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PRESIDENT'S OFFICE

KANTOOR VAN DIE PRESIDENT

No. 1880.

20 November 1996

It is hereby notified that the President has assented to the following Act which is hereby published for general information:—

No. 80 of 1996: University of Zululand (Private) Amendment Act, 1996.

No. 1880.

20 November 1996

Hierby word bekend gemaak dat die President sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:—

No. 80 van 1996: Private Wysigingswet op die Universiteit van Zoeloeland, 1996.

GENERAL EXPLANATORY NOTE:

- [] Words in bold type in square brackets indicate omissions from existing enactments.
- _____ Words underlined with a solid line indicate insertions in existing enactments.

ACT

To amend the University of Zululand Act, 1969, so as to alter the constitution of the council of the University of Zululand; and to provide for matters connected therewith.

(English text signed by the President.)
(Assented to 6 November 1996.)

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

Amendment of section 1 of Act 43 of 1969, as amended by section 12 of Act 57 of 1977, section 5 of Act 67 of 1978, section 11 of Act 92 of 1984 and section 1 of Act 34 of 1987

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1. Section 1 of the University of Zululand Act, 1969 (hereinafter referred to as the principal Act), is hereby amended—

- (a) by the insertion before the definition of “convocation” of the following definitions:

“ ‘academic employee’ means any person appointed to a teaching or research post at the University and any other employee designated as such by the council;

‘branch’ means a satellite campus established in terms of section 2(2);”;

- (b) by the insertion after the definition of “council” of the following definition:

“ ‘employee’ means an academic or non-academic employee, employed full-time or part-time in a permanent or temporary capacity at the University;”;

and

- (c) by the insertion after the definition of “statutes” of the following definition:

“ ‘student’ means a person registered full-time or part-time for a degree, diploma or certificate at the University: Provided that a person so registered and who is a full-time or part-time member of the academic staff of the University, shall for the purposes of membership of the council or the senate or the students’ representative council be deemed not to be a student;”.

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ALGEMENE VERDUIDELIKENDE NOTA:

- [] Woorde in vet druk tussen vierkantige hake dui skappings uit
bestaande verordenings aan.
- _____ Woorde met 'n volstreep daaronder, dui invoegings in be-
staande verordenings aan.

WET

Tot wysiging van die Wet op die Universiteit van Zoeloeland, 1969, ten einde die samestelling van die raad van die Universiteit van Zoeloeland te wysig; en om voorsiening te maak vir aangeleenthede wat daarmee in verband staan.

(Engelse teks deur die President geteken.)
(Goedgekeur op 6 November 1996.)

DAAR WORD BEPAAL deur die Parlement van die Republiek van Suid-Afrika, soos volg:—

Wysiging van artikel 1 van Wet 43 van 1969, soos gewysig deur artikel 12 van Wet 57 van 1977, artikel 5 van Wet 67 van 1978, artikel 11 van Wet 92 van 1984 en 5 artikel 1 van Wet 34 van 1987

1. Artikel 1 van die Wet op die Universiteit van Zoeloeland, 1969 (hieronder die Hoofwet genoem), word hierby gewysig—

- (a) deur voor die omskrywing van “bepaalde datum” die volgende omskrywing in te voeg:
- 10 “ ‘akademiese werknemer’ iemand wat in ’n doserings- of navorsingspos by die Universiteit aangestel is en enige ander werknemer wat as sodanig deur die raad aangewys is;”;
- (b) deur na die omskrywing van “statute” die volgende omskrywings in te voeg:
- 15 “ ‘student’ iemand wat heeltyds of deelyds vir ’n graad, diploma of sertifikaat aan die Universiteit geregistreer is: Met dien verstande dat iemand wat aldus geregistreer is en wat ook ’n heeltydse of deelydse lid van die akademiese personeel van die Universiteit is, vir die doeleindes van lidmaatskap van die raad of die senaat of die verteenwoordigende studenteraad geag word nie ’n student te wees nie;
- 20 ‘tak’ ’n satellietkampus ingevolge artikel 2(2) gestig;” en
- (c) deur die volgende omskrywing by te voeg:
- “ ‘werknemer’ ’n akademiese of nie-akademiese werknemer wat heeltyds of deelyds by die Universiteit in ’n permanente of tydelike hoedanigheid in diens is.”.

