



VICTORIA GOVERNMENT GAZETTE

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TUESDAY, APRIL 7.

[1959

MONASH UNIVERSITY ACT 1958.

*At the Executive Council Chamber, Melbourne, the
seventeenth day of March, 1959.*

PRESENT:

His Excellency the Governor of Victoria.

Mr. Cameron
Mr. Thompson

Mr. Porter

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and in pursuance of the powers conferred by the *Monash University Act 1958* and all other powers thereto enabling, doth hereby make Statutes 1 to 16 as follows:—

STATUTES.

NO. I. THE COUNCIL.

1. The Council shall meet on the Second Monday of every month except January and February and on such other days as may be necessary for the despatch of business; provided that if the Second Monday be a public holiday the Council shall meet on the following Monday instead. The Council shall have power to adjourn any meeting to a later date.

2. Minutes shall be kept and entered in a Journal as a permanent record of the proceedings of the Council.

3. The Minutes of the preceding meeting of the Council shall be read at each meeting of the Council unless copies thereof have been circulated to all Members of the Council by the Registrar and shall be confirmed or amended thereat and the presiding Chairman shall sign them as confirmed or amended.

4. The Chancellor or Vice Chancellor shall have power to call a special meeting for the consideration of business which either may wish to submit to the Council.

5. The Chancellor or Vice Chancellor or in their absence the Registrar shall convene a meeting of the Council upon the written request of eight members setting forth the objects for which the meeting is required to be convened and the meeting shall be called within fourteen days after the receipt of such request.

6. The Registrar shall transmit by post or deliver to each member at least seven days beforehand a written or printed notice of the date of the next ensuing meeting of the Council whether special or ordinary and all matters to be considered at the meeting shall be stated in the said notice or in a supplementary notice transmitted by post or delivered to each member so as to be in the hands of such member not less than three days before the meeting.

7. No member shall make any motion initiating a subject for discussion at any meeting of the Council except in pursuance of notice given to the Registrar at least ten days previously.

8. If a quorum of the Council be not present within half an hour after the appointed time for a meeting whether special or ordinary all business which should have been transacted at such meeting shall stand over for the next ordinary meeting and take precedence thereat.

9. Subject to the provisions of the *Monash University Act 1958* and this Statute the Council shall approve Standing Orders for the regulation of all procedure at Council meetings.

Given under the Common Seal of Monash University by
direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. II. THE CHANCELLOR AND THE DEPUTY CHANCELLOR.

1. The Chancellor and the Deputy Chancellor shall be elected at the meeting of the Council in March of each year or whenever a vacancy occurs, and shall be eligible for re-election.

2. The Chancellor and Deputy Chancellor shall hold office for a period commencing at the date of their election and terminating at the commencement of the ordinary meeting of the Council in the month of March next succeeding their election.

3. (a) The Chancellor and the Deputy Chancellor shall by virtue of their office, be members of any Committee constituted by any Statute of the University or by any Resolution of the Council and of any Board or Faculty.

(b) The Chancellor may preside at any meeting of any such Committee, Board or Faculty and shall have all the rights and powers of the Chairman of any such Committee, Board or Faculty.

(c) If the Chancellor is absent or does not desire or is unable to act or if the office of Chancellor be vacant, the Deputy Chancellor may preside at any such meeting and shall have the like rights and powers.

4. In the absence of the Chancellor or if the office of the Chancellor is vacant, any powers or duties conferred upon the Chancellor by the Statutes of the University may be exercised and discharged by the Deputy Chancellor.

Given under the Common Seal of Monash University by
direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. III. THE VICE CHANCELLOR.

1. The Vice Chancellor shall be the Chief Executive Officer of the University and shall *ex-officio* be a member of every Faculty and of all Boards and committees within the University, and may if he so desires, preside at any meeting of such Board, Faculty or Committee provided that nothing in this Statute shall affect the precedence or authority of the Chancellor or Deputy Chancellor.

2. The Vice Chancellor shall subject to the Statutes and Regulations of the University and to the Resolutions of the Council exercise a general superintendence over the educational and administrative affairs of the University and shall be responsible for maintaining the discipline of the University.

3. The Vice Chancellor may require from any officer of the University an explanation of any alleged neglect of duty, misconduct or inefficiency.

4. (a) The Vice Chancellor shall hold his office until the end of the secular year in which he reaches the age of 65 years or until his resignation or removal or dismissal by the Council as hereinafter provided on the ground that he has become permanently incapacitated by age or infirmity or has become inefficient from causes other than age or infirmity or has misconducted himself. Provided that notwithstanding anything to the contrary the Council shall have power to determine by an absolute majority the Vice Chancellor's occupation of office without cause shown after he shall have attained the age of sixty years.

(b) The Vice Chancellor may, if he so wish, retire from the service of the University after the end of the secular year in which he reaches 60 years of age.

