



ANNO VICESIMO PRIMO

ELIZABETHAE II REGINAE

A.D. 1972

No. 4 of 1972

An Act to amend the University of Adelaide Act, 1971.

[Assented to 16th March, 1972]

BE IT ENACTED by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "University of Adelaide Act Amendment Act, 1971-1972". Short titles.

(2) The University of Adelaide Act, 1971, as amended by this Act, may be cited as the "University of Adelaide Act, 1971-1972".

(3) The University of Adelaide Act, 1971, is hereinafter referred to as "the principal Act".

2. Section 2 of the principal Act is amended by inserting after the present contents thereof (which are hereby designated subsection (1) thereof) the following subsections:— Amendment of principal Act s. 2—
Repeal and saving provisions.

(2) Except as in this Act expressly or by necessary implication provided, any repeal effected by this section—

(a) shall not disturb, and shall be deemed never to have disturbed, the continuity of status, operation or effect of any person, thing or circumstance appointed or created by or under the repealed Act, or existing or continuing under the repealed Act immediately before the commencement of this Act, and they shall,

under and subject to this Act, continue to have, and shall be deemed always to have had, the same status, operation and effect as they respectively would have had if the repeal had not been effected;

and

(b) shall not disturb, and shall be deemed never to have disturbed, the continuity of status, operation or effect of any statute, regulation, rule or by-law, or any order, degree, diploma, certificate, licence, election, contract, appointment, investigation, inquiry, report, decision, lease, mortgage, charge, permission, delegation, grant of land, alienation, investment, grant, loan, account, liability or right made, held, effected, issued, conferred, granted, entered into, given, paid, accrued, incurred or acquired or existing or continuing under the repealed Act before the commencement of this Act.

(3) The statutes, regulations, rules and by-laws made under the repealed Act and in force immediately before the commencement of this Act shall be deemed to be statutes, regulations, rules and by-laws lawfully made under this Act and shall have force and effect for the purposes of this Act as from the time of its commencement and may be amended or revoked by statute, regulation, rule or by-law, as the case may require, made under this Act.

**Amendment of
principal Act,
s. 3—
Interpretation.**

3. Section 3 of the principal Act is amended by striking out the definition of "University grounds" and inserting in lieu thereof the following definition:—

"University grounds" means—

- (a) all land in which the University holds an estate of fee simple, all land held by the University under lease, and all land reserved pursuant to statute, or otherwise according to law, for the occupation or use of the University;
- (b) all land occupied or used by the University or The Adelaide University Union under licence;
- (c) all land that the University uses for the purpose of education or research or for any other activity declared by the Council to be appropriate to the functions or purposes of the University;

and, without limiting the generality of the foregoing, includes—

- (d) all roads, ways, tracks, paths, parking areas, open spaces and buildings on, and appurtenances to, that land.

4. Section 12 of the principal Act is amended—

Amendment of
principal Act,
s. 12—
Constitution of
Council.

(a) by inserting after subsection (2) the following subsections:—

(2a) For the purposes of this section, a person shall not be regarded as being engaged in the employment of the University unless he derives remuneration for services rendered as an employee of the University in excess of limits determined for the purposes of this subsection by the Council.;

(2b) The limits of remuneration determined under subsection (2a) of this section shall not be such as to admit thereunder any person whose remuneration, derived from the University, exceeds, or would exceed, in the course of a year, fifteen per centum of the lowest annual salary payable to a person engaged full time in the employment of the University as a Lecturer.

(b) by striking out from subsection (3) the passage “or to hold office”;

and

(c) by striking out subsection (5) and inserting in lieu thereof the following subsection:—

(5) Subject to this section—

(a) the term of office of a member of the Council, other than a postgraduate member, elected by the convocation of electors shall be four years;

(b) the term of office of a postgraduate member shall be two years;

and

(c) the term of office of an undergraduate member shall be two years.

5. Section 13 of the principal Act is amended by striking out subsection (2) and inserting in lieu thereof the following subsection:—

Amendment of
principal Act,
s. 13—
Casual
vacancies.

(2) Except as otherwise provided in this Act, where a member of the Council elected by the convocation of electors does not continue in the capacity in which he was elected a member of the Council, he may nevertheless continue as a member of the Council until the day on which an election of candidates in any capacity is next held by the convocation of electors, but shall then vacate his office.

Amendment of
principal Act,
s. 18—
The Senate.

6. Section 18 of the principal Act is amended by striking out subsection (4) and inserting in lieu thereof the following subsection:—

(4) The term of office of a warden shall be determined by, or in accordance with, the constitution and rules of the Senate but a term so determined must expire on or before the expiration of the calendar year next ensuing after the date of election of the warden.

(4a) Upon the expiration of the term of office of a warden, a person who has previously held that office shall be eligible for re-election.

Amendment of
principal Act,
s. 22—
Statutes,
regulations
and rules.

7. Section 22 of the principal Act is amended—

(a) by inserting after paragraph (c) of subsection (1) the following paragraph:—

(ca) providing for, and regulating, the admission and matriculation of students;;

and

(b) by striking out subsections (2) and (3) and inserting in lieu thereof the following subsections:—

(2) Any proposed statute or regulation under this section, or any proposed alteration or repeal of an existing statute or regulation must be submitted to, and approved by, the Senate.

(3) Upon approval by the Senate a proposed statute or regulation, or a proposed alteration or repeal of an existing statute or regulation may be submitted to the Governor, and upon confirmation by the Governor shall come into operation.

In the name and on behalf of Her Majesty, I hereby assent
to this Bill.

M. L. OLIPHANT, Governor