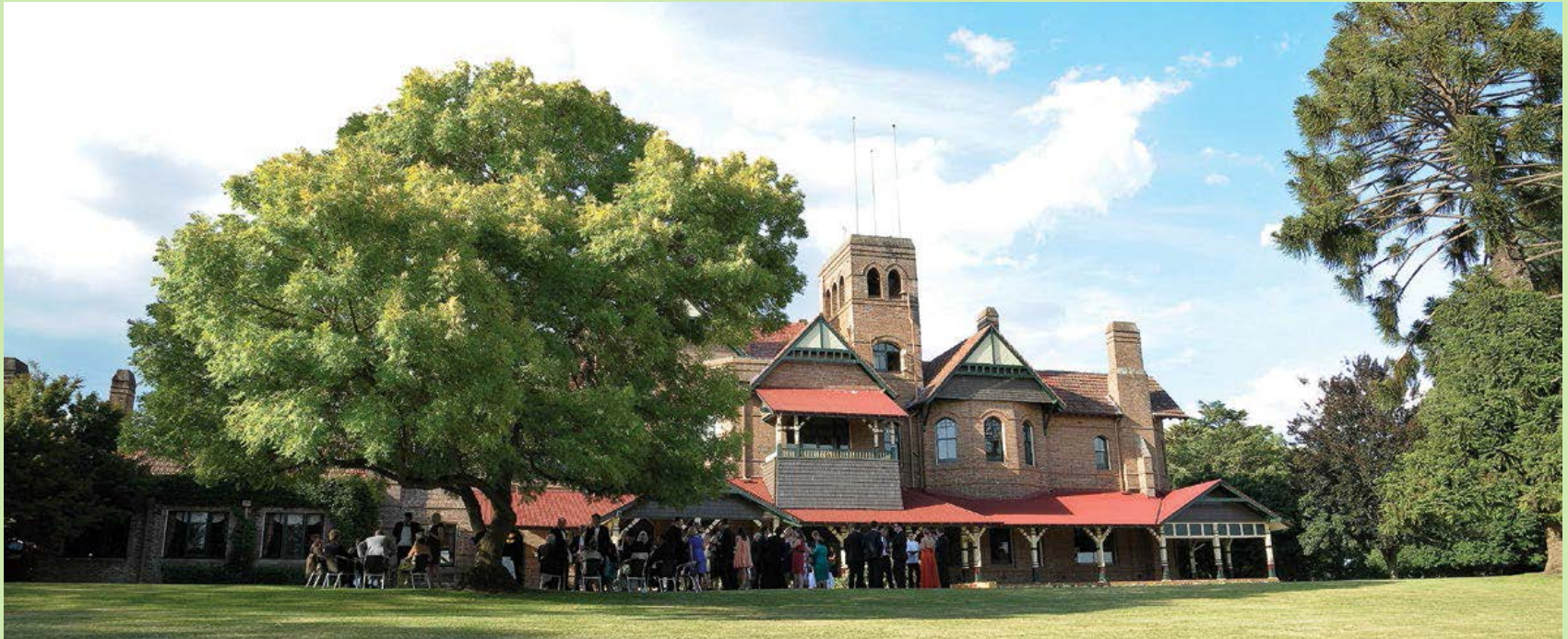


Legal & Governance

Compliance Awareness and Education



University of New England Act 1993 (NSW)

University of New England Act 1993 (NSW)

Introduction

The University of New England is governed by its Council, which is established by the University of New England Act 1993 (NSW).

The Act provides for the constitution and functions of the University.

The Act identifies the object of the University as the promotion of scholarship, research, free inquiry, the interaction of research and teaching, and academic excellence.

University of New England Act 1993 (NSW)

What does the Act do?

- Establishes the University of New England (a body corporate), consisting of:
 - Council
 - Convocation
 - Specified staff members
 - Graduates and students of the University.
- Lists the functions of the University, including the conferring of degrees.
- Sets out the constitution and functions of the Council.
- Specifies the duties of Council members.
- Identifies the role of Council in electing the Chancellor and appointing a Vice-Chancellor.
- Establishes an Academic Board of the University
- Provides detail with relation to the:
 - Exercise of commercial activities
 - Activities of controlled entities.

University of New England Act 1993 (NSW)

University Council

- Established by the University of New England Act.
- Chaired by the Chancellor.
- Receives advice from
 - The Academic Board, in relation to teaching and research activities and educational programs.
 - Committees it establishes. For example:
 - Standing Committee
 - Remuneration Committee
 - Audit and Risk Committee
 - Tender Committee
 - Nominations Committee
 - Finance Committee
 - Honorary Degrees, titles and Tributes Committee

University of New England Act 1993 (NSW)

University Council: Principal Responsibilities

- Appoint the Vice-Chancellor and monitor their performance.
- Oversee the performance and academic activities.
- Approve the mission, strategic direction, annual budget and business plan.
- Approve significant University commercial activities.
- Establish policies and procedural principles consistent with legal requirements and community expectations.
- Approve and monitor systems of control and accountability and oversee risk management and assessment.
- Borrow money.
- Invest funds.

University of New England Act 1993 (NSW)

Duties of Council members

- To act in the best interests of the University.
- To exercise care and diligence.
- Not to improperly use position.
- Not to improperly use information.
- Disclosure of material interests.

University of New England Act 1993 (NSW)

By-laws of the University

- S28 lists matters for which Council may make by-laws.
- To be consistent with Act.
- University of New England By-law 2005
 - Constitution and functions of Academic Board
 - May establish committees
 - Making of rules
 - Convocation matters
 - Election of members of the Council
 - Appointment of members of the Council

University of New England Act 1993 (NSW)

Rules of the University

- S29
- Same force and effect as a by-law
- By-law prevails in event of inconsistency
- All current Council Rules and Vice-Chancellor Policies can be accessed at: <http://www.une.edu.au/policies>

University of New England Act 1993 (NSW)

Obligations under this Act

- Always act in good faith in the best interests of the University and for a proper purpose.
- Comply with the Act, By-laws and Rules.
- Council members to comply with duties.
- The seal is only to be affixed to a document pursuant to a resolution of the Council.

University of New England Act 1993 (NSW)

Additional Resources

- [Mr Brendan PEET](#) University Secretary
x3445
- [Mrs Gabrielle PRICE](#) Deputy University Secretary
x3729
- Compliance Register

University of New England Act 1993 (NSW)

Disclaimer

The content of this material is intended only to provide a summary and general overview of the University of New England Act 1993 as it applies to the University of New England.

It is not intended to be comprehensive nor does it constitute legal advice.

Please contact Mr Brendan Peet, University Secretary or Legal and Governance if you are unsure of your compliance obligations under the Act.