

BILL Pr14

2ND SESSION, 32ND LEGISLATURE, ONTARIO
31 ELIZABETH II, 1982

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An Act respecting The University of Western Ontario

MR. VAN HORNE

BILL Pr14

1982

**An Act respecting
The University of Western Ontario**

WHEREAS The University of Western Ontario hereby ^{Preamble} applies for special legislation varying the provisions of its Act of incorporation in relation to its organization, government and administration; and whereas it is expedient to grant the application;

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

1.—(1) In this Act,

Interpre-
tation

- (a) "academic staff" means those persons employed by the University whose duties are primarily those of performing and administering teaching and research functions and who are included in the instructor, lecturer and professorial ranks;
- (b) "academic unit" means a faculty, school, college or other academic division however designated by the University which offers programs leading to a degree;
- (c) "academic year" means the academic year as determined by the University;
- (d) "administrative staff" means those employees of the University who are not members of the academic staff;
- (e) "Alumni Association" means the organization of alumni recognized by the Board;
- (f) "Board" means The Board of Governors of the University;
- (g) "Faculty" means the full-time members of the academic staff of the University including the Vice-Chancellor

and academic Deans and such of the part-time members of the academic staff of the University as the Senate may from time to time determine;

- (h) "membership year" means any twelve-month period or periods established from time to time by the Board and by the Senate, respectively;
- (i) "property" means all property, both real and personal;
- (j) "real property" means messuages, lands, tenements and hereditaments, whether corporeal or incorporeal, and any undivided share thereof and any estate or interest therein;
- (k) "Senate" means the Senate of the University;
- (l) "student" means any person who is registered as a full-time or part-time student in an academic unit of the University, but, except in subclause 24 (1) (e) (i), does not include a student of an affiliated college;
- (m) "University" means The University of Western Ontario, but does not include any college affiliated with the University.

Conflict with
R.S.O. 1980,
c. 95

(2) In the event of a conflict between any provision of this Act and any provision of the *Corporations Act*, the provision of this Act prevails.

University
continued

2. The University, commonly known as "Western", the Board and Senate and the statutes and regulations of, appointments in and affiliation of colleges with, the University, existing at the time this Act comes into force, are and each of them is hereby continued, subject to this Act.

Religious
tests not
required

3. The government, management and control of the University shall continue to be undenominational and no religious test shall be required of any officer, member of the academic or the administrative staffs, employee or student of the University, nor shall any religious observances be imposed.

Proceedings
by or against
University

4. All proceedings by or against the University may be had and taken in the name of "The University of Western Ontario".

PROPERTY

Property in
trust vested
in Board

5. All property heretofore or hereafter acquired by the University or any academic unit, residence or ancillary operation of the University, whether or not such property is acquired subject

to any trust, shall, subject to any trust affecting the same, vest in the Board absolutely.

6.—(1) All real property vested in the Board shall, as far as the application of any statute of limitations is concerned, including any statute limiting or defining the period for the investigation of titles, be deemed to have been and to be real property vested in the Crown for the public use of the Province of Ontario.

Application of statute of limitations to property

(2) The University has, in addition to the powers, rights and privileges mentioned in section 26 of the *Interpretation Act*, power to purchase or otherwise acquire, take or receive, by gift, bequest or devise, and to hold and enjoy without licence in mortmain and without limitation as to the period of holding any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof from time to time and as occasion may require, and to acquire other estate or property in addition thereto or in place thereof.

Power to deal with realty and personalty R.S.O. 1980, c. 219

7. Real property vested in the Board shall not be subject to expropriation by any person possessing the power to expropriate land or interests in land, except a municipal corporation, unless the Act conferring the power to expropriate on such person makes express reference to such real property.

Land vested in Board not liable to expropriation

THE BOARD OF GOVERNORS

8. The Board of Governors of the University is hereby continued as a body corporate by the name and style of "The Board of Governors, The University of Western Ontario".

