

**TECHNICAL EDUCATION AND NEW SOUTH WALES
UNIVERSITY OF TECHNOLOGY (AMEND-
MENT) ACT.**

Act No. 8, 1955.

Elizabeth II, No. 8, 1955. An Act to amend the Technical Education and New South Wales University of Technology Act, 1949, in certain respects; and for purposes connected therewith. [Assented to, 9th March, 1955.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

Short title
and
citation.

1. (1) This Act may be cited as the "Technical Education and New South Wales University of Technology (Amendment) Act, 1955."

(2) The Technical Education and New South Wales University of Technology Act, 1949, is in this Act referred to as the Principal Act.

(3) The Principal Act, as amended by this Act, may be cited as the Technical Education and New South Wales University of Technology Act, 1949-1955.

Amendment
of Act No.
11, 1949.

2. (1) The Principal Act is amended—

Sec. 11.
(Applica-
tion of
certain
moneys.)

(a) by omitting subsection one of section eleven and by inserting in lieu thereof the following subsections:—

(1) Any moneys, including any interest accrued due thereon, that are, immediately before the commencement of section two of the Technical Education and New South Wales University of Technology (Amendment) Act, 1955, vested in any one or more of the persons referred

referred to in the subsection which this No. 8, 1955.
subsection replaces upon the trusts referred to
in that subsection shall, as from that commence-
ment, be divested from those persons and vest
in the trustees referred to in subsection (1A) of
this section upon trust to apply the same in
accordance with any direction given with respect
thereto under subsection two of this section.

(1A) For the purposes of this section the
trustees shall be—

- (a) the persons for the time being holding
the offices of Principal of the Newcastle
Technical College and Registrar of
that College; and
- (b) a member of the council referred to in
subsection two of this section appointed
by the Minister upon the recommenda-
tion of that council.

The Minister may, in like manner, remove
any trustee appointed under paragraph (b) of
this subsection and exercise the power conferred
upon him by that paragraph whenever a
trustee so appointed ceases to hold office by
reason of removal, death or resignation.

Any two of such trustees may do and per-
form any act or thing that the three trustees
may do and perform.

- (b) by omitting from subsection three of the same
section the words “The Newcastle Technical
Education District Council and any member
thereof shall upon the commencement of this
Part of this Act” and by inserting in lieu
thereof the words “The persons from whom the
moneys referred to in subsection one of this
section are divested by that subsection shall,
upon

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upon the commencement of section two of the Technical Education and New South Wales University of Technology (Amendment) Act, 1955'';

(c) by omitting from subsection four of the same section the definition of "Newcastle Technical Education District Council".

(2) This section shall commence upon a day to be appointed by the Governor and notified by proclamation published in the Gazette.

Further
amendment
of Act No.
11, 1949.

3. (1) The Principal Act is further amended—

Secs. 19,
24, 26, and
30.
(Director.)

(a) by omitting from sections nineteen, twenty-four, twenty-six and thirty the word "Director" wherever occurring and by inserting in lieu thereof the word "Vice-Chancellor";

Subst. sec.
21.

(b) (i) by omitting section twenty-one and by inserting in lieu thereof the following section:—

Chancellor
and Deputy
Chancellor.

21. (1) The first Chancellor and the first Deputy Chancellor of the University shall be the persons who, immediately before the day upon which Her Majesty's assent to the Technical Education and New South Wales University of Technology (Amendment) Act, 1955, is signified, held office as President and Vice-President of the University respectively. Such persons shall hold office as Chancellor and Deputy Chancellor for the remainder of the period for which and upon the terms and conditions upon which they would have held office as President and Vice-President respectively had the said Act not been enacted.

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(2) Whenever a vacancy in the office of Chancellor or Deputy Chancellor occurs the Council shall elect one of its number to be Chancellor or Deputy Chancellor of the University. No. 8, 1955.

(3) The Chancellor and Deputy Chancellor shall, subject to subsection one of this section, hold office for such period and on such terms and conditions as may be prescribed by the by-laws.

(ii) by omitting from sections twenty-two and thirty the word "President" wherever occurring and by inserting in lieu thereof the word "Chancellor"; Secs. 22, 30.
(President.)

(iii) by omitting from section twenty-two the word "Vice-President" wherever occurring and by inserting in lieu thereof the words "Deputy Chancellor". Sec. 22.
(Vice-
President.)

(2) The person who immediately before the day upon which Her Majesty's assent to this Act is signified acted as Director of the University shall be deemed to have been appointed Vice-Chancellor of the University.

4. (1) The Principal Act is further amended—

**Further
amendment
of Act No.
11, 1949.**

(a) by omitting from subsection two of section nineteen the word "thirty" and by inserting in lieu thereof the word "thirty-nine"; Sec. 19.
(The
Council.)

(b) by inserting next after paragraph (f) of the same subsection the following new paragraph:—

(f1) two shall be appointed on the nomination of the Minister to represent agricultural, pastoral and rural interests;

(c)

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(c) by inserting next after paragraph (h) of the same subsection the following new paragraph:—

(h1) one shall be the person for the time being holding the office of Chairman of the Professorial Board of the University;

(d) by omitting paragraph (j) of the same subsection and by inserting in lieu thereof the following paragraph:—

(j) not more than seven, the number to be determined in accordance with the provisions of subsection (2A) of this section, shall be persons having the qualifications as prescribed by the by-laws elected, in the manner prescribed by the by-laws, by the graduates of the University;

(e) by inserting next after the same subsection the following new subsection:—

(2A) The number of persons to be elected pursuant to paragraph (j) of subsection two of this section shall be—

(a) where the number of the graduates of the University does not exceed five hundred, two;

(b) where the number of the graduates of the University exceeds five hundred but does not exceed one thousand, three;

(c) where the number of the graduates of the University exceeds one thousand, four and one for each additional one thousand graduates in excess of one thousand and one until the maximum number of seven is attained.

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For the purposes of this section "graduate" ^{No. 8, 1955.}
means person whose name appears on the list
of electors comprised of graduates prepared in
accordance with the by-laws.

- (f) by inserting in subsection three of the same section after the symbols and letter "(f)" the symbols and letter ", (f1)";
- (g) (i) by inserting in paragraph (a) of subsection five of the same section after the word "University" where firstly occurring the words "and the Chairman of the Professorial Board of the University";

- (ii) by inserting at the end of the same paragraph the following words:—

"The Chairman of the Professorial Board of the University shall hold office while he remains Chairman of that Board".

(2) (a) For the purposes only of the appointment of persons to be members of the Council pursuant to the amendments made by subsection one of this section and of any matters necessary for or incidental to such appointment the provisions of that subsection shall commence on the day upon which Her Majesty's assent to this Act is signified.

(b) The persons so appointed shall assume their offices as members of the Council upon a day to be appointed by the Governor and notified by proclamation published in the Gazette; and on that day the provisions of subsection one of this section shall come into force for all purposes.

(3) Nothing in this section affects the continuity of office as a member of the Council of any person who held office as such immediately before the day appointed pursuant to paragraph (b) of subsection two of this section.

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