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CURTIN UNIVERSITY OF TECHNOLOGY

STATUTE NO 24

CURTIN UNIVERSITY OF TECHNOLOGY, SARAWAK CAMPUS, MALAYSIA

WHEREAS –

- (a) The University desires to establish and conduct an educational facility at the Curtin Sarawak Campus.
- (b) The University desires to enter into business arrangements for the purpose of establishing and conducting an educational facility at the Curtin Sarawak Campus.
- (c) Curtin Malaysia has expressed a desire to enter into business arrangements with the University to provide for the establishment and conduct of an educational facility at the Curtin Sarawak Campus.
- (d) This Statute is to establish and conduct an educational facility at the Curtin Sarawak Campus.

ACCORDINGLY it is enacted as follows –

1. DEFINITIONS

1.1 In this Statute unless the context otherwise requires –

“Approved Course of Study” means a course of study provided or approved by the University to be undertaken at the Curtin Sarawak Campus;

“Committee” means the Management Committee appointed pursuant to this Statute;

“Council” means the Council of the University;

“Curtin Malaysia” means Curtin (Malaysia) Sdn Bhd, a company incorporated in Malaysia;

“Curtin Sarawak Campus” means the land and buildings to be used for the purpose of an educational facility at Miri in Sarawak in Malaysia;

“University” means Curtin University of Technology.

2. OBJECTS

- 2.1 To be a party to the establishment and conduct of an educational facility of the University at the Curtin Sarawak Campus.
- 2.2 To offer approved courses of study in order to make higher education available at the Curtin Sarawak Campus to Malaysian and international students.
- 2.3 To provide for collaborative research, development and consulting between the staff and students at the Curtin Sarawak Campus and the University.
- 2.4 To provide for the recognition of a course of study provided by the University at the Curtin Sarawak Campus as equivalent to a course of study at the University.
- 2.5 To provide for awarding appropriate degrees, diplomas and certificates of the University to students completing the required approved courses of study.
- 2.6 To provide for the University to enter into a joint venture agreement with Curtin Malaysia to give effect to this Statute.
- 2.7 To establish a Management Committee to administer this Statute and to carry out the duties and responsibilities of the University under the joint venture agreement.
- 2.8 To ensure that all approved courses of study at the Curtin Sarawak Campus are to the standard and quality of the University.
- 2.9 To provide for any other purpose which is consistent with the object of furthering and enhancing the development of an educational facility at the Curtin Sarawak Campus.

3. BUSINESS ARRANGEMENTS

- 3.1 The University may enter into a joint venture agreement with Curtin Malaysia for the purpose of establishing and conducting an educational facility at Curtin Sarawak Campus for the following objects –

A. Use of Name and Logo

The University will permit the use of the name of Curtin University of Technology, its derivatives and translations and its logo by Curtin Malaysia under such terms as are specified.

B. Land

The Government of Sarawak will provide the land for the Curtin Sarawak Campus and will retain a majority ownership in Curtin Malaysia.

C. Buildings and Works

Curtin Malaysia will provide all works necessary for the establishment and conduct of an educational facility at the Curtin Sarawak Campus including buildings and other facilities.

D. Administration

Curtin Malaysia will administer the Curtin Sarawak Campus including payment of salaries to staff.

E. Courses of Study

The University will provide or approve courses of study to be undertaken at the Curtin Sarawak Campus, or other sites as approved by the Malaysian Ministry of Education in accordance with this Statute and the Joint Venture Agreement.

F. Research and Development

Staff and students at the Curtin Sarawak Campus will conduct research and development in cooperation with the University under such terms as are specified in the joint venture agreement.

G. Quality Control

The Committee will administer the joint venture agreement on behalf of the University and will take such steps as are necessary to ensure that the establishment and conduct of the educational facility is to the standard and quality of the University.

4. COURSES OF STUDY

- 4.1 The University may provide or approve a course of study for the Curtin Sarawak Campus on the recommendation of the Committee.
- 4.2 No person other than staff employed by the University shall prepare or present an approved course of study at the Curtin Sarawak Campus unless he or she has obtained the approval of the Committee.
- 4.3 The entrance standards for students at the Curtin Sarawak Campus undertaking an approved course of study shall be set by the University on the recommendation of the Committee.
- 4.4 All examinations for an approved course of study shall be prepared and graded by or under the supervision of the academic staff approved by the Committee.
- 4.5 The successful completion of a course of study provided by the University at the Curtin Sarawak Campus will be recognised as successful completion of the same course of study at the University.

- 4.6 On completion of approved courses of study that fulfill the requirements of a degree, diploma or certificate of the University, the University may award a degree, diploma or certificate to a student enrolled at the Curtin Sarawak Campus.
- 4.7 The Council may establish a degree, diploma or certificate of the University on the recommendation of the Committee to be awarded to a student enrolled at the Curtin Sarawak Campus for the successful completion of an approved course of study.

