

CAP 1109 THE CHINESE UNIVERSITY OF HONG KONG ORDINANCE

Long title

To repeal and replace The Chinese University of Hong Kong Ordinance, to repeal the Chung Chi College Incorporation Ordinance, the Board of Trustees of The United College of Hong Kong Incorporation Ordinance and the New Asia College Incorporation Ordinance and to make new provision concerning the Chung Chi College, The United College of Hong Kong and the New Asia College, to make provision for Shaw College, Morningside College and S. H. Ho College and for purposes connected therewith.

(Amended 59 of 1986 s. 4)

[24 December 1976]

(Originally 86 of 1976)

Preamble

WHEREAS-

- (a) The Chinese University of Hong Kong was established and incorporated in 1963 by The Chinese University of Hong Kong Ordinance (Cap 1109 1965 Ed.) as a University with a federal constitution;
- (b) the original Colleges of the University are Chung Chi College, New Asia College and The United College of Hong Kong; (Replaced 59 of 1986 s. 4)
- (c) it is considered desirable that some of the powers and functions conferred on the said Colleges under their respective constitutions and Ordinances should be vested in The Chinese University of Hong Kong and that the principal role of the said Colleges be the provision of student-orientated teaching under the direction of The Chinese University of Hong Kong;
- (d) it is also considered desirable to make certain alterations in the constitution of The Chinese University of Hong Kong;
- (da) the Council of the University has, by special resolutions, resolved that Shaw College, Morningside College and S. H. Ho College shall be constituent Colleges by special resolution, resolved that Shaw College shall be a constituent College of the

University;

(Added 59 of 1986 s. 4)

(e) it is declared that The Chinese University of Hong Kong, in which the principal language of instruction shall be Chinese, shall continue to-

(i) assist in the preservation, dissemination, communication and increase in knowledge;

(ii) provide regular courses of instruction in the humanities, the sciences and other branches of learning of a standard required and expected of a University of the highest standing;

(iii) stimulate the intellectual and cultural development of Hong Kong and thereby to assist in promoting its economic and social welfare:

Section 1: Short title

This Ordinance may be cited as The Chinese University of Hong Kong Ordinance.

Section 2: Definitions

(1) In this Ordinance, unless the context otherwise requires-

"approved course of study" (認可課程) means a course of study approved by the Senate;

"Assembly of Fellows" (院務委員會) means the Assembly of Fellows of a constituent College; (Amended 59 of 1986 s. 4)

"Board of Trustees" (書院校董會) means the Board of Trustees of ~~a constituent College~~ an original College or Shaw College; (Amended 59 of 1986 s. 4)

"Chancellor" (監督), "Pro-Chancellor" (副監督), "Vice-Chancellor" (校長),

"Pro-Vice-Chancellors" (副校長) and "Treasurer" (司庫) respectively mean the Chancellor, Pro-Chancellor, Vice-Chancellor, Pro-Vice-Chancellors and the Treasurer of the University;

"constituent College" (成員書院) means a constituent College of the University as provided by section 3; ~~and "constituent Colleges" (成員書院各成員書院) shall be construed accordingly~~; (Replaced 59 of 1986 s. 4)

"Council" (大學校董會), "Senate" (教務會), "Convocation" (校友評議會),

"Faculties" (學院), "Schools of Studies" (專業學院) and "Boards of Studies" (學務委員會) respectively mean the Council, Senate, Convocation, Faculties, Schools of Studies and Boards of Studies of the University; (Amended 10 of 2005 s.

21)

"Fellow" (院務委員) means a Fellow of a constituent College; (Amended 59 of 1986 s. 4)

"graduates" (畢業生) and "students" (學生) respectively mean the graduates and students of the University;

~~"Head" (書院院長) means the Head of a constituent College; (Amended 59 of 1986 s. 4)~~

"Head" (院長) means, in relation to an original College or Shaw College, the Head of the College concerned;

"members" (成員) means such persons as are prescribed by the Statutes to be members of the University;

"officers" (主管人員) means the officers of the University as provided by section 5;

"original College" (原有書院) means any of the following-

- (a) Chung Chi College;
- (b) The United College of Hong Kong;
- (c) New Asia College; (Added 59 of 1986 s. 4)

"precincts" (院校範圍) means, in relation to the University, the boundaries of Lot No. 725 in Demarcation District 42;

"repealed Ordinance" (已廢除條例) means The Chinese University of Hong Kong Ordinance (Cap 1109 1965 Ed.) repealed by section 21;

"Statutes" (規程) means the Statutes of the University contained in Schedule 1 as the same may from time to time be amended or replaced under section 13(1);

"teacher" (教師) means a member of the full-time teaching staff of the University of the rank of Assistant Lecturer and above;

"University" (香港中文大學) means The Chinese University of Hong Kong (香港中文大學)

continued under section 4.

(2) A special resolution is a resolution passed at one meeting of the Council and confirmed at a subsequent meeting held not less than 1 month nor more than 6 months thereafter and which is approved at each such meeting by-

- (a) not less than three-fourths of those present and voting; and
- (b) not less than half the whole membership of the Council.

Section 5: Officers

Remarks: For the transitional provision relating to the amendments made by the

Statute Law (Miscellaneous Provisions) Ordinance 2002 (23 of 2002), see section 65 of that Ordinance.

