

1969 Bill 18

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Second Session 16th Legislature, 18 Elizabeth II

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THE LEGISLATIVE ASSEMBLY OF ALBERTA

# **BILL 18**

**An Act to amend The Universities Act**

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THE MINISTER OF EDUCATION

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First Reading .....

Second Reading .....

Third Reading .....

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# BILL 18

1969

An Act to amend The Universities Act

(Assented to \_\_\_\_\_, 1969)

**H**ER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. *The Universities Act* is hereby amended.
2. Section 8, subsection (1), clause (b) is amended
  - (a) as to subclause (vi) by striking out the word "two" and by substituting the word "four",
  - (b) by adding the word "and" at the end of subclause (vi) and by adding the following:
    - (vii) if a university has a faculty of graduate studies and an organization of graduate students approved by the senate, one graduate student appointed by the organization,
3. Section 13, subsection (4), clause (d) is amended
  - (a) by striking out the word "eleven" and by substituting the figure "13",
  - (b) by adding the word "and" at the end of subclause (iii) and by adding the following:
    - (iv) two of whom shall be full members of the students' union, nominated by the students' council.
4. Section 14 is amended by adding the following subsection after subsection (2):
  - (2a) Notwithstanding subsection (2),
    - (a) a person appointed under section 13, subsection (4), clause (d), subclause (iii) ceases to be a member when he ceases to be a member of the academic staff of the university, and
    - (b) a person appointed under section 13, subsection (4), clause (d), subclause (iv) ceases to be a member when he ceases to be a full-time member of the students' union.

## Explanatory Notes

**1.** This Bill amends chapter 105 of the Statutes of Alberta, 1966

**2.** Section 8 (1) (b) (vi) presently reads:

- 8. (1) For each university there shall be a senate consisting of  
.....
- (b) the following appointed members,  
.....
- (iv) two students, to be appointed by the students' council,  
.....

**3.** Section 13 (4) presently reads in part:

- (4) The board of each university shall consist of  
.....
- (d) 11 other persons appointed by the Lieutenant Governor in  
Council,  
.....
- (iii) two of whom shall be members of the academic staff of the  
university, nominated by the general faculty council.

**4.** Section 14 (2) presently reads:

- (2) A person appointed a member of a board holds office for a term  
of three years, or until his successor is appointed.

**5.** Section 15, subsection (1) is amended by striking out clause (c) and by substituting the following:

(c) after consideration of the recommendations of the general faculty council, if any, and with the approval of the Universities Commission where required under section 68, clause (g), to provide for the establishment of faculties, schools, departments, chairs, programs of instruction and such other activities as the board considers necessary and advantageous,

**6.** Section 33, subsection (4), clause (b) is amended by striking out the words “if the *ex officio* and elected members so decide,”.

**7.** Section 58 is amended

(a) by striking out subsection (2) and by substituting the following:

(2) The Universities Co-ordinating Council shall elect a chairman to hold office for a term specified by them.

(2a) The chairman shall not be elected from the representatives of one university for more than three consecutive years.

(b) by striking out subsection (4) and by substituting the following:

(4) Each year the Universities Co-ordinating Council shall prepare and submit to the Universities Commission for approval, a budget, and the Universities Commission shall, in accordance with the approved budget, pay the operating expenses of the Co-ordinating Council out of the moneys received by the Commission from the Government.

**8.** Section 60 is amended by striking out subsections (2) and (3) and by substituting the following:

(2) The Universities Co-ordinating Council may, upon the request of a general faculty council or the Universities Commission, give advice and opinions to the general faculty council or the Universities Commission on any matter.

(3) The Universities Co-ordinating Council may make such recommendation to a general faculty council or a board or the Universities Commission as it considers proper and desirable.

**9.** Section 65 is amended by striking out the words “received by it from the Government” and by substituting the words “appropriated by the Legislature for that purpose and in the absence or insufficiency of an appropriation, shall be paid out of the General Revenue Fund”.

**5. Section 15 (1) (c) presently reads:**

15. (1) Except as otherwise provided in this Act, a board has the management and control of the university and of the property, revenues, business and affairs thereof and in particular but without restricting the generality of the foregoing a board is empowered

.....  
(c) after consideration of the recommendations of the general faculty council, if any, to provide for the establishment of faculties, schools, departments, chairs, programs of instruction and such other activities as the board considers necessary and advantageous,  
.....

**6. Section 33 (4) presently reads:**

(4) The appointed members shall be appointed by the ex officio and elected members of the general faculty council,

(a) from the academic staff of the university, and

(b) if the ex officio and elected members so decide, from the students at the university,

in such number and for such terms of office as the ex officio and elected members decide.

**7. Section 58 (2) and (4) presently read:**

(2) The chairman of the Universities Co-ordinating Council is

(a) the president of The University of Alberta, or his nominee, in even numbered years, and

(b) the president of The University of Calgary, or his nominee, in odd numbered years.

(4) Each year the Universities Co-ordinating Council may submit a budget to the Universities Commission for approval and the Commission shall, in accordance with the approved budget, pay the operating expenses of the Co-ordinating Council out of the moneys received by the Commission from the Government.

**8. Section 60 (2) and (3) presently read:**

(2) The Universities Co-ordinating Council may, upon the request of a general faculty council, give advice and opinions to the general faculty council on any matter.

(3) The Universities Co-ordinating Council may make such recommendations to a general faculty council or a board on matters relating to universities as it considers proper and desirable.

**9. Section 65 presently reads:**

65. The expenses, debts and liabilities incurred in the carrying out of the Universities Commission's purposes under this Act shall be paid by the Commission out of the moneys received by it from the Government.

**10.** Section 68 is amended by striking out clause (b) and by substituting the following:

- (b) borrow, subject to the approval of the Lieutenant Governor in Council and subject to this Act, such moneys as it may require to pay to the universities or for the purpose of reimbursing the Government for moneys paid by the Government to or on behalf of the universities,
- (b1) gather and make available to the universities and the Government information relating to university education in Alberta in order to assist in the preparation and execution of plans for the development or establishment of universities to the end that they may be fully adequate to the needs of society;

**11.** Section 68a is amended

- (a) as to subsection (1) by striking out clause (a) and by substituting the following:
  - (a) for any of the purposes of the Commission, and
- (b) by adding the following after subsection (1):
  - (1a) The purposes of the Universities Commission, without limiting the generality thereof, include
    - (a) the carrying out by the Commission of the powers and duties given to it by or pursuant to this or any other Act and the provision in whole or in part for expenditures made or to be made by the Commission in connection with the carrying out of those powers and duties,
    - (b) the payment, refunding or renewal from time to time of the whole or any part of any loan raised or any notes, bonds, debentures or other securities issued by the Commission, and
    - (c) the payment of any other liability or indebtedness of the Commission.

**12.** The following section is added after section 76:

**76a.** *The Regulations Act* does not apply to any order, regulation, rule, by-law or resolution heretofore or hereafter made, approved or passed under the authority of this Act.

**13.** This Act comes into force on the day upon which it is assented to.

**10. Section 68 (b) presently reads:**

68. The Universities Commission is empowered to

.....

(b) gather and make available information relating to university education in the Province in order to assist the universities in the preparation and execution of plans for the development of the universities to the end that they may be fully adequate to the needs of society;

.....

**11. Section 68a (1) presently reads in part:**

68a. (1) The Universities Commission

(a) for such purposes as the Lieutenant Governor in Council authorizes, and

(b) with the approval of the Lieutenant Governor in Council, may from time to time borrow such sums of money as the Commission may require and may from time to time issue notes, bonds, debentures or other securities . . . .

**12. Regulations Act excluded.**