

1986

c Pr23 University of St. Jerome's College Act, 1986

Ontario

© Queen's Printer for Ontario, 1986

Follow this and additional works at: http://digitalcommons.osgoode.yorku.ca/ontario_statutes

Bibliographic Citation

University of St. Jerome's College Act, 1986, SO 1986, c Pr23

Repository Citation

Ontario (1986) "c Pr23 University of St. Jerome's College Act, 1986," *Ontario: Annual Statutes*: Vol. 1986, Article 103.

Available at: http://digitalcommons.osgoode.yorku.ca/ontario_statutes/vol1986/iss1/103

CHAPTER Pr23

**An Act respecting the
University of St. Jerome's College**

Assented to November 4th, 1986

Whereas The University of St. Jerome's College represents that it was incorporated by *An Act to incorporate the College of Saint Jerome in the Town of Berlin*, being chapter 134 of the Statutes of the Province of Canada, 1866; that it received its present name and present powers by *The University of St. Jerome's College Act, 1959*, being chapter 139; and whereas the applicant hereby applies for special legislation varying its organization, government and administration; and whereas it is expedient to grant the application;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Definitions

“Board” means the Board of Governors of the University;

“graduate” means a person who has obtained a degree from or through the University;

“non-teaching staff” means the persons employed by the University who are not teaching staff;

“student” means a person who is registered as a student through the University;

“teaching staff” means the persons employed by the University to teach, give instruction or engage in research and includes professors, associate professors, assistant professors, lecturers, associates, instructors and demonstrators;

“University” means The University of St. Jerome's College.

2. The University is continued as a corporation without share capital and, subject to this Act, has all the rights and

University
continued

obligations that it possessed before the coming into force of this Act.

Objects of University

3. The objects of the University are,

- (a) to advance learning and disseminate knowledge in a manner consistent with Roman Catholic tradition and the honest pursuit of wisdom and understanding; and
- (b) to encourage the intellectual, spiritual, social, moral and personal development of the members of the University community and the betterment of society consistent with the ideals of the contemporary Roman Catholic Church.

Powers of University

4.—(1) The University has all the powers necessary to do such things as are incidental or conducive to the attainment of its objects and without limitation may,

- (a) establish and maintain faculties, schools, institutes, centres, departments, chairs and courses of instructions;
- (b) confer degrees, honorary degrees and awards in any branch of learning; and
- (c) federate or affiliate with or take into affiliation or federation other universities, colleges and institutions of learning.

Suspension of degree-granting power

(2) The power of the University to confer degrees, other than degrees in theology, is suspended so long as the University remains affiliated or federated with another university.

University land exempt from expropriation

5. An interest in real property held by the University is not subject to expropriation by any person, except a municipal corporation, unless the Act conferring the power to expropriate on that person makes express reference to such real property.

Investments

6. The funds of the University not immediately required for its purposes and the proceeds of all property that come to the University, subject to any trusts affecting them, may be invested in such investments as the Board considers proper.

Corporation managed by Board

7.—(1) The affairs of the University shall be managed, supervised and controlled by a Board of Governors which has all the power necessary or convenient to perform its duties

and achieve the objects of the University, except for matters that may be assigned by this Act to the Senate.

(2) The Board shall consist of,

Composition
of Board

- (a) the president and vice-president of the University, *ex officio*;
- (b) the Provincial Superior of the Congregation of the Resurrection in Ontario, *ex officio*;
- (c) at least one lay person who is a member of the teaching staff holding professorial rank;
- (d) at least one member from each of,
 - (i) the School Sisters of Notre Dame,
 - (ii) the non-teaching staff of the University, and
 - (iii) the graduates of the University;
- (e) such number of members of the Congregation of the Resurrection in Ontario as constitutes a majority of one of the total membership of the Board; and
- (f) such other persons as may be determined by by-law of the Board.

(3) The Board may by by-law establish the number of members to be elected under clauses (2) (c), (d), (e) and (f) and establish the method of electing or appointing such members but,

Size and
requirements
of Board

- (a) the Board shall consist of at least fifteen members and not more than forty members; and
- (b) the students, teaching staff and non-teaching staff shall not individually or collectively form a majority of the Board.

8. Members of the Board, other than *ex officio* members, shall be Canadian citizens.

Citizenship
status

9.—(1) Members of the Board, other than *ex officio* members, shall hold office for three years, shall be eligible for reappointment for one additional consecutive term and shall hold office until a successor is appointed.

Term of
office

Staggered
terms

(2) Notwithstanding subsection (1), the Board shall by by-law provide for the appointment and retirement of members, other than *ex officio* members, in rotation.

Transitional

10.—(1) The members of the Board in office immediately before the coming into force of this Act are continued in office until their successors are appointed or elected in accordance with this Act.

By-laws, etc.,
continued

(2) Subject to this Act, all by-laws, resolutions and appointments of the Board as it existed before the coming into force of this Act continue as by-laws, resolutions and appointments until amended, repealed or revoked.

Board
reconstituted

(3) Within four months after the coming into force of this Act, the Board shall be reconstituted in the manner set out in subsection 7 (2).

Quorum

11. The quorum of the Board may be designated by by-law of the Board.

By-laws
published

12.—(1) The University shall publish its by-laws in such manner as the Board considers proper.

Idem,
examination

(2) The by-laws of the University shall be open to examination by the public during the normal office hours of the University.

Chancellor

13.—(1) There shall be a chancellor of the University who shall be elected by the Board for a term of four years and who is eligible for re-election.

Vice-
chancellor
to be
President

(2) The Board shall appoint a vice-chancellor who shall be president of the University and who, in the absence of the chancellor, shall perform the duties of the chancellor.

Search
committee

(3) The Board shall by by-law establish a process, including the creation of a search committee, whereby recommendations are made to the Board with respect to the appointment or re-appointment of the vice-chancellor.

Degrees

(4) The chancellor shall be titular head of the University and shall confer all degrees.

Idem

(5) In the absence of the chancellor and the vice-chancellor, the Senate shall appoint a member of the teaching staff to preside at convocation and confer degrees.

Powers of
the president

14. The president is the chief executive officer of the University and has supervision over and direction of the academic

work and general administration of the University, the non-teaching staff, teaching staff and students thereof, and such other powers and duties as may be conferred upon the president by the Board.

15. The Board may appoint a vice-president of the University who shall assist the president and, in the absence of the president, shall perform the functions of the president. Vice-president

16.—(1) Except where there is an agreement of federation or affiliation with any other university, there shall be a Senate of the University composed of, Senate

- (a) the chancellor;
- (b) the vice-chancellor;
- (c) the vice-president;
- (d) four members of the teaching staff elected from and by the full-time teaching staff for a term of three years;
- (e) one graduate elected by the graduates for a term of two years; and
- (f) one student elected by the students for a term of two years.

(2) The members elected under clauses (1) (d), (e) and (f) are eligible for re-election for one additional consecutive term. Eligible for re-election

(3) The vice-chancellor shall be the chairman of the Senate and the vice-president shall be the vice-chairman. Chairman and vice-chairman

17.—(1) Except as provided by an agreement of federation or affiliation with any other university, the Senate shall, Powers and duties of Senate

- (a) consider and determine all courses of study, including requirements for admission;
- (b) recommend the establishment of additional faculties, schools, departments, chairs or courses of instruction in the University;
- (c) receive and consider recommendations respecting academic matters from the faculty agencies of the University;

- (d) conduct examinations and appoint examiners;
- (e) grant degrees, honorary degrees and diplomas;
- (f) award scholarships, medals and prizes;
- (g) make rules and regulations respecting the conduct and activities of the students of the University;
- (h) publish the University calendars;
- (i) make such recommendations as may be deemed proper for achieving the objects and purposes of the University; and
- (j) make rules for the conduct of its affairs.

Where no
Senate
established

(2) If there is no Senate, the powers and duties of the Senate that are not transferred by agreement to a federated or affiliated university shall be exercised by the Board.

Convocation

18.—(1) Convocation shall consist of the members of the Board, the members of the Senate, all members of the teaching staff of the University and all graduates of the University.

Idem

(2) Convocation shall be convened by the Senate.

Auditor

R.S.O. 1980,
c. 405

19. The Board shall appoint one or more public accountants licensed under the *Public Accountancy Act* to audit the accounts and transactions of the Board at least annually.

Annual
report

20. The Board shall make a financial report annually to the students, staff and teaching staff of the University in such manner as the Board determines.

Meetings of
Board and
Senate open
to public

21.—(1) Subject to subsection (2), the meetings of the Board and of the Senate shall be open to the public and prior notice of the meetings shall be given to the members and to the public in such manner as the Board and the Senate by by-law determine, and no person shall be excluded therefrom except for improper conduct but, where confidential matters of the University are being considered, that part of the meeting may be held *in camera*.

Exception

(2) Where matters of a personal nature concerning an individual may be disclosed at a meeting, the part of the meeting concerning such individual shall be held *in camera* unless the individual requests that such part of the meeting be open to the public.

22. Upon the dissolution or winding up of the University, all its remaining property, after the payment of all debts and liabilities, shall be distributed to one or more recognized charitable organizations in Canada having objects of an educational nature as similar as possible to those of the University. Dissolution

23. *The University of St. Jerome's College Act, 1959*, being chapter 139, is repealed. Repeal

24. This Act comes into force on the day it receives Royal Assent. Commencement

25. The short title of this Act is the *University of St. Jerome's College Act, 1986*. Short title