Board continued

9.—(1) The Board shall consist of,

Composition of Board

(a) the following *ex officio* members,

- (i) the President of the University,
- (ii) the mayor of the City of London or an alternate appointed under the provisions of the *Municipal Act*,
- (iii) the warden of the County of Middlesex or an alternate appointed under the provisions of the *Municipal Act*,
- (iv) the Chancellor of the University, and

R.S.O. 1980, c. 302

- (v) the Secretary of the Board, who shall be a non-voting member;
- (b) two persons appointed by the council of the City of London;
- (c) four persons appointed by the Lieutenant Governor in Council;
- (d) four persons appointed or elected by the Alumni Association of the University;
- (e) four members of the Faculty of whom,
 - (i) two shall be members of the Senate at the time of election and be elected by the Senate, and
 - (ii) two shall be elected by the Faculty from among those members of Faculty of the rank of assistant professor or higher who have held academic appointments at the University for at least four academic years;
- (f) three students of whom,
 - (i) two shall be undergraduate students at the time of election and be elected by the undergraduate students, and
 - (ii) one graduate student elected by the graduate students,

but an undergraduate student to be eligible for election must have completed one academic year at the University as a full-time student or the equivalent thereof as a part-time student;
- (g) two members of the full-time administrative staff elected thereby;
- (h) four persons elected by the members of the Board, but the President and the Vice-Presidents shall not vote in such elections; and
- (i) such Vice-Presidents, not exceeding three in number, as are appointed members by the Board to serve at the pleasure of the Board, but the Vice-Presidents appointed hereunder shall not vote in such appointments or the terminations thereof.

(2) Subject to section 16, the failure to appoint or elect a member as provided in subsection (1) does not invalidate the composition of the Board, and, where a default continues for three months after an appointment or election should have been made, the remaining members of the Board may, but shall not be obliged to, elect a member eligible to fill the vacancy. ^{Failure to elect or appoint}

(3) The members to be elected under subsection (1) shall be elected in accordance with such procedures as shall be determined and established by the Board, but in the election of members under clauses (e), (f) and (g) of that subsection, the election shall be by secret ballot. ^{Election procedures}

10.—(1) Except as provided in this section, each member of the Board shall hold office for four membership years, shall be eligible for reappointment or re-election, as the case may be, and if otherwise eligible shall hold office until a successor is appointed or elected. ^{Term of office}

(2) Subject to subsection (5), a student elected to the Board under clause 9 (1) (f) shall hold office for a term of two membership years. ^{Idem}

(3) No member shall hold office for more than two consecutive terms, excluding therefrom the balance of an unexpired term for a person appointed or elected thereto under section 13, or a term reduced under subsection (5), but any such member shall again be eligible for reappointment or re-election after a lapse of two years after the expiration of the second of two consecutive terms. ^{Idem}

(4) Notwithstanding subsection (3), the term of a member who is serving as chairman of the Board may be extended by the Board for a maximum of two years subject to the concurrence of the authority which appointed or elected such member. ^{Idem}

(5) The Board shall provide for staggered terms of office. ^{Staggered terms of office}

(6) This section does not apply to an *ex officio* member of the Board or to a member appointed under clause 9 (1) (i). ^{Saving}

11.—(1) Except as provided in clauses 9 (1) (a), (e), (f), (g) and (i), no person who is a member of the academic staff or administrative staff, or a student of the University or an affiliated college, or who is a member of the governing body, faculty, staff or student body of any other degree-granting institution, is eligible for appointment or election as a member of the Board. ^{Eligibility}

(2) A member of the Board must be a Canadian citizen. ^{Canadian citizenship}

- Membership vacated **12.**—(1) The membership of a member of the Board is vacated when such member resigns or ceases to be eligible for appointment or election to the Board.
- Resolution (2) Where a member of the Board becomes incapable of acting as a member, the Board by resolution shall declare such membership vacant.
- Meetings (3) Where within any membership year a member of the Board, other than an *ex officio* member, not having been granted leave of absence by the Board, attends less than 50 per cent of the regular meetings of the Board, the Board by resolution may declare such membership vacant.
- Idem (4) Where within any membership year a member of the Board, other than an *ex officio* member, not having been granted leave of absence by the Board, attends less than 25 per cent of the regular meetings of the Board, the Board by resolution shall declare such membership vacant.
- Procedure (5) Membership on the Board, other than for *ex officio* members and the Vice-Presidents, may be terminated by resolution of the Board carried by two-thirds of the total voting membership at a meeting of the Board, not less than thirty days after written notice containing reasons for this proposed action is delivered to the last known place of residence of the member.
- Proof (6) A resolution declaring a vacancy, entered in the minutes of the Board, is conclusive evidence of the vacancy.
- Filling vacancies **13.** Where a vacancy on the Board occurs before the term of office for which a person has been appointed or elected has expired,
- (a) if the vacancy is that of an appointed member, the vacancy may be filled by the same authority which appointed the person whose membership is vacant; and
 - (b) if the vacancy is that of an elected member, the Board in its sole discretion shall determine if the vacancy is to be filled and, if so, the manner and procedure for doing so,
- and a person appointed or elected hereunder shall hold office for the remainder of the term of office of the person whose membership is vacant.
- Chairman and vice-chairman **14.**—(1) The Board shall elect a chairman and a vice-chairman from among the members appointed or elected under clauses 9 (1) (b), (c), (d) and (h), and in the case of the absence or

