

**LA TROBE UNIVERSITY**  
**UNIVERSITY OFFICERS STATUTE 2009**

The Council of La Trobe University makes this Statute under section 30 of the *La Trobe University Act 1964*.

**1. Name and commencement**

- (1) This Statute is the **University Officers Statute 2009**.
- (2) This Statute comes into full force and effect on 1 July 2009.<sup>i</sup>

**2. The Chancellor<sup>ii</sup>**

- (3) The Chancellor is a member *ex officio* of each Faculty, and of each board or committee established under the Act or by resolution of the Council.
- (4) The Chancellor may preside at any meeting of a Faculty or board or committee of a kind referred to in sub-section (3) and, if the Chancellor presides at such a meeting, he or she has, in relation to that meeting, the rights and powers of the person who would otherwise preside at the meeting.

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**4. Responsibilities and rights of the Vice-Chancellor<sup>iv</sup>**

- (1) The Vice-Chancellor is responsible to the Council for the overall management of the academic, administrative and other affairs of the University and for maintaining and promoting the efficiency and good order of the University in accordance with the Act, the Statutes and regulations and resolutions of the Council.
- (2) The Vice-Chancellor is a member *ex officio* of each Faculty, and of each board or committee established under the Act or by resolution of the Council.
- (3) Subject to the rights of the Chancellor under section 2(3), the Vice-Chancellor may preside at any meeting of a Faculty or board or committee of a kind referred to in sub-section (2) and, if the Vice-Chancellor presides at such a meeting, he or she has, in relation to that meeting, the rights and powers of the person who would otherwise preside at the meeting.

- (4) The Council may in its discretion confer the title of Professor on the Vice-Chancellor.

## **5. Deputy Vice-Chancellors**

- (1) The Council may appoint Deputy Vice-Chancellors with or without descriptive titles and special designations for the periods and on the terms and conditions determined by Council on the advice of the Vice-Chancellor.
- (2) A Deputy Vice-Chancellor has the powers, duties and functions conferred on the Deputy Vice-Chancellor under a Statute or regulations or by the Council.
- (3) A Deputy Vice-Chancellor may appoint a delegate to represent him or her on any board or committee of the University of which he or she is a member.
- (4) If a Deputy Vice-Chancellor is absent from the University for any reason, the Vice-Chancellor may appoint a person to act as a Deputy Vice-Chancellor during the period of that absence.
- (5) A person appointed as an Acting Deputy Vice-Chancellor has, during the period of the appointment, the same descriptive title and special designation (if any) and the same powers, duties and functions as the absent Deputy Vice-Chancellor.

## **5A. Execution of deeds**

The University may execute a document as a deed without affixing the common seal if the document is expressed to be executed as a deed and is signed by the appropriate officer or staff member of the University in accordance with the relevant instrument of delegation made by the Council and as in force from time to time.<sup>v</sup>

## **6. Delegation**

- (1) An officer of the University referred to in this Statute may, by written instrument, delegate any of his or her powers (other than this power of delegation), duties or functions under this or any other Statute or any regulations to any person or body of persons.
- (2) A delegation by an officer under this section of a power, duty or function is revocable and does not prevent the exercise of the power, duty or function by the officer.

## 7. Regulations

- (1) The Council may make regulations—
  - (a) for or with respect to or providing for any matter or thing for the purposes of this Statute; and
  - (b) amending or revoking any regulations made under this Statute.
- (2) The Council must ensure that regulations made under this Statute are promulgated by having the regulations displayed on an official notice board of the University for a period of at least 14 days.
- (3) For the purposes of determining when regulations made under this Statute come into full force and effect within the meaning of section 30(4) of the Act, the regulations are taken to have been promulgated in accordance with sub-section (2) at the start of the first day on which they are displayed on an official notice board of the University.

## 8. Transitional

- (1) Despite the coming into full force and effect of this Statute, an Officer of the University who was appointed under the Old Statute and, immediately before the commencement day, was still in office, continues in office for the remainder of his or her term of appointment (subject to any prior resignation or termination for any reason) and under the same terms and conditions of that appointment.

- (2) In subsection (1)—

*commencement day* means the day this Statute comes into full force and effect;

*Old Statute* means Statute 12 – The Offices and Officers of the University, and any regulations made under that Statute, as in force immediately before the commencement day.<sup>vi</sup>

## 9. Revocation of earlier University legislation

The following Statute and regulations are **revoked**—

- (a) Statute 12 – The Offices and Officers of the University;
- (b) Regulation 12.1 – Election of Chancellor and Deputy Chancellor;
- (c) Regulation 12.2 – The Vice-Chancellor;
- (d) Regulation 12.4 – The Deans of the Faculties;

(e) Regulation 12.6 – The University Librarian.

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**LEGISLATIVE HISTORY**

This Statute was approved by the Council on 2 March 2009 and by the Minister on 13 August 2009. It was amended by the **Faculties Statute 2010** on 16 June 2010 ( LS Ref 09/01974) and by the **Council and University Officers (Amendment) Statute 2011** on 15 September 2011 (LS Ref 11/00813).

**ENDNOTES**

- i Despite section 1(2), this Statute came into full force and effect on 13 August 2009 (being the day on which the Minister approved the Statute: see section 32 of the Act).
- ii Section 2: subsection (1), the note at the end of that subsection, subsection (2) and the notes at the ends of subsections (3) and (4) omitted by the **Council and University Officers (Amendment) Statute 2011**.
- iii Section 3: omitted by the **Council and University Officers (Amendment) Statute 2011**.
- iv Section 4: notes omitted by the **Council and University Officers (Amendment) Statute 2011**.
- v Section 5A: inserted by the **University Officers (Amendment) Statute 2010**.
- vi Section 8(2): definition of *Officer of the University* omitted by the **Faculties Statute 2010**.