) Clauses b, d, e, f, i, j, k and n of subsection 14 of the said section 2 are repealed and the following substituted therefor:

(b) appoint, promote, suspend and remove the members of the teaching and administrative staffs of the University and all such other officers and employees, including pro tem po re appointments, as the Governing Council considers necessary or advisable for the purposes of the University or University College, but no member of the teaching or administrative staffs, except the President, shall be appointed, promoted, suspended or removed unless recommended by the President or such other officer or employee of the University designated therefor by the President under subsection 4a of section 5;

(d) delegate such of its powers under clauses b and e as it considers proper to the President or to such other officer or employee of the University as may be designated by the President;

(e) appoint committees and delegate thereto power and authority to act for the Governing Council with respect to any matter or class of matters, provided that where power and authority to act for the Governing Council are delegated, a majority of the members of the committee shall be members of the Governing Council;

(f) establish, change and terminate academic and administrative units within the University and determine the powers and duties of any such unit;

(i) establish, change and, subject to subsection 2 of section 12, terminate councils within the University and determine the composition, powers and duties of any such council;

(j) provide for the granting of and grant degrees, including honorary degrees, diplomas and certificates;

(k) establish, change and terminate chairs and programs and courses of study;
(n) determine and regulate the standards for the admission of students to the University, the contents and curricula of all programs and courses of study and the requirements for graduation;

(na) delegate such of its powers under clauses g, h, and n as it considers proper to any academic unit or council;

(nb) determine the manner and procedure of election of its members, including the determination of constituencies, assign students and members of the teaching staff and administrative staff to such constituencies, and conduct such elections, but in the case of election of members by the administrative staff, the teaching staff and the students, or any of them, the elections shall be by secret ballot and no person shall be eligible to cast more than one ballot;

(nc) determine whether any person is a member, or any class of persons are members, of the administrative staff or the teaching staff or the alumni or is or are a student or students, and if a student or students, whether full-time graduate, part-time graduate, full-time undergraduate or part-time undergraduate;

(nd) invest all money that comes into its hands and that is not required to be expended for any purpose to which it lawfully may be applied, subject always to any express limitations or restrictions on investment powers imposed by the terms of the instruments creating any trust as to the same, in such manner as it considers proper and, except where a trust instrument otherwise directs, combine trust moneys belonging to various trusts in its care into a common trust fund.

(6) The said section 2 is amended by adding thereto the following subsection:

(14a) A committee appointed under clause e of subsection 14 with power and authority to act for the Governing Council with respect to any of the powers of the Governing Council under clauses g, h and n of subsection 14 may, with the approval of the Governing Council, appoint and delegate such powers to subcommittees, and the majority of the members of such subcommittees need not be members of the Governing Council.

(7) Subsection 15 of the said section 2 is repealed and the following substituted therefor:
(15) The Governing Council shall pass by-laws regulating the exercise of its powers and the calling and conduct of its meetings and those of committees appointed by it and, subject to subsection 5 of section 3, including the quorum of any such committee, and its decisions shall be made by resolutions passed at its meetings.

(8) Subsection 19 of the said section 2 is repealed.

3. The said Act is amended by adding thereto the following section:

2a. Notwithstanding anything in this Act or the Acts, charters, letters patent, supplementary letters patent or articles creating or governing the Governing Council, The Toronto School of Theology or any of its member institutions and any or all of its member institutions as they may exist from time to time, the Governing Council, The Toronto School of Theology and any or all of its member institutions may enter into agreements for the purpose of enabling the University to participate in the direction of theological education programs offered by the said School and its member institutions, which agreements may include provisions not in accordance with this Act or the Acts, charters, letters patent, supplementary letters patent or articles creating or governing The Toronto School of Theology or any of its member institutions for,

(a) the conjoint registration of students;

(b) the granting and conferring of conjoint earned degrees in theology;

(c) the disciplinary jurisdiction of the member institutions over their students and teaching staffs; and

(d) the relationships between the member institutions and their teaching staffs,

as are deemed appropriate from time to time, but without affecting the composition or eligibility to be a member of or to participate in the election of any member of the Governing Council or the Executive Committee or any other committee thereof.

4. Section 3 of the said Act is amended by adding thereto the following subsection:

(5) Six members, at least three of whom shall be members elected by the alumni or appointed by the Lieutenant Gover-
nor in Council, constitute a quorum of the Executive Committee.

5.—(1) Section 5 of the said Act is amended by adding thereto the following subsection:

(4a) The President, subject to the approval of the Governing Council, may delegate his duties under subsection 4, other than a recommendation to remove a member of the teaching staff, to any other officer or employee of the University.

(2) Subsection 6 of the said section 5 is repealed and the following substituted therefor:

(6) The President may summon a meeting of any council.

(3) Subsection 7 of the said section 5 is amended by striking out “of the colleges, faculties and schools” in the second line.

6. Subsection 2 of section 9 of the said Act is repealed.

7. Section 12 of the said Act is repealed and the following substituted therefor:

12.—(1) The constituent colleges of the University are,

(a) Erindale College;

(b) Innis College;

(c) New College;

(d) Scarborough College;

(e) Woodsworth College,

and any other college hereafter established by the Governing Council.

(2) Each constituent college now or hereafter established by the Governing Council shall have a council with such composition, powers and duties as are from time to time determined by the Governing Council.

8.—(1) Subsection 1 of section 19 of the said Act is amended by striking out “University Affairs” in the second line and inserting in lieu thereof “Colleges and Universities”.

(2) The said section 19 is amended by adding thereto the following subsection:
(3) The Governing Council shall make available to the public an annual report, including a financial statement, in such form and manner as the Governing Council may determine.

9. Section 20 of the said Act is repealed.

10.—(1) This Act, except section 3, comes into force on the day it receives Royal Assent.

(2) Section 3 shall be deemed to have come into force on the 1st day of July, 1978.

11. The short title of this Act is The University of Toronto Amendment Act, 1978.