illness of the chairman or of there being a vacancy in that office, the vice-chairman shall act as and have all the powers of the chairman.

(2) In the case of absence or illness of the chairman and vice-chairman or of there being vacancies in these offices, the Board may appoint one of its members appointed or elected under clauses 9 (1) (b), (c), (d) and (h) to act as chairman for the time being and the member so appointed shall act as and have all the powers of the chairman. Absence

(3) The term of office of the chairman and vice-chairman shall be as determined by the Board. Term of office

15. The quorum of the Board, to be designated by by-law of the Board, shall consist of not fewer than ten members, at least one-half of whom shall consist of members of the Board appointed or elected, as the case may be, under clauses 9 (1) (b), (c), (d) and (h). Quorum

16. The Board may exercise any of its powers as long as there are at least sixteen members in office, not including *ex officio* members and members appointed under clause 9 (1) (i). Exercise of powers

17.—(1) A member of the Board or of a committee created by it who is in any way interested in a matter which conflicts with the interests of the University shall declare such interest as soon as possible and no later than at any meeting at which the matter is to be considered and shall not take part in the discussion or vote thereon and may be required to withdraw from the meeting during the discussion. Conflict of interest

(2) Notwithstanding subsection (1), every member of the Board who is an employee of the University may take part in discussions and vote on matters related to the financial operation of the University other than on matters related to the remuneration, benefits or working conditions of a class or group of employees of the University and the President and every Vice-President appointed to the Board under clause 9 (1) (i) may also take part in discussions and vote on matters related to the remuneration, benefits or working conditions of a class or group of employees of the University. Idem

(3) Except as permitted by subsection (2), where a member of the Board who is an employee of the University has a direct pecuniary interest in a contract or proposed contract with the University, the member shall declare such interest in accordance with subsection (1) and shall not take part in the discussion or vote thereon, and may be required to withdraw from the meeting during the discussion. Idem

Idem

(4) Where the Board is of the opinion that a conflict of interest exists but has not been declared as required by subsection (1) or (3), the Board may declare, by a resolution carried by two-thirds of the total voting membership at a meeting of the Board, that a conflict of interest exists and a member thus found to be in conflict shall withdraw from discussion and refrain from voting on the matter giving rise to the conflict.

Management
of the
University

18. Except in such matters as are assigned by this Act to the Senate or other body, the government, conduct, management and control of the University and of its property and affairs are vested in the Board, and the Board may do such things as it considers to be for the good of the University and consistent with the public interest.

Powers of
the Board

19. Without limiting the generality of section 18, the Board may,

- (a) appoint the President and Vice-Chancellor, but before so acting, the Board shall request a recommendation from a committee, to be convened by the chairman of the Board, composed of five members of the Board named by it, and five persons named by the Senate, which committee shall appoint its own chairman and determine its own procedure, and any recommendation of the committee shall be made in writing signed by at least eight members and delivered to the Board within nine months of the date on which the Board names five members to the committee or the date on which the Board requests the Senate to name five persons to the committee, whichever date is later, and, failing a recommendation within that period, the Board may appoint the President;
- (b) on the recommendation of the President, appoint as many Vice-Presidents as the Board and the Senate may consider necessary, the Director of Libraries, the Registrar and the Secretary of the Senate, and determine their functions, duties and powers, and other conditions of employment, but all such appointments made by the Board shall be in accordance with the policies and procedures established and recommended by the Senate;
- (c) on the recommendation of the President, appoint the Deans and Chairmen of the academic units and other members of the academic staff of the University, and determine their functions, duties and powers and other conditions of employment including tenure of office, entitlement of sabbatical leave, promotion and termi-

nation, but the policies and procedures followed shall be established and recommended by the Senate;

