

# **Curtin University of Technology**

## **Statute No. 7 – The Council**

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# **Curtin University of Technology**

## **Statute No. 7 – The Council**

This Statute is made by the Council of the University under the powers conferred on it by section 34 of the *Curtin University of Technology Act 1966*.

### **1. Citation**

This Statute may be cited as *Statute No. 7 – The Council*.

### **2. Commencement**

This Statute takes effect from the date that it is published in the Government Gazette.

### **3. Interpretation**

In this Statute, unless the contrary intention appears:

‘**Committee**’ means a committee established by the Council under section 6(1).

‘**Committee member**’ means a member of a Committee.

‘**Council member**’ has the same meaning as ‘member’ in section 4(1) of the Act.

Note: section 4(1) of the Act defines ‘member’ to mean:

‘a member of the Council’.

‘**Delegations Register**’ means the register containing all resolutions of the Council made under section 15 of the Act relating to the delegation of all or any of the Council’s powers, authorities, duties and functions under the Act.

#### **4. Status and role of the Council**

The status and role of the Council are set out in sections 5(1) and 8 of the Act.

Note: section 5(1) of the Act states (in part) that the University:

‘... consist[s] of the Council, the members of the academic and other staff, and the enrolled students...’.

Section 8 of the Act states:

‘The governing authority of the University is the Council’.

#### **5. Constitution and powers etc.**

Provisions relating to the constitution, members, duties and powers of the Council are set out in Part 1, Division 2 (sections 8-21AA) and Schedule 1A of the Act.

#### **6. Committees**

(1) The Council may, by resolution:

- (a) appoint whatever Committees it considers to be appropriate to assist it in carrying out its functions;
- (b) appoint a Council member, or any other person, to be a Committee member; and
- (c) appoint a deputy or deputies for a Committee member.

Note: unless, in a particular case, the Council resolves otherwise, the Vice-Chancellor is a member of each Committee (see section 5(2) of Statute No. 6 – Vice-Chancellor).

(2) A deputy may act temporarily in place of the Committee member for whom he or she was appointed as a deputy on any occasion on which, or during any period in which, the Committee member is unable to perform the functions of the position.

Notes:

1. Section 15(1)(a) of the Act enables the Council to delegate powers to ‘a committee consisting of members appointed by the Council’.
2. Section 15(3) of the Act requires that ‘[e]ach committee appointed by the Council shall report to the Council on its activities at such times as the Council directs’.

## **7. Delegation**

- (1) The Council’s power to delegate is set out in sections 15(1) and (2) of the Act.

Note: sections 15(1) and (2) of the Act state:

- ‘(1) The Council may —
- (a) in relation to any matter or class of matters, or in relation to any activity or function of the University, by resolution delegate all or any of its powers, authorities, duties and functions under this Act, except this power of delegation and its powers in relation to the making of Statutes or by-laws, to —
    - (i) any member;
    - (ii) a committee consisting of members appointed by the Council;
    - (iii) any officer or officers of the University; or
    - (iv) a Board;and
  - (b) in relation to any matter or class of matters affecting the Kalgoorlie Campus, or in relation to any activity or function of the Kalgoorlie Campus, by resolution delegate all or any of its powers, authorities, duties and functions under this Act, except this power of delegation and its powers in relation to the making of Statutes or by-laws, to the Kalgoorlie Campus Council.
- (2) The Council may by resolution revoke a delegation given under this section and no delegation so given prevents the exercise or discharge by the Council of any of its powers, authorities, duties or functions’.

- (2) The Council Secretary is to ensure that the Delegations Register is established and maintained.

**8. Council Secretary**

The Council is to designate an employee of the University to be the Council Secretary.

**9. Rules under this Statute**

The Council may make rules, not inconsistent with the Act or with any Statute, for:

- (a) regulating or providing for the regulation of its procedures, and the procedures of its Committees, by way of standing orders; or
- (b) carrying out or giving effect to this Statute.

The Common Seal of **CURTIN UNIVERSITY** )  
**OF TECHNOLOGY** was hereto affixed on the )  
day of 2007 )  
by the authority of the Vice-Chancellor )

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Jeanette Hacket, Vice-Chancellor

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Pamela Hass, Administrative Secretary

Approved by His Excellency the Governor in Council.

M.C. WAUCHOPE, Clerk of the Council