

NORTHERN TERRITORY OF AUSTRALIA

Regulations 1988, No. 39*

By-laws under the *Advanced Education and Darwin
Institute of Technology Act*

The Northern Territory Council of Advanced Education, in pursuance of section 42 of the *Advanced Education and Darwin Institute of Technology Act*, at a meeting held on the 11th day of April 1988, made the following By-laws and, for the purposes of section 63(2)(a) of the *Interpretation Act*, authorized Nancy Giese, its Chairman, to sign them.

Dated 26 August 1988.

N. GIESE
Chairman

DARWIN INSTITUTE OF TECHNOLOGY
(COMMON SEAL) BY-LAWS

1. CITATION

These By-laws may be cited as the Darwin Institute of Technology (Common Seal) By-laws.

2. DEFINITIONS

In these By-laws -

"Administrative Officer" means the person holding the position of Administrative Officer to the Council, and includes a person for the time being acting in that position or appointed by the Director in writing to act as Administrative Officer for the purposes of these By-laws;

"common seal" means the Common Seal of the Institute described in by-law 3.

* Notified in the *Northern Territory Government Gazette* on 7 September 1988.

Darwin Institute of Technology (Common Seal) By-laws

3. FORM OF COMMON SEAL

The form of the common seal of the Institute is -



4. CUSTODY OF COMMON SEAL

The Administrative Officer shall hold the common seal in safe custody, and available for use as authorized by these By-laws.

5. USE OF COMMON SEAL

(1) The Administrative Officer may affix the common seal to -

- (a) certificates of awards conferred or granted by the Council;
- (b) By-laws and Rules made by the Council;
- (c) determinations of the Council relating to the conditions of service of staff of the Institute;
- (d) deeds, instruments, contracts, agreements and arrangements made or entered into on behalf of the Institute, whether or not required by law to be under seal; and
- (e) any other documents or classes of documents which have been authorized to be sealed with the common seal by a resolution of the Council or of a committee to which the Council has delegated power so to resolve.

(2) Where pursuant to clause (1)(e) the Administrative Officer affixes the seal to a document on the authority of a resolution of a committee of the Council, he shall bring that fact to the notice of the Council at its next meeting.

Darwin Institute of Technology (Common Seal) By-laws

6. EXECUTION OF SEALED DOCUMENTS

(1) A certificate of award to which the common seal is affixed shall have inserted at the end -

"Given under our hand and seal this _____ day of
19 ____ .",

and shall be signed by the Chairman, and counter-signed by the Director and the Academic Registrar of the Institute.

(2) A document other than a certificate of award to which the common seal is affixed shall have inserted at the end -

"The common seal of the Darwin Institute of Technology was hereto affixed on the _____ day of _____ 19 ____ by the authority of the Council.",

and shall be signed by the Chairman or, in his absence, the Deputy Chairman or Director, and counter-signed by the Administrative Officer.

(3) The Council may by resolution determine, either generally or in relation to any particular case or cases, that the signatures, or any of the signatures, required by clause (1) in the case of a certificate of award may be facsimiles affixed to the certificate by a mechanical means.

7. REGISTER OF USE OF SEAL

The Administrative Officer shall maintain a register of the use of the common seal, and shall, on each occasion on which it is affixed to a document, record in the register particulars of the document, its date, and the names of its signatories.

8. MISUSE OF SEAL

(1) A person shall not use the common seal except in accordance with these By-laws.

(2) A person shall not take an impression, or use a facsimile, of the common seal without the express authority of the Council.

Penalty for an offence against this by-law: \$20.