- (d) after consultation with the President, appoint the Secretary of the Board and all other employees as the Board may consider necessary, and determine their functions, duties and powers, and other conditions of employment which in the absence of contract shall be at the pleasure of the Board;
- (e) fix and provide for the remuneration, retirement and superannuation of the persons mentioned in clauses (a), (b), (c) and (d);
- (f) expend such sums as may be required to establish funds for the payment of gratuities, retirement allowances, pensions, life insurance or other insurance, including health insurance, for the benefit of the persons mentioned in clauses (a), (b), (c) and (d);
- (g) establish procedures pertaining to the meetings of the Board and its transactions, create committees to exercise any of its powers and delegate authority to such committees or to individuals as necessary, including an executive committee that may act in the name of and on behalf of the Board between regular meetings of the Board;
- (h) appoint by resolution or by-law a member or members of the Board or any other person or persons to execute on behalf of the Board documents and instruments in writing and to affix the corporate seal of the Board thereto;
- (i) fix the fees to be paid for instruction under the control of the University, for all ancillary activities and for examinations, degrees, diplomas and certificates, and of any fee, charge or fine the payment of which is made mandatory by the Board upon a student to register or to remain registered in the University;
- (j) provide such means for health services and health examinations for students as the Board may see fit;
- (k) establish and enforce regulations for the use of its buildings, grounds and ancillary operations, and for the orderly conduct of persons entering upon the lands and premises of the University;

- (l) expend such sums as the Board considers necessary for the support and maintenance of the University and for the betterment of existing buildings and for the furnishing and equipment of existing and newly erected buildings and, having first requested the advice of the Senate, for the erection of such new buildings as the Board considers necessary for the use or purposes of the University;
- (m) subject to the limitations imposed by any trust, invest all such money as shall come to the University in such manner as the Board may see fit;
- (n) borrow from time to time such sums of money as may be required for the use of the University, and give such security against the assets of the University by way of mortgage or otherwise as the Board may determine;
- (o) apply for, purchase and otherwise deal with inventions, trademarks, trade names, copyright or similar rights or interests therein in any manner that the Board considers necessary; and
- (p) pass resolutions and make recommendations to the Senate with respect to any matter connected with the administration of the University and the promotion of its affairs, but this power shall not be interpreted as subtracting from the powers and duties conferred on the Senate by this Act.

Idem

20. On the recommendation of the Senate, the Board may,

- (a) establish or terminate academic units, departments, chairs and programs of instruction in the University or elsewhere, but the Senate shall determine the curricula of all programs of instruction;
- (b) enter into agreements for the founding or establishment of chairs, scholarships, fellowships, prizes, bursaries and other awards;
- (c) provide for the affiliation with the University of any college in Ontario offering courses leading to a degree and established for teaching any branch of learning on such terms as the Board may determine, and enter into any agreement that the Board may consider necessary to effectuate affiliation, and in order to preserve the undenominational nature of the University no more than two colleges of the same denominational control

shall be affiliated with the University at the same time, and no college affiliated with the University shall be affiliated with or have affiliated with it any other college, school or institution of higher learning without specific permission in writing by the Board;

- (d) provide for the dissolution, modification or alteration of the terms of any affiliation; and
- (e) provide for the government and control of residences operated and maintained by the University.

21. Except as otherwise provided in this Act, the Board may act by resolution or by-law authenticated in a manner prescribed by the Board. Authentica-
tion of
by-laws, etc.