(c) On his retirement in accordance with the provisions of Section 4, (b) of this Statute after reaching age 60, but before reaching age 65, the Vice Chancellor shall be entitled to the surrender value at his retiring age of any endowment policy taken out in his name for the purpose of providing for his superannuation.

5. The provisions of sections 2, 3, 4 and 6 to 10 inclusive of Statute VII.—“The Professors” shall *mutatis-mutandis* apply also to the Vice Chancellor.

6. The Council may in its discretion grant to the Vice Chancellor the title of Professor.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. IV. THE PROFESSORIAL BOARD.

1. The Professors of the University shall form a Board styled the Professorial Board for the consideration of questions relating to the studies and discipline of the University.

2. The Chancellor, the Deputy Chancellor and the Vice Chancellor shall be *ex-officio* members of the Professorial Board.

3. The Registrar or other officer appointed by the Council shall act as Secretary to the Professorial Board.

4. All proceedings of the Professorial Board shall be minuted and entered in a journal and the minutes of any meeting so entered shall be read at the next following meeting of the Professorial Board and signed as a true record of the proceedings of such meeting by the Chairman of such next following meeting if approved by the majority of members present provided that if such minutes have been previously circulated to all members present at such next following meeting the reading of such minutes may be dispensed with.

5. (a) During the last term of every year the members of the Professorial Board shall elect two of their members, being Professors, to be Chairman and Vice Chairman respectively for the ensuing calendar year.

(b) The Chairman and the Vice Chairman shall hold office from the beginning of the first meeting in any calendar year until the beginning of the first meeting held in the ensuing calendar year and shall be eligible for re-election.

(c) The Chairman or in the absence of the Chairman the Vice Chairman shall preside at all meetings of the Professorial Board provided that nothing in this Statute shall affect the precedence of the Chancellor, Deputy Chancellor or Vice Chancellor.

(d) In the absence of the Chairman and the Vice Chairman from any cause whatsoever the members present at any meeting of the Professorial Board shall elect one of their number to be Chairman of that meeting.

(e) If the office of Chairman or Vice Chairman becomes vacant by death, resignation or otherwise before the expiration of the full term, a successor shall be elected at a duly convened meeting of the Professorial Board to be held as soon as conveniently may be, and the Chairman or Vice Chairman so elected shall hold office during the remainder of his predecessor's term of office.

6. (a) The Professorial Board shall meet at the discretion of the Chairman or upon the written request of the Chancellor or Vice Chancellor or of three members of the Board provided that the Board shall meet during term at least once in every month.

(b) At least seven days' notice of any such meeting shall be given in writing to the members of the Board by the Registrar, specifying the time and place and Agenda of the Meeting.

7. Except where otherwise provided by Statute or Regulation all questions which shall come before the Professorial Board shall be decided by the majority of all the members present and the Chairman shall have a vote and in the case of an equality of votes, a casting vote, and no question shall be decided at any meeting of such Board unless a quorum of the members thereof shall be present.

8. The number of members who shall constitute a quorum of the Board shall be the product obtained by multiplying the number of members of the Board (excluding the Chancellor, Deputy Chancellor and Vice Chancellor) by two thirds, any fraction in the product being disregarded provided that in no case shall less than five members present constitute a quorum.

9. The Professorial Board subject to the Statutes and Regulations of the University or to any Resolution of the Council—

(a) Shall consider and take action upon any report submitted to it by any Faculty or Board;

(b) May refer matters to Faculties or Boards for consideration and report;

(c) Shall report to the Council on any question submitted to it by the Council and shall furnish to the Council such information as may be from time to time desired;

(d) Shall, on the recommendation of the appropriate Faculties, annually prescribe all books and details of subjects for lectures or annual examinations in the University, but in any of these subjects pertaining to more than one Faculty when the recommendations of the Faculties concerned do not coincide, the Professorial Board shall, after further communication with the said Faculties, prescribe such books and details. In any subject pertaining to any one Faculty, the Professorial Board shall adopt the Faculty's recommendation if, after consultation, the Faculty declines to alter it. All resolutions of the Board under this sub-section shall be transmitted to the Council.

(e) May determine the conditions of competition for any post-graduate fellowship, scholarship or prize and make the awards: Provided that any conditions of competition or award approved by the Board for any post-graduate fellowship, scholarship or prize shall be subject to conditions, if any, with respect thereto made by the founder or donor;

(f) Shall, after report from the Faculties concerned, decide all questions of admission *ad eundem statum*, except in the case of Degrees in Medicine or Surgery. The Professorial Board may be an absolute majority of its members (provided that the Faculty if any concerned concurs by an absolute majority of its members) recommend to the Council that a graduate of another University be admitted to any Degree in Monash University without examination;

(g) Shall perform the duties of a Faculty for all subjects not pertaining to any established Faculty and may perform any function committed to it by this Statute although any Faculty or Faculties may have failed to report.