Amendment of section 8 of Act 43 of 1969, as amended by section 7 of Act 6 of 1973, section 17 of Act 57 of 1977, section 7 of Act 52 of 1979, section 2 of Act 14 of 1982, section 15 of Act 92 of 1984, section 3 of Act 71 of 1985, section 3 of Act 3 of 1986, section 1 of Act 95 of 1987 and section 2 of Act 41 of 1990

2. Section 8 of the principal Act is hereby amended—

(a) by the substitution for subsection (1) of the following subsection:

“(1) Subject to the provisions of this Act, the control, governance and executive power of the University shall be vested in the council of the University, which shall consist of—

- (a) the rector;
- (b) not more than two vice-rectors, designated by the council;
- (c) the administrative head of each branch of the University;
- (d) three members of the senate, elected by the senate;
- (e) one academic employee of the University, other than members of the senate, elected by the academic employees of the University;
- (f) one non-academic employee of the University, elected by the non-academic employees of the University;
- (g) two members of the students' representative council, one of whom shall represent the Umlazi campus, designated by the students' representative council;
- (h) not more than two persons co-opted by the council;
- (i) five persons appointed by the Minister;
- (j) three persons elected by the convocation;
- (k) one person appointed by each of the three local authorities within whose boundaries the campuses of the University are situated;
- (l) two persons elected by the University of Zululand Foundation to represent the donors of the University;
- (m) one person appointed by the Premier of the Province of KwaZulu-Natal; and
- (n) no more than five persons designated by such body or bodies as determined by statute;

Provided that the persons referred to in paragraphs (h), (i), (j), (k), (l), (m) and (n) shall not be employees of the University.”;

(b) by the insertion after subsection (1) of the following subsection:

“(1A) The designation, co-option, election or appointment of a person referred to in subsection (1)(b), (d), (e), (f), (h), (j), (l) and (n) shall be in the manner as prescribed by statute.”;

(c) by the substitution for subsection (3) of the following subsection:

“(3) A member of the council, other than the rector and a vice-rector and a member contemplated in subsection (1) [(aA)] (c), shall hold office for a period of four years unless he or she submits his or her resignation in writing to the council or vacates his or her office for any other reason before the expiry of such period.”; and

(d) by the substitution for subsection (5) of the following subsection:

“(5) A member of the council, other than the rector and a vice-rector and a member contemplated in subsection (1) [(aA)] (c), shall vacate his or her office if he or she—

- (a) is absent without the council's leave from two consecutive ordinary meetings of the council; or
- (b) becomes insolvent; or
- (c) is convicted of an offence and sentenced to imprisonment without the option of a fine.”.

Transitional provision

3. Notwithstanding the provisions of section 8(3) of the principal Act, the council shall continue to exist: Provided that if the number of persons appointed to the council prior to the commencement of this Act exceeds the number of persons prescribed by section 8(1) of the principal Act, as amended by section 2 of this Act, such persons as are

Wysiging van artikel 8 van Wet 43 van 1969, soos gewysig deur artikel 7 van Wet 6 van 1973, artikel 17 van Wet 57 van 1977, artikel 7 van Wet 52 van 1979, artikel 2 van Wet 14 van 1982, artikel 15 van Wet 92 van 1984, artikel 3 van Wet 71 van 1985, artikel 3 van Wet 3 van 1986, artikel 1 van Wet 95 van 1987 en artikel 2 van 5 Wet 41 van 1990

2. Artikel 8 van die Hoofwet word hierby gewysig—

(a) deur subartikel (1) deur die volgende subartikel te vervang:

“(1) Behoudens die bepalings van hierdie Wet berus die beheer, bestuur en uitvoerende mag van die Universiteit by die raad van die Universiteit wat bestaan uit—

(a) die rektor;

(b) hoogstens twee vise-rektore, deur die raad aangewys;

(c) die administratiewe hoof van elke tak van die Universiteit;

(d) drie lede van die senaat, deur die senaat verkies;

(e) een akademiese werknemer van die Universiteit, behalwe lede van die senaat, deur die akademiese werknemers van die Universiteit verkies;

(f) een nie-akademiese werknemer van die Universiteit, deur die nie-akademiese werknemers van die Universiteit verkies;

(g) twee lede van die verteenwoordigende studenteraad, van wie een die Umlazi-kampus verteenwoordig, deur die verteenwoordigende studenteraad aangewys;

(h) hoogstens twee persone deur die raad gekoöpteer;

(i) vyf persone deur die Minister aangestel;

(j) drie persone deur die konvokasie verkies;

(k) een persoon aangestel deur elk van die drie plaaslike owerhede binne wie se grense die kampusse van die Universiteit geleë is;

(l) twee persone deur die University of Zululand Foundation verkies om die donateurs van die Universiteit te verteenwoordig;

(m) een persoon deur die Premier van die provinsie KwaZulu-Natal aangestel; en

(n) hoogstens vyf persone aangewys deur die liggaam of liggame by statuut bepaal:

Met dien verstande dat die persone na wie in paragrawe (h), (i), (j), (k), (l), (m) en (n) verwys word, nie werknemers van die Universiteit is nie.”;

(b) deur na subartikel (1) die volgende subartikel in te voeg:

“(1A) Die aanwysing, koöptering, verkiesing of aanstelling van ’n persoon in subartikel (1)(b), (d), (e), (f), (h), (j), (l) en (n) bedoel, geskied op die wyse by statuut voorgeskryf.”;

(c) deur subartikel (3) deur die volgende subartikel te vervang:

“(3) ’n Lid van die raad, behalwe die rektor en ’n vise-rektor en ’n lid beoog in subartikel (1) [(aA)](c), bekleë [sy] die amp vir ’n termyn van vier jaar tensy hy of sy voor verstryking van dié termyn sy of haar bedanking skriftelik by die raad indien of sy of haar amp om ’n ander rede ontruim.”; en

(d) deur subartikel (5) deur die volgende subartikel te vervang:

“(5) ’n Lid van die raad, behalwe die rektor en ’n vise-rektor en ’n lid beoog in subartikel (1) [(aA)](c), ontruim sy of haar amp indien hy of sy—

(a) sonder verlof van die raad van twee agtereenvolgende gewone vergaderings van die raad afwesig is; of

(b) insolvent raak; of

(c) aan ’n misdryf skuldig bevind word en tot gevangenisstraf sonder die keuse van ’n boete gevonnis word.”.

Oorgangsbepaling

3. Ondanks die bepalings van artikel 8(3) van die Hoofwet, bly die raad voortbestaan: Met dien verstande dat indien die getal persone aangestel in die raad voor die 60 inwerkingtreding van hierdie Wet die getal persone voorgeskryf deur artikel 8(1) van die Hoofwet, soos gewysig deur artikel 2 van hierdie Wet, oorskry, die persone wat

Act No. 80, 1996

UNIVERSITY OF ZULULAND (PRIVATE) AMENDMENT ACT, 1996

identified by the council as being redundant shall vacate their offices on the date determined by the council.

Short title

4. This Act shall be called the University of Zululand (Private) Amendment Act, 1996.

PRIVATE WYSIGINGSWET OP DIE UNIVERSITEIT VAN
ZOELOELAND, 1996**Wet No. 80, 1996**

deur die raad as oorbodig geïdentifiseer word, hulle ampte ontruim op die datum deur die raad bepaal.

Kort titel

4. Hierdie Wet heet die Private Wysigingswet op die Universiteit van Zoeloeland,
5 1996.