22.—(1) The Board shall appoint one or more auditors licensed under the *Public Accountancy Act* to audit the accounts and transactions of the Board at least once a year. Audit of
accounts
R.S.O. 1980,
c. 405

(2) The Board shall make a financial report annually to the Minister of Colleges and Universities in such form and containing such information as the Minister may require. Annual
report

(3) The Minister shall submit the report to the Lieutenant Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session. Tabling

(4) The Board shall make available to the academic staff, administrative staff and students, an annual report including an annual financial report in such form and manner as the Board may determine. Idem

23. Where any question arises as to the powers or duties of the President and Vice-Chancellor, a Vice-President, a member of the Faculty or any senior administrative officer of the University, the Board after consultation with the Senate shall settle and determine the matter in accordance with this Act, and the decision of the Board shall be final. Questions
as to
powers

SENATE

24.—(1) There shall be a Senate of the University composed of, Senate, how
composed

- (a) the following *ex officio* members,
 - (i) the Chancellor,
 - (ii) the Vice-Chancellor,

- (iii) such Vice-Presidents as the Senate may determine,
 - (iv) the Deans of the academic units given Faculty representation under clause (b),
 - (v) the Director of Libraries,
 - (vi) the Registrar, and
 - (vii) the Secretary of the Senate who shall be a non-voting member;
- (b) members of the Faculty, elected in the following numbers,
- (i) Faculty of Graduate Studies —eight members,
 - (ii) Faculty of Arts —four members,
 - (iii) Faculty of Medicine —four members,
 - (iv) Faculty of Science —four members,
 - (v) Faculty of Social Science —four members,
 - (vi) Faculty of Dentistry —one member,
 - (vii) Faculty of Education —one member,
 - (viii) Faculty of Engineering Science —one member,
 - (ix) Faculty of Law —one member,
 - (x) Faculty of Music —one member,
 - (xi) Faculty of Nursing —one member,
 - (xii) Faculty of Physical Education —one member,
 - (xiii) School of Business Administration —one member,
 - (xiv) School of Library and Information Science —one member,
 - (xv) Faculty of Part-Time and Continuing Education —one member,

- (xvi) School of Journalism —one member,
- (xvii) Subject to approval by two-thirds of the members of Senate, any other academic unit that may be established hereafter —one member;
- (c) two members of the Board appointed by the Board from among its members appointed or elected under clauses 9 (1) (b), (c), (d) and (h);
- (d) two members from each affiliated college, one of whom shall be the academic head of that college and the other a person elected as provided in section 25, who shall have voice in all matters but shall not vote on resolutions, recommendations or requests submitted to the Board where such matters do not directly involve the affiliated colleges as shall be determined by the Senate;
- (e) fifteen students of whom,
 - (i) twelve shall be undergraduate students of the University and its affiliated colleges and be elected by such undergraduate students, and
 - (ii) three shall be graduate students elected by the graduate students;
- (f) two members of the full-time administrative staff elected thereby; and
- (g) five persons from the general community, one of whom shall be active in or associated with the field of secondary school education, consisting of,
 - (i) the President of the Alumni Association of the University or a person designated by such President, and two members of the Association appointed by the Association, and
 - (ii) two persons appointed by the Senate.

(2) Upon an application by the Senate approved by at least two-thirds of the members of Senate, the Lieutenant Governor in Council may make regulations varying the number of members set out in clauses (1) (b), (d), (e) and (f). Regulation to vary number of members

(3) The Vice-Chancellor shall be the chairman of the Senate, and a vice-chairman shall be elected from among its members in such manner as the Senate may establish. Officers

- Alternates (4) Where the Senate grants leave of absence to any member, the Senate may provide, in such manner as it determines, for an alternate member who shall have all the powers of a member of the Senate.
- Election of members **25.**—(1) The election of a member of the Senate under clause 24 (1) (b) or (d) shall be by secret ballot of the members of the academic unit or affiliated college to be represented who hold the rank of assistant professor or higher, but in all other respects such an election shall be in accordance with the manner and procedures established and determined by the Senate.
- Idem (2) To be eligible for election to the Senate under clause 24 (1) (b) or (d), a person must be a member of the academic unit or constituent parts thereof as designated by the Senate or affiliated college to be represented, must hold the rank of assistant professor or higher, and must have held an academic appointment in the University or affiliated college for at least two academic years.
- Idem (3) The election of a member of the Senate under clause 24 (1) (e) shall be by secret ballot and for a term of one membership year, but in all other respects such an election shall be in accordance with the manner and procedures established and determined by the Senate.
- Idem (4) The election of a member of the Senate under clause 24 (1) (f) shall be by secret ballot, but in all other respects such an election shall be in accordance with the manner and procedures established and determined by the Senate.
- Disputes (5) The Senate shall rule on any dispute which may arise as to eligibility to vote or to hold office under subsections (1), (2), (3) and (4) and its decision shall be final.
- Term of office (6) A member of the Senate, other than an *ex officio* member or a member elected under clause 24 (1) (e), shall hold office for a term of two membership years and is not eligible to be appointed or elected for more than two consecutive terms, excluding therefrom the balance of an unexpired term for a person appointed or elected under section 27 or a term reduced under subsection (8), but is eligible for reappointment or re-election after a lapse of two years after the expiration of the second of two consecutive terms.
- Idem (7) A member of the Senate elected under clause 24 (1) (e) is not eligible to be elected for more than four consecutive terms, excluding therefrom the balance of an unexpired term for a person elected under section 27 or a term reduced under subsection (8), but is eligible for re-election after a lapse of two years after the expiration of the fourth of four consecutive terms.