- (1) The officers of the University shall be the Chancellor, the Pro-Chancellor, the Vice-Chancellor, the Pro-Vice-Chancellors, the Treasurer, ~~the Head of each constituent College~~ the Heads of the original Colleges and of Shaw College, the Dean of each Faculty and of the Graduate School, the Secretary, the Registrar, the Librarian, the Bursar and such other persons as may by special resolution be designated as officers. (Amended 59 of 1986 s. 4)
- (2) The Chancellor shall be the head of the University and may confer degrees in the name of the University.
- (3) The Chief Executive shall be the Chancellor. (Amended 53 of 2000 s. 3)
- (4) The Chancellor may appoint a person to be the Pro-Chancellor of the University; and the Pro-Chancellor shall exercise such powers and perform such duties as may be prescribed in the Statutes and may confer degrees in the name of the University. (Amended 23 of 2002 s. 56)
- (5) The Vice-Chancellor shall be the chief academic and administrative officer of the University and shall be a member of the Council and the Chairman of the Senate, and may confer degrees in the name of the University.
- (6) The Council shall appoint, after consultation with the Vice-Chancellor, one or more Pro-Vice-Chancellors from among the regular staff of the University to exercise such powers and perform such duties as the Council may direct.
- (7) A Pro-Vice-Chancellor shall carry out all the functions and duties of the Vice-Chancellor in the absence of the Vice-Chancellor. (Amended 23 of 2002 s. 56)
- (8) The manner and period of appointment of the Treasurer shall be prescribed by the Statutes, and his duties shall be such as the Council may determine.

Section 7: Powers and duties of the Council

Subject to this Ordinance and the Statutes, the Council shall-

- (a) be the governing and executive body of the University;
- (b) have the management and control of the affairs, purposes and

functions of the University;

- (c) have the control and management of the property and financial affairs of the University including the property of the constituent Colleges, but in the exercise of such power of control and management in respect of any immovable property ~~of any constituent College the Council shall not alter the use of any such property without the prior consent of the Board of Trustees of the constituent College concerned; of any original College or Shaw College, the Council shall not alter the use of any such property without the prior consent of the Board of Trustees of the College concerned;~~ (Amended 59 of 1986 s. 4)
- (d) make such University appointments as it thinks proper;
- (e) have power to approve the fees charged by the University in respect of approved courses of study;
- (f) provide for the custody and use of the University's seal.

Section 20: ~~Repeals Miscellaneous provisions~~

(1) The Chung Chi College Incorporation Ordinance (Cap 1081 1964 Ed.), the Board of Trustees of the United College of Hong Kong Incorporation Ordinance (Cap 1092 1964 Ed.) and the New Asia College Incorporation Ordinance (Cap 1118 1967 Ed.) are repealed.

~~(2) Schedule 3 shall have effect with respect to the constitution and powers of the Boards of Trustees of the original Colleges. (Amended 59 of 1986 s. 4)~~

(2) The constitution and powers of the Boards of Trustees of the original Colleges are set out in Schedule 3.

~~(3) Schedule 4 shall have effect with respect to the constitution and powers of the Board of Trustees of Shaw College. (Added 59 of 1986 s.4)~~

(3) The constitution and powers of the Board of Trustees of the Shaw College are set out in Schedule 4.

Schedule 1 STATUTES OF THE CHINESE UNIVERSITY OF HONG KONG

Remarks

For the transitional provision relating to the amendments made by the Statute Law (Miscellaneous Provisions) Ordinance 2002 (23 of 2002), see section 65 of that Ordinance.

[sections 2 & 13(2)]

STATUTE 1

INTERPRETATION

In these Statutes, unless the context otherwise requires-

"additional College "(新增書院) means a constituent College other than an original College or Shaw College;

"College" (書院) means a constituent College of the University as provided by section 3; ~~and "Colleges" (各書院) shall be construed accordingly; (59 of 1986 s. 4)~~

"Dean" (院長) means the Dean of a Faculty or of the Graduate School, as the case may be; (L.N. 101 of 1995)

"Department" (學系) means a Department of a Faculty established by the Council on the recommendation of the Senate and "Departments" (各學系) shall be construed accordingly; (L.N. 452 of 1994)

"Graduate School" (研究院) means the Graduate School of the University; (L.N. 101 of 1995)

"Ordinance" (條例) means The Chinese University of Hong Kong Ordinance (Cap 1109);

"unit" (單位) means an institution established or formed by the Council under section 12 of the Ordinance. (L.N. 25 of 2002)

STATUTE 3

MEMBERS OF THE UNIVERSITY

The members of the University shall be-

- (a) the Chancellor;
- (b) the Pro-Chancellor;
- (c) the Vice-Chancellor;
- (d) the Pro-Vice-Chancellors;
- (e) the Treasurer;
- (f) the members of the Council;
- (g) the Heads of the Colleges original Colleges and of Shaw College;
- (h) the members of the Senate;
- (i) Emeriti, Honorary and Research Professors;

- (j) the teachers;
- (k) the Secretary, Registrar, Librarian and Bursar;
- (ka) the University Dean of Students; (L.N. 251 of 1988; L.N. 114 of 1991)
- (l) such other persons holding such other offices or appointments at or made by the University as the Council may from time to time determine;
- (m) the graduates and such other persons as are entitled in accordance with Statute 18 to have their names placed upon the Convocation roll;
- (n) the students.

STATUTE 9

THE HEADS OF THE ~~COLLEGES~~ ORIGINAL COLLEGES AND OF SHAW COLLEGE

1A. This Statute only applies to and in relation to the original Colleges and Shaw College.

1. The Head of each College, other than the first Head, shall be appointed or re-appointed by the Council