5. MANAGEMENT COMMITTEE

- 5.1 A Management Committee shall be appointed by the Council for the purposes of administering this Statute and the business arrangements and shall consist of –
- (a) the Vice-Chancellor, *ex officio*;
 - (b) **the executive manager responsible for the Curtin Sarawak Campus;**
 - (c) **the executive manager responsible for the University's financial resources;**
 - (d) **the executive manager responsible for the University's international activities;**
 - (e) three (3) members of Council, at least two (2) of whom are members of Council appointed pursuant to Section 9(1)(a), (c), (h) or (i) of the Act.
- 5.2 For the purposes of Section 5 of this Statute, the **executive manager responsible for the Curtin Sarawak Campus**, the **executive manager responsible for the University's financial resources**, and the **executive manager responsible for the University's international activities** appointed from time to time to the Committee shall hereby be designated by Council as officers of the University.
- 5.3 The members of the Management Committee shall be the members of the Joint Venture Board established under the joint venture agreement to administer the agreement.
- 5.4 The Committee shall elect a Chairperson from among their members and determine the period for which he or she is to hold office.
- 5.5 The Council shall from time to time nominate a person to act as Secretary of the Committee. The secretary shall perform such duties as may from time to time be required by the Committee.
- 5.6 Each member of the Committee appointed pursuant to sub-section 5.1(e) of this Statute shall hold office for a period of three (3) years from the date of appointment and shall be eligible for reappointment.
- 5.7 The Council may approve an alternate member for any member of the Committee for a stated period or for any absence due to illness.
- 5.8 The office of a member of the Committee appointed pursuant to sub-section 5.1(e) of this Statute shall be vacated if the member gives written notice of resignation to the secretary.

6. POWERS AND RESPONSIBILITIES OF THE COMMITTEE AND OFFICERS

- 6.1 The Council may, by resolution, delegate to the Committee all the powers and functions of the University with regard to the carrying out the University's responsibilities under this Statute and the business arrangements.
- 6.2 For the purposes of this Statute, the University has appointed a Director, Administration (Curtin Sarawak Campus) and a Director Academic (Curtin Sarawak Campus) who are hereby designated as officers of the University and Council may, by resolution, delegate to these officers any power and function of the University not delegated to the Committee that are appropriate for the carrying out of the University's responsibilities under the business arrangements.
- 6.3 Upon delegation to the Committee, the Committee has the general management and administration of the University's responsibilities under this Statute and the business arrangements for the Curtin Sarawak Campus.
- 6.4 The Committee shall report annually to the Council on the affairs and operations of the Curtin Sarawak Campus and the joint venture agreement and cause to be prepared an annual audited financial statement for submission to the Council in accordance with Clause 6.5.
- 6.5 The Committee shall keep or cause to be kept proper books of account showing all financial transactions of the University in respect of the Curtin Sarawak Campus in accordance with financial procedures laid down by the University.

7. PROCEEDINGS OF THE COMMITTEE

- 7.1 The Committee may meet together for the dispatch of business, adjourn and otherwise regulate its meetings as it thinks fit and determine the quorum necessary for the transaction of business.
- 7.2 Until otherwise determined, at least one half of the members of the Committee shall form a quorum.
- 7.3 The Chairperson of the Committee may at any time and the secretary upon the request of a member thereof shall convene a meeting of the Committee.
- 7.4 Unless otherwise agreed by the Committee at least seven (7) days' notice of any meeting shall be given by the secretary.
- 7.5 Questions arising at any meeting shall be decided by a majority of votes, each member having one vote, and in the case of an equality of votes the Chairperson shall have a second or casting vote.
- 7.6 The Chairperson shall act as Chair of any meeting of the Committee but if he or she is not present at the time appointed for holding the meeting, the members present shall choose one of their number to be Chair of such meeting.

REVISION HISTORY

- Amended - C 150/06 (ii) (25/10/06) – via **Miscellaneous Statutes Amendment Statute 2006** - Document 01106/06.
Gazetted 16/03/07.*
- Amended - C 51/02 (19/6/02) – via **Amending Statute No 12** – Attachment 3 to Confidential Document 25/02.
Gazetted 20/6/03.*

- Amended - C 83/01 (17/10/01) – via **Amending Statute No 9 and Amending Statute No 10**
– Appendix D to Attachment 1 to Document 41/01.
Gazetted 24/5/02.*
- Amended - C 106/00 (16/8/00) – Attachment 1 to Document 43/00.*
- Established - C 1/99 (19/1/99) – Replacement Confidential Document 1/99.
Gazetted 2/3/99.*