(8) The Senate shall provide for staggered terms of office. Staggered terms

26.—(1) The membership of a member of Senate is vacated Vacating office when an appointed or elected member resigns or ceases to be eligible for appointment or election, except that graduation during the term of office of a student member shall not prevent the completion of such term.

(2) Where an appointed or elected member of Senate becomes Resolution incapable of acting as a member, the Senate shall by resolution declare such membership vacant.

(3) Where within any membership year a member of the Meetings Senate, other than an *ex officio* member, not having been granted leave of absence by the Senate attends less than 50 per cent of the regular meetings of the Senate, the Senate may by resolution declare such membership vacant.

(4) Where within any membership year a member of the Idem Senate, other than an *ex officio* member, not having been granted leave of absence by the Senate attends less than 25 per cent of the regular meetings of the Senate, the Senate shall by resolution declare such membership vacant.

(5) A resolution passed under this section entered into the Proof minutes of the Senate shall be conclusive evidence of the vacancy declared therein.

27. Where a vacancy on the Senate occurs before the term of Filling vacancies office for which a person has been appointed or elected has expired,

- (a) if the vacancy is that of an appointed member, the vacancy may be filled by the same authority which appointed the person whose membership is vacant; and
- (b) if the vacancy is that of an elected member, the Senate in its sole discretion shall determine if the vacancy is to be filled and, if so, the manner and procedure for doing so,

and a person appointed or elected hereunder shall hold office for the remainder of the term of office of the person whose membership is vacant.

28.—(1) The Senate shall meet at least four times in each Meetings of the Senate academic year and at such other times as the Senate from time to time may prescribe.

(2) A special meeting of the Senate shall be called on the Special meetings written notice of any seven members thereof and shall be convened

within fifteen days thereafter, to consider the matter or matters set out in the notice.

Duties of
Senate

29. The Senate is responsible for the academic policy of the University and, without limiting the generality of the foregoing, the Senate shall,

- (a) create, modify and dissolve faculty councils or committees and committees generally to exercise any of its powers, and approve their form and method of operation;
- (b) determine all courses of study, including standards for admission into the University and qualifications for degrees;
- (c) conduct examinations, appoint examiners, and decide finally all matters relating thereto;
- (d) consider all matters arising in connection with the acceptance by the University of fellowships, scholarships, medals, prizes and other awards and establish conditions for the awarding of them;
- (e) provide for the convening and conduct of convocations;
- (f) confer honorary degrees in divinity without fee upon the recommendation of any affiliated college having a faculty of theology;
- (g) establish and recommend to the Board policies and procedures to be followed in the selection, appointment, promotion and termination of appointment of the members of the Faculty, and the conditions under which tenure and sabbatical leave are granted;
- (h) in collaboration with the Board create a committee to make recommendations respecting the appointment of the President and Vice-Chancellor as provided in clause 19 (a) and shall be consulted before the termination of any appointment so made;
- (i) establish and determine procedures for election to the Senate including the right to designate voting constituencies within an academic unit; and
- (j) make recommendations and give advice to the Board on the matters mentioned in clauses 19 (b) and (c) and in section 20.

