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GOVERNMENT NOTICE

DEPARTMENT OF EDUCATION

No. 706

30 May 2003

HIGHER EDUCATION ACT, 1997 (ACT No. 101 of 1997)

AMENDMENT OF THE STATUTE OF THE UNIVERSITY OF NATAL

The University of Natal has made the amendment to the Statute set out in the Schedule hereto, in accordance with section 32 of the Higher Education Act, 1997 (Act No. 101 of 1997), which is, in terms of the provisions of section 33 of the said Act, hereby published with the approval of the Minister of Education and which comes into operation on the date of this publication.

SCHEDULE

1. *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.

2. *In this Schedule the expression "the Statute" means the Statute of the University of Natal promulgated by Government Gazette No 20225, Government Notice No. 788 of 17 June 1999, as amended by Government Notice No. 403 of 15 March 1996 and Government Notice No. 964 of 7 August 1999.*

3. *Paragraph 18 of the Statute is hereby amended by the substitution for the paragraph of the following paragraph:*

"18. Composition - (1) Subject to the provisions of the Act, the management, control and executive power of the University shall vest in the Council, which shall consist of-

- (a) the Vice-Chancellor and Principal;
- (b) the Senior Deputy Vice-Chancellor;
- (c) the additional Deputy Vice-Chancellors;
- (d) five persons appointed by the Minister;
- (e) four members of the Convocation;
- (f) four members of the Senate elected by the Senate;
- (g) three persons designated by persons who, in terms of the paragraph 19, are donors;

- (h) **[two members of the non-professorial staff elected by the non-professorial staff of the University]** two members of the academic staff, excluding members of the Senate, elected by the academic staff;
- (i) two members of the support staff, elected by the support staff of the University;
- (j) the Presidents of the Students' Representative Councils of the University;
- (k) five persons nominated by the Local Government structures of Durban and Pietermaritzburg, three from Durban and two from Pietermaritzburg;
- (l) eight other persons as the Council shall appoint; and
- (m) such other persons as the Council may appoint on the recommendation of the Chairperson to facilitate the work of the Council.

(2) Except as provided in subparagraphs (1)(a), (b), (c), (f), (h), (i) and (j), no member of the University staff and no student of the University is eligible for appointment or election as a member of the council.”.

3. *Paragraph 33 of the Statute is hereby amended by the substitution for the paragraph of the following paragraph:*

“33. Composition – (1) The Senate consists of -

- (a) the Vice-Chancellor and Principal;
- (b) the Deputy Vice-Chancellors;
- [(c) the Pro Vice-Chancellors;**
- (d) two members of the Council, elected by the Council:**
Provided that no persons referred to in subparagraphs (a), (b), (c), (f), (h), (i) and (j) are eligible for election under this subparagraph;
- (e) the professors of the University;
- (f) all deans, deputy deans and acting deans of faculties who are not professors of the University;
- (g) such heads and acting heads of schools who are not professors of the University;
- (h) six members of the non-professorial staff, who are not already members of the Senate, elected from among their number;
- (i) two members of the support staff elected by the support staff;
- (j) the directors or heads of such research institutions as may be declared by the council to be associated with the University;
- (k) one person, elected in the manner determined by the Senate, representing -
 - (i) the council, or governing body, of any college or institution declared by the council, on the

- recommendation of the Senate, to be associated with the University in the training of students; or
- (ii) any authority or council or governing body with whom an agreement has been concluded;
- (l) two persons, who are entitled to vote, representing each Students' Representative Council established in the University from time to time;
- (m) a person who must be an observer for each students' faculty council established in the University from time to time, one of which persons from each seat of the University must be entitled to vote in accordance with the Rules made from time to time; and
- (n) such other persons as may be determined by the Senate from time to time].
- (c) the Deans of Faculties;
- (d) the Deputy Deans of Faculties;
- (e) the Pro Vice-Chancellors;
- (f) the Dean of Students;
- (g) the Dean of Student Development;
- (h) the Heads of Schools;
- (i) full Professors who are not Head of Schools, elected by the professorial staff in their respective Faculties in proportion to the size of the Faculty –
- (i) A rated Faculties 3;
- (ii) B rated Faculties 2;
- (iii) Law 1;
- (j) non-professorial academic staff, elected by non-professorial academic staff in their Faculties in proportion to the size of the Faculty –
- (i) A rated Faculties 3;
- (ii) B rated Faculties 2;
- (iii) Law 1;
- (k) the librarians;
- (l) three SRC representatives nominated by the SRCs, one of whom shall be from the Faculty of Medicine;
- (m) eight student representatives from the Faculties other than Medicine elected by their Faculty Student Councils;
- (n) the two members of the support staff on the Executive Committee of the Senate;
- (o) five other support staff (three from Durban and 2 from Pietermaritzburg), elected by the support staff in their respective centres;
- (p) two external members of the Council.
- (2) Where feasible all members shall have elected alternates and it shall be the responsibility of the member to advise the alternate if he or she was unable to attend a meeting and make available the appropriate documentation.

- (3) All members elected to the Senate shall have a three-year term of office.
- (4) Elections shall be staggered so that a proportion of the representative in every category are replaced or re-elected each year.
- (5) Faculty elections shall place in the Faculty Offices.
- (6) Students elected to the Senate shall have a one-year term of office.
- (7) The Senate shall meet four times per year, but additional meetings may be called to deal with urgent business."

4. *Paragraph 42 of the Statute is hereby amended by the substitution for the paragraph of the following paragraph:*

"42. Procedure – (1) [One-third] One half of the total membership of the Senate shall form a quorum: Provided that, if at the date and time of a scheduled meeting of the Senate, should there not be a quorum, the meeting shall take place and all matters which require approval, shall be ratified at the next ordinary meeting of the Senate.

(2) Ordinary meetings shall be held at such places and at such times as shall from time to time be determined by the Senate.

(3) The provisions of paragraph 30(b), (c), (d), (e), (f), (g), (h), (i) and (j) shall apply, *mutatis mutandis*, to the procedure of the Senate."

5. *Paragraph 49A of the Statute is hereby amended by the substitution for the paragraph of the following paragraph:*

"49A. Composition – The Institutional Forum consists of -

- (a) two persons from among the Vice-Chancellor and Principal and the Deputy Vice-Chancellors;
- (b) one member of the Council;
- (c) two members of the Senate, who are professors;
- (d) two deans, elected by the deans;
- (e) two **[members of the non-professorial staff, elected by such non-professorial staff]** members of the academic Staff excluding members of the Senate, elected by the academic Staff;
- (f) two members of the support staff, elected by the support staff;
- (g) two members of each of the recognised staff associations, or unions recognised by the council as representing staff of the University in terms of the Labour Relations Act, 1995 (Act No. 66 of 1995);
- (h) one member of the Convocation;
- (i) two representatives of each of the Students' Representative Councils in the University, recognised by the Council;
- (j) persons representing and appointed by the business sector, non-government organisations, the labour movement, community-based organisations, Pietermaritzburg and

(k) Durban local Councils[, **the Provincial Government and the national government**]; and such additional members as recommended by the Institutional Forum to the Council in order to facilitate the work of the Institutional Forum.”.

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