(h) Shall exercise such functions in the maintenance of discipline among the Students of the University as may be prescribed in any relevant Statute or Regulation.

(i) May submit recommendations to Council with respect to any other matter pertaining to academic standards or facilities.

(j) Shall have such other duties and powers as may from time to time be assigned to it by the Council.

10. Where the Professorial Board does not approve without amendment any recommendation made by a Faculty, the Board shall, if so requested by that Faculty, transmit the recommendation to the Council.

11. A report of the proceedings of any meeting of the Professorial Board shall be laid upon the table at any meeting of the council following such meeting.

12. The Council may at any time of its own motion or at the request of a Faculty review any decision of the Professorial Board.

13. (a) The Vice Chancellor or any member of the Professorial Board may suspend any student from attendance at classes or examinations for breach of discipline or misconduct, and may impose penalties in accordance with academic usage on any student for breach of discipline or misconduct, provided that the circumstances relating to the suspension or fine shall be reported in writing by the member to the Vice Chancellor forthwith. This section shall only extend to breach of discipline or misconduct committed in or with respect to the classes or work of the Department of such member, or committed in his presence.

(b) On reference by the Vice Chancellor the Professorial Board shall investigate matters which involve any question as to breach of discipline or misconduct of any kind by any student or candidate at any University examination and may impose penalties in accordance with academic usage.

(c) Any person affected by a decision of any member of the Professorial Board (other than the Vice Chancellor) in respect of breach of discipline or misconduct may appeal to the Vice Chancellor, and in the case of disciplinary action by the Vice Chancellor, whether on appeal or otherwise, to the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. V. THE FACULTIES.

Division I.—General.

1. (a) The Council may constitute such Faculties as it may deem fit.

(b) Each Faculty so constituted shall consist of the Professors and Associate Professors in the subjects for which the Faculty is responsible and of such Readers and Lecturers in the subjects for which the Faculty is responsible as the Council may appoint annually thereto and of such other persons having appropriate qualifications as the Council may appoint annually thereto.

(c) The Registrar shall, by virtue of his office be a member of each Faculty.

2. (a) The Council may appoint a member of a faculty being a Professor to be Dean of that Faculty and to hold office for such period not exceeding five years as the Council may direct and such person shall be eligible for re-election or re-appointment as Dean.

(b) Unless the Council appoints a member of a Faculty as Dean in accordance with sub-section (a) of this section, each Faculty before the end of the last term in every year shall elect one of its members being a Professor to be Dean of such Faculty and the Dean so elected shall hold office for the ensuing calendar year. If no election take place before the end of the last term of any particular year or if there be a casual vacancy in the office of Dean the election shall take place as soon as practicable and the person elected shall hold office until the end of the calendar year.

(c) At the expiration of any term of office the Dean shall be eligible for re-election for the ensuing year.

(d) The Dean shall be the Chairman of the Faculty and shall preside at all meetings of the Faculty provided that in his absence from any cause whatsoever the members present at a meeting of the Faculty may elect one of their number being a Professor to act as Chairman of such meeting.

3. (a) Each Faculty shall meet at least once in each Term of the academic year.

(b) Notice of each meeting shall be given in writing to the members of the Faculty at least ten days before such meeting by the Registrar.

(c) The Registrar or other officer appointed by the Council shall act as Secretary to the Faculties.

(d) All proceedings of each Faculty shall be entered in a journal and at each meeting of the Faculty the minutes of the preceding meeting shall be read (unless previously circulated in writing to all members present at the meeting) and confirmed by the Chairman.

4. The duties of the Dean of a Faculty shall be as follows:—

(a) He shall convene meetings of the Faculty at his own discretion or upon the written request of the Chancellor or Vice Chancellor or of three members of the Faculty.

(b) He shall preside at all meetings of the Faculty at which he may be present provided that the Dean may, if he so desire, vacate the chair during consideration of any item on the Agenda. While the Dean has vacated the chair the members shall elect a Chairman.

(c) He shall transmit resolutions of the Faculty to the Council or the Professorial Board as the case may be.

(d) He shall exercise a general superintendence over the educational and administrative business of the Faculty.

(e) He may require from any member of the teaching staff of the Faculty a statement of the details of the work being done by such member.

(f) He shall report to the Council at its October meeting in each year as to the character of the work being done in his Faculty.

5. (a) On the recommendation of a Faculty the Council may approve the appointment of one of its members to be Sub-Dean thereof. A Sub-Dean shall hold office till the last day of December of the year in respect to which he is appointed, and shall be eligible for re-appointment annually, but shall not except on the special recommendation of the Faculty hold office for a longer term than five years.

(b) The duties of the Sub-Dean shall be to advise students in relation to their courses in the Faculty, and generally to assist the Dean in the administrative work of the Faculty and to perform such other services as the Faculty may prescribe.

6. (a) On the recommendation of a Faculty the Council may approve of the creation of the office of Associate Dean of that Faculty.

(b) In a case where the Council has so approved, the Faculty may elect one of its members being a Professor to be Associate Dean thereof.

(c) The Associate Dean shall hold office until the last day of the calendar year in respect of which he is appointed and shall be eligible for re-appointment annually.

(d) The Dean of the Faculty may from time to time delegate to the Associate Dean such of his duties as he thinks fit.

7. If the office of the Dean of any Faculty be vacant or if the Dean of the Faculty be absent from Victoria or incapable of acting the duties of such Dean shall be performed by the Senior Member of the Faculty or until the Faculty shall otherwise provide.

8. (a) Except where otherwise provided by Statute or Regulation all questions which come before a Faculty shall be decided by the majority of the members present and the Chairman shall have a vote and in the case of an equality of votes a casting vote and no question shall be decided at any meeting of the Faculty unless a quorum of the members of the Faculty be present.

(b) The number of members who shall constitute a quorum at any meeting of a Faculty shall be obtained by multiplying the total number of members (exclusive of members who have been granted leave of absence by the Vice Chancellor and excluding the Chancellor, Deputy Chancellor and Vice Chancellor) of that Faculty by two thirds, any fraction in the product being disregarded, provided that in no case shall less than five members constitute a quorum.

9. Each Faculty shall:—

- (a) Supervise the teaching in the subjects with which the Faculty is concerned.
- (b) Subject to the Statutes and Regulations of the University consider and advise the Council or the Professorial Board upon all matters pertaining to the studies within its scope and the administration incidental thereto and in particular as to the curriculum for its Degrees or Diplomas and the provision to be made therefor.
- (c) Report to the Council on any question submitted to it by the Council.
- (d) Report to the Professorial Board on any question submitted to it by the Board.
- (e) Consider annually all details of subjects for lectures or examinations pertaining to such Faculty and shall transmit its recommendations concerning the said details to the Professorial Board not later than the first day of October. Where the Course for any Degree or Diploma within the scope of any Faculty requires that candidates shall pass in subjects within the scope of another Faculty the details of subjects in such subjects shall be dealt with by the latter Faculty.
- (f) Be responsible, with the assistance of such examiners as the Council may from time to time appoint on the report of the Faculty or of the Dean, for the conduct of examinations in those subjects.
- (g) Deal with all applications for information and other correspondence on subjects proper to such Faculty which may be brought before it by the Dean or by the Registrar.
- (h) Advise the Professorial Board on all applications for admission *ad eundem statum* concerning such Faculty provided that the Faculty of Medicine shall deal with applications for admission *ad eundem statum* from candidates for Degrees in Medicine or Surgery.
- (i) By an absolute majority of its members (provided that the Professorial Board by an absolute majority of its members concurs) recommend to the Council that a Graduate of another University be admitted to any Degree in Monash University within the said Faculty without examination.
- (j) Exercise such other duties and powers as may from time to time be assigned to it by the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

DIVISION II. THE FACULTY OF SCIENCE.

1. There shall be a Faculty of Science consisting of:—

- (a) The Professors, Associate Professors and Heads of Departments in the several schools of Pure Science and Natural Science, and such other members not exceeding 10 of the teaching staff in those schools as the Council may approve.
- (b) Not more than 10 members selected by the Faculty from persons other than members of the teaching staff as being persons whose knowledge and attainments render them particularly suited to serve as members of the Faculty.
- (c) The representative (if any) on the Council elected by the Faculty of Science under section 7 sub-section 1 (c) of the *Monash University Act 1958*.
- (d) All other members of the Council whose training is in Pure Science or Natural Science.

2. All members of the Faculty shall be nominated before the end of the Final Term in each year for appointment for the period of the ensuing calendar year and shall be recommended by the Faculty for the approval of the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

DIVISION III. THE FACULTY OF APPLIED SCIENCE.

1. There shall be a Faculty of Applied Science consisting of:—

- (a) The Professors, Associate Professors and Heads of Departments in the several schools of Applied Science and such other members not exceeding 10 of the teaching staff in those schools as the Council may approve.
- (b) Not more than 10 members selected by the Faculty from persons other than members of the teaching staff as being persons whose knowledge and attainments render them particularly suited to serve as members of the Faculty.
- (c) The representative (if any) on the Council elected by the Faculty of Applied Science under section 7 sub-section 1 (c) of the *Monash University Act 1958*.
- (d) All other members of the Council whose training is in Applied Science.

2. All members of the Faculty shall be nominated before the end of the Final Term in each year for appointment for the period of the ensuing calendar year and shall be recommended by the Faculty for the approval of the Council.

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(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

DIVISION IV. THE FACULTY OF LAW.

1. There shall be a Faculty of Law consisting of:—

- (a) The Professors, Associate Professors and Heads of Departments in the several schools of Law and such other members not exceeding ten of the teaching staff in those schools as the Council may approve.
- (b) Not more than ten members selected by the Faculty from persons other than members of the teaching staff as being persons whose knowledge and attainments render them particularly suited to serve as members of the Faculty.
- (c) The representative (if any) on the Council elected by the Faculty of Law under section 7 sub-section 1 (c) of the *Monash University Act 1958*.
- (d) All other members of the Council whose training is in Law.

2. All members of the Faculty shall be nominated before the end of the Final Term in each year for appointment for the period of the ensuing calendar year and shall be recommended by the Faculty for the approval of the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

DIVISION V. THE FACULTY OF ARTS.

1. There shall be a Faculty of Arts consisting of:—

- (a) The Professors, Associate Professors and Heads of Departments in the several schools of Arts and Letters and such other members not exceeding ten of the teaching staff in those schools as the Council may approve.
- (b) Not more than ten members selected by the Faculty from persons other than members of the teaching staff as being persons whose knowledge and attainments render them particularly suited to serve as members of the Faculty.
- (c) The representative (if any) on the Council elected by the Faculty of Arts under section 7 sub-section 1 (c) of the *Monash University Act 1958*.
- (d) All other members of the Council whose training is in Arts and Letters.

2. All members of the Faculty shall be nominated before the end of the Final Term in each year for appointment for the period of the ensuing calendar year and shall be recommended by the Faculty for the approval of the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

DIVISION VI. THE FACULTY OF ENGINEERING.

1. There shall be a Faculty of Engineering consisting of:—

- (a) The Professors, Associate Professors and Heads of Departments in the several schools of Engineering and such other members not exceeding ten of the teaching staff as the Council may approve.
- (b) Not more than ten members selected by the Faculty from persons other than members of the teaching staff as being persons whose knowledge and attainments render them particularly suited to serve as members of the Faculty.
- (c) The representative (if any) on the Council elected by the Faculty of Engineering under section 7 sub-section 1 (c) of the *Monash University Act 1958*.
- (d) All other members of the Council whose training is in Engineering.

2. All members of the Faculty shall be nominated before the end of the Final Term in each year for appointment for the period of the ensuing calendar year and shall be recommended by the Faculty for the approval of the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

DIVISION VII. THE FACULTY OF COMMERCE.

1. There shall be a Faculty of Commerce consisting of:—

- (a) The Professors, Associate Professors and Heads of Departments in the several schools of Commerce and Economics and such other members not exceeding ten of the teaching staff in those schools as the Council may approve.
- (b) Not more than ten members selected by the Faculty from persons other than members of the teaching staff as being persons whose knowledge and attainments render them particularly suited to serve as members of the Faculty.

(c) The representative (if any) on the Council elected by the Faculty of Commerce under section 7 sub-section 1 (c) of the *Monash University Act 1958*.

(d) All other members of the Council whose training is in Commerce, Economics, Industry or Administration.

2. All members of the Faculty shall be nominated before the end of the Final Term in each year for appointment for the period of the ensuing calendar year and shall be recommended by the Faculty for the approval of the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

DIVISION VIII. THE FACULTY OF EDUCATION.

1. There shall be a Faculty of Education consisting of:—

(a) The Professors, Associate Professors and Heads of Departments in the school of Education and such other members not exceeding ten of the teaching staff in Education and associated Faculties as the Council may approve.

(b) Not more than twelve members selected by the Faculty from persons other than members of the teaching staff as being persons whose knowledge and attainments render them particularly suited to serve as members of the Faculty. Three of these members shall be representatives of Registered Schools. Five of these members shall be representatives of the Department of Education and shall be nominated by the Faculty after consultation with the Minister for Education.

(c) The representative (if any) on the Council elected by the Faculty of Education under section 7 sub-section 1 (c) of the *Monash University Act 1958*.

(d) All other members of the Council whose training is in Education.

2. All members of the Faculty shall be nominated before the end of the Final Term in each year for appointment for the period of the ensuing calendar year and shall be recommended by the Faculty for the approval of the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

DIVISION IX. THE FACULTY OF MEDICINE.

1. There shall be a Faculty of Medicine consisting of:—

(a) The Professors, Associate Professors and Heads of Departments in the several schools of Medicine and such other members not exceeding ten of the teaching staff in those schools as the Council may approve.

(b) Not more than ten members selected by the Faculty from persons other than members of the teaching staff as being persons whose knowledge and attainments render them particularly suited to serve as members of the Faculty.

(c) The representative (if any) on the Council elected by the Faculty of Medicine under section 7 sub-section 1 (c) of the *Monash University Act 1958*.

(d) All other members of the Council who are medical practitioners.

- (e) The Dean of each of the Clinical Schools recognized by the Council pursuant to Statute VI. when the Dean is not a Professor, and when the Dean of a Clinical School is a Professor a representative of that Clinical School chosen annually by the staff of that Clinical School and holding office until his successor is appointed.

2. All members of the Faculty shall be nominated before the end of the Final Term in each year for appointment for the period of the ensuing calendar year and shall be recommended by the Faculty for the approval of the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. VI. THE CLINICAL SCHOOLS.

1. In each hospital recognized by the Council for the instruction of students in Medicine there shall be a Clinical School.

2. The staff of each Clinical School shall consist of the persons appointed as clinical instructors in the Hospital by the Council on the advice of the Faculty of Medicine with the approval of the Committee of Management or other governing body of the relevant hospital.

3. The members of the Staff of each Clinical School shall annually elect a Dean and a Sub Dean from their number.

4. The Dean shall be responsible through the Faculty of Medicine to the Council—

- (a) For submitting the programme of clinical instruction at his hospital for approval by the Council.
- (b) For the organization for teaching purposes of clinical practice, demonstrations and lectures, and
- (c) For the certification of satisfactory performance of duties by the instructors and students.

5. The Staff of each Clinical School shall regulate the proceedings of its Meetings.

6. The Staff of each Clinical School shall be paid annually from the clinical fees received by the University from the Students of Medicine in respect to each such school such proportion of those fees as may be determined by the Council which shall be disbursed amongst the Staff of such Clinical School in a manner nominated by the Faculty after consultation with the Staff of such Clinical School.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. VII. THE PROFESSORS.

1. There shall be a Professor for each of the subjects or groups of subjects set out hereunder:—

Engineering	Chemistry
Physics	Biology

2. The Professors shall not sit in Parliament nor become members of any political association.

3. The Professors shall not, without the express sanction of the Council, give private instruction for fee or reward, or deliver for fee or reward lectures to persons not being Students of the University.

4. The Council may grant leave of absence to any Professor and may appoint a substitute or substitutes who shall if the Council shall so decide be paid in whole or in part out of the salary of such Professor.

5. (a) Except as otherwise provided in the case of any Chair each Professor shall hold his office until the end of the secular year in which he reaches the age of 65 years or until his resignation or removal or dismissal by the Council as hereinafter provided on the ground that he has become permanently incapacitated by age or infirmity or has become inefficient from causes other than age or infirmity or has misconducted himself. Provided that notwithstanding anything to the contrary the Council shall have power to determine by an absolute majority a Professor's occupation of office without cause shown after he shall have attained the age of sixty years.

(b) A Professor may, if he so wish, retire from the service of the University after the end of the secular year in which he reaches 60 years of age.

(c) On his retirement from the service of the University under the provisions of Section 5 (b) of this Statute after reaching age 60, but before reaching age 65, a Professor shall be entitled to the surrender value at his retiring age of any endowment policy taken out in his name for superannuation purposes.

6. The Council may in its discretion consider and determine whether any Professor has become permanently incapacitated by age or infirmity for performing the duties of his office provided that no decision affirming such permanent incapacity shall be valid unless carried by an absolute majority of the Council, but if so carried it shall be final. Any Professor thus declared to be permanently incapacitated shall be removed from his office by the Council.

7. The Council may in its discretion consider whether there is reason for inquiry concerning the conduct or efficiency of any Professor and may appoint a time at which to hold such inquiry and may for the purpose of such inquiry call upon the Professorial Board or any Officer of the University to investigate and report upon the conduct or efficiency of such Professor and may call any member, officer or servant of the University or other witness to give evidence before it provided that due notice of the nature of the inquiry and of the time appointed be given to the Professor concerned and that he be afforded opportunity of attending and of producing such statements and such evidence on his own behalf as may be relevant. After such inquiry the Council if it holds that any misconduct or inefficiency from causes other than age or infirmity has been proved against the Professor may censure, suspend or dismiss such Professor provided that no such sentence of censure, suspension or dismissal shall be valid unless carried by the vote of an absolute majority of the Council, but if so carried it shall be final.

8. A Professor shall not without the permission of the Council engage in the practice of any profession nor in the conduct of any trade or business.

9. In case any Professor be temporarily incapacitated by sickness or other cause from performing the duties of his office to the satisfaction of the Council the Council may appoint a substitute and the Council may deduct not more than half the salary of the Professor during the time of incapacity for the remuneration of such substitute.

10. If in any case the Council appoint a substitute for any Professor with the rank of Acting Professor such Acting Professor shall during his term of office take the place of such Professor on the Professorial Board and on any Faculty or Faculties.

11. The Council may from time to time appoint one or more Professors with the title of Visiting Professor who shall hold office under such conditions and perform such duties as the Council shall determine. No appointment shall be made in the first instance for a term longer than one year; but the original term of office may be extended by the Council annually provided that no Visiting Professor holds office for a period of more than five consecutive years. If one of the Professorships enumerated in Section 1 of this Statute is vacant the Council may charge the Visiting Professor during his term of office with the duties of the vacant post.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

No. VIII. EMERITUS PROFESSORS.

1. The Council may by vote of an absolute majority of its members confer the title of Professor Emeritus on any Professor of the University at or after his retirement in recognition of conspicuous services to the University. But such title shall not be conferred unless such Professor of the University shall have held office for a period of not less than fifteen years. The name of the Professor Emeritus shall be inserted in the University Calendar. A Professor Emeritus shall for all purposes of courtesy and on ceremonial occasions be regarded as a Professor of the University, but he shall not be a member of the Professorial Board, or ex-officio of any Faculty.

Given under the Common Seal of Monash University by
direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

No. IX. HONORARY RESEARCH PROFESSORS.

1. In recognition of conspicuous services to the University the Council may by the vote of an absolute majority of its members confer the title of Honorary Research Professor upon any Professor of the University who at or after his retirement is engaged upon research work germane to some branch of University studies.

2. The names of Honorary Research Professors shall be added to the list in the University Calendar of the teaching staff of the appropriate school but they shall not be members of the Professorial Board or ex-officio of any Faculty.

3. The appropriate Faculty on the recommendation of the appropriate Professor may invite Honorary Research Professors to deliver a course or courses of lectures to advanced students.

4. For purposes of University ceremonial Honorary Research Professors shall be regarded as Professors of the University.

Given under the Common Seal of Monash University by
direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

No. X. TEACHING AND RESEARCH OFFICERS.

1. There shall be such and so many Associate Professors, Readers, Senior Lecturers in charge of Departments, Senior Lecturers, Lecturers, Research Fellows, Senior Demonstrators, Demonstrators, Senior Tutors, Tutors and other teaching and research officers as the Council shall from time to time think fit to appoint.

2. Subject to this Statute the Council shall determine the tenure and emoluments and may regulate the duties of each such officer.

3. Except where otherwise determined by the Council and subject to this Statute an appointment under this Statute shall be for an initial period of three years, and shall continue thereafter, but subject to termination upon six months' notice on either side expiring except by mutual agreement on the thirty-first day of January.

4. No appointment shall be made under this statute for an initial period longer than five years.

5. The Council may by the vote of an absolute majority dismiss for misconduct or inefficiency any officer appointed under this Statute.

6. When any person appointed under this Statute who has not been declared by the Council to be a full-time officer has held office for seven years in succession, the post shall unless the Council otherwise resolves become vacant and applications shall be publicly invited, but the retiring officer shall be eligible for reappointment.

7. All appointments under this Statute shall determine on the completion of the secular year in which the officer attains the age of 65. Provided however that the Council may by the vote of an absolute majority and on the recommendation of the appropriate Faculty continue the appointment of an officer beyond the date specified for his retirement if in the Council's opinion such special circumstances exist that it would be inadvisable in the interests of the University to proceed to a new appointment at the normal date.

8. Applications for appointments under this Statute shall be lodged with the Registrar.

9. Where applications are received for appointment to an Associate Professorship, Readership, Senior Lectureship, Lectureship or other teaching post of like status—

(a) If the subject concerned is proper to one Faculty only the Registrar shall refer the applications to that Faculty which shall make a recommendation to the Council.

(b) If the subject concerned is common to two or more Faculties, the Registrar shall determine which Faculty shall be primarily responsible for recommending an appointment; and which other Faculty or Faculties shall for this purpose be associated with that Faculty by a representative or representatives. The recommendation of the Faculties shall be made to the Council.

10. Where applications are received for appointment under this Statute as a Research Fellow or other Research Officer the Registrar shall refer them to the Head of the Department or in appropriate cases to the Faculty concerned. The Head of the Department or the Faculty, as the case may be, shall make a recommendation to the Council.

11. Where applications are received for appointment to a Senior Demonstratorship, Demonstratorship, Senior Tutorship, Tutorship or other teaching post of like Status the Registrar shall refer them to the Head of the Department or in appropriate cases to the Faculty concerned. The Head of the Department or the Faculty as the case may be shall make a recommendation to the Council.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

NO. XI. UNIVERSITY INSTRUCTORS.

1. In order to encourage the study of subjects not included in the course for any Degree or Diploma the Council may after consulting with the Professorial Board and the appropriate Faculty if any, appoint any person to be a recognized University Instructor in any such subject. The courses of study to be offered by any such person as University Instructor shall be approved by the Professorial Board on the advice of the appropriate Faculty if any.

2. The fees to be charged for any course shall be approved by the Council. The Council may sanction the issue of certificates to students on examinations held upon any course of study under this Statute. The instruction may be given at the University or elsewhere as the Council may determine.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.
J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. XII. THE ADMINISTRATIVE STAFF.

1. Subject to the Statutes of the University the Council may appoint such and so many administrative officers as it shall think fit and shall determine the tenure and emoluments and may regulate the duties of each such officer.

2. There shall be a Registrar of the University who shall assist the Vice-Chancellor as he may require in the performance of his duties and subject to the general superintendence of the Vice-Chancellor shall prepare and have the custody of the general records registers, muniments and accounts of the University; act except where it is otherwise provided as Secretary of all Boards and Committees of the University; conduct the correspondence of the University and answer enquiries; manage and supervise the examinations of the University; edit the publications of the University, and carry out such other duties as are assigned to him by any Statute or Regulation or by any resolution of the Council.

3. There shall be an Accountant and such other administrative officers as may be required who shall assist the Vice-Chancellor and the Registrar as they may require, and shall perform, subject to the general superintendence of the Vice-Chancellor and the Registrar, such other duties as the Council may from time to time prescribe.

4. During the absence of or during any vacancy in the office of any of the administrative officers of the University the Council may make such arrangements as it shall think fit for the performance of the duties of the officer.

5. Except where otherwise specifically determined by the Council the rules governing the tenure of the administrative officers of the University shall be those applicable to the Professors in the case of the Registrar and those applicable to the Senior Lecturers and Lecturers in the case of other officers.

Given under the Common Seal of Monash University by
direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. XIII. THE TECHNICAL, CLERICAL AND OTHER STAFF.

1. The Council shall regulate the duties of members of the technical, clerical, domestic, outdoor and other staff of the University.

2. Members of the technical, clerical or other staff who are employed in a Department shall be appointed and may be dismissed by the Council on the recommendation of the Head of the Department.

3. Members of the technical, clerical or other staff who are employed in a Department shall be under the control and direction of the Head of the Department and may be suspended by him for misconduct or inefficiency.

4. The Council may specify which organizations in the University shall be deemed to constitute a Department for the purposes of this Statute.

5. In relation to members of the technical, clerical and other staff not employed in a Department, the functions herein assigned to the Head of a Department shall be exercised in default of other provision by the Registrar.

Given under the Common Seal of Monash University by
direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

NO. XIV. THE STIPENDS OF PROFESSORS, OFFICERS AND SERVANTS.

1. The Council may on behalf of the University contract with any Professor or other officer or any servant of the University either at the time of the appointment of such Professor or other officer or servant or subsequently to pay to such Professor or other officer or servant for future services to be rendered to the University by such Professor or other officer or servant such stipend pension or provision for retirement as may be agreed upon between them.

2. The Council may make any such contract either under the Seal of the University or in Writing not under Seal but signed by any person duly authorized by the Council by resolution in that behalf.

Given under the Common Seal of Monash University by
direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

No. XV. UNIVERSITY HOLIDAYS.

The following days and no others are to be observed as Holidays in the University:—

The day appointed for the observance of the Birthday of Her Majesty the Queen.

Such other day whether a gazetted public holiday or not as the Chancellor or Vice-Chancellor shall declare to be an appropriate occasion for the suspension of University business.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

No. XVI. THE SEAL OF THE UNIVERSITY.

1. The Seal of the University shall be in the custody of the Registrar and shall be used only as hereinafter provided.

2. The Registrar is hereby authorized to affix the Seal—

(a) to the Diploma to be issued in respect of any Degree Diploma or Licence which has been conferred or granted by the Council; and

(b) to the copy of Statutes and amendments thereof required by law to be submitted to the Governor in Council to be allowed and countersigned by him; and

(c) to Regulations and amendments thereof approved by the Council.

3. In the case of all other documents required to be under the Seal of the University the Seal shall be affixed by direction of the Council and not otherwise save that in matters which in the opinion of the Chancellor, the Deputy Chancellor or the Vice-Chancellor are formal or of special urgency the Seal may be affixed by direction of the Chancellor, the Deputy Chancellor or the Vice-Chancellor and the action thus taken shall be reported to the Council at the first opportunity.

4. In all cases of the affixing of the Seal under Section 3 of this Statute the form used shall be:—"Given under the Common Seal of Monash University" by direction of the Council, the Chancellor, the Deputy Chancellor or the Vice-Chancellor as the case may be or to the like effect; and the Seal shall be attested by the Chancellor or the Deputy Chancellor or the Vice-Chancellor and by the Registrar.

5. Whenever the Registrar is required to affix or attest the Seal and, the Registrar is absent on leave or because of illness or the office of Registrar is vacant the Seal may be affixed or attested by the Acting Registrar or, if an Acting Registrar has not been appointed, by any other person approved by resolution of the Council to do so.

Given under the Common Seal of Monash University by direction of the Council.

(SEAL)

R. R. BLACKWOOD, Chairman.

J. M. BURKE, Acting Secretary.

23rd February, 1959.

And the Honorable John Stoughton Bloomfield, Her Majesty's Minister of Education for the State of Victoria, shall give the necessary directions herein accordingly.

A. MAHLSTEDT,

Clerk of the Executive Council.