30. The Senate may,

Powers of
Senate

- (a) confer degrees and award diplomas and certificates in any branch of learning, taught in the University or in any affiliated college, including theology;
- (b) confer honorary degrees in any branch of learning;
- (c) provide by-laws and regulations for the conduct of its proceedings including the determination of a quorum necessary for the transaction of business;
- (d) establish such committees as the Senate considers necessary, including an executive committee that may act in the name and on behalf of the Senate between regular meetings of the Senate;
- (e) inquire into and publish reports upon any matter that affects the academic reputation or effectiveness of the University; and
- (f) pass resolutions and make recommendations to the Board with respect to any matter connected with the administration of the University and the promotion of its affairs, but this clause shall not be construed to subtract from the powers and duties conferred on the Board elsewhere in this Act.

MEETINGS AND BY-LAWS

31.—(1) Subject to subsection (2), the meetings of the Board and of the Senate shall be open to the public and prior notice of such meetings shall be given to the members and to the public in such manner as the Board and the Senate by by-law shall respectively 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*.

Meetings of
Board and
Senate open
to public

(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 such individual requests that such part of the meeting be open to the public.

Exception

(3) The by-laws of the Board and of the Senate shall be open to examination by members of the University community and by the public during normal business hours.

Examination
of by-laws

Publication
of by-laws

(4) The Board and the Senate shall publish their by-laws from time to time in such manner as they may respectively consider proper.

CHANCELLOR

Chancellor,
election of

32.—(1) There shall be a Chancellor of the University who shall be elected by an electoral board consisting of,

(a) six members, except *ex officio* members, of the Board, including the chairman of the Board; and

(b) six members of the Senate, including the Vice-Chancellor.

Quorum

(2) Eight members of the electoral board, including the chairman of the Board and the Vice-Chancellor, constitute a quorum.

Who
ineligible

(3) No person shall occupy the office of Chancellor who is a member of the academic or administrative staff of the University or an employee of any affiliated college, or who at the time of election is a member of the governing body of any post-secondary educational institution.

Term of office

33. The term of office of the Chancellor shall be for four years commencing with the 1st day of July of the year of election and continuing on until a successor is elected, but in any event not longer than six months after the expiration of the term of office, and no Chancellor shall be eligible for re-election.

Vacancy
in office

34. Where a vacancy in the office of Chancellor occurs, the vacancy shall be filled by the election of a successor in the manner set out in section 32, and such successor shall hold office for four years terminating on the 30th day of June in the fourth year after election, and no successor shall be eligible for re-election.

Where
Chancellor
becomes
ineligible

35. Where the Chancellor ceases to be eligible for such office, or becomes incapable of acting, or the office becomes otherwise vacant, a declaration of the existence of a vacancy in the office of Chancellor by the Senate and the Board entered in the minutes of the Senate and of the Board is conclusive evidence of the vacancy.

Duties

36. The Chancellor shall preside at all convocations and by virtue of the authority vested in the Chancellor by the Senate shall admit to degrees, diplomas and certificates such candidates, including the recipients of honorary degrees, as may be requested by the Senate.

VICE-CHANCELLOR

37.—(1) There shall be a Vice-Chancellor of the University who shall be the President of the University. Vice-Chancellor

(2) The Vice-Chancellor and President shall be the chief executive officer of the University and shall call a meeting of and report to the Faculty not less than once in each academic year. Duties

(3) In the absence of the Chancellor or there being a vacancy in the office, the Vice-Chancellor shall act as Chancellor at Convocation or shall appoint a member of the Faculty to act in that capacity. Vice-Chancellor to act in absence of Chancellor

(4) In the absence of both Chancellor and Vice-Chancellor or if both offices are vacant, the Chancellor's duties shall be performed by a member of the Faculty appointed by the Senate for the purpose. Idem

OFFICIAL VISITOR

38. The Lieutenant Governor of the Province of Ontario is the Official Visitor of the University. Official Visitor

GENERAL

39. The Board and the Senate shall review this Act within fifteen years from the date of its enactment. Review

40. The members of the Board and the Senate holding office immediately before this Act comes into force shall continue to hold office and constitute the Board and the Senate under this Act until the members of the Board and Senate are elected or appointed in accordance with this Act. Former members continue until new Board and Senate constituted

41. *The University of Western Ontario Act, 1974*, being chapter 163, is repealed. Repeal

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

43. The short title of this Act is the *University of Western Ontario Act, 1982*. Short title

BILL Pr14

An Act respecting
The University of Western Ontario

1st Reading

May 18th, 1982

2nd Reading

June 15th, 1982

3rd Reading

June 15th, 1982

MR. VAN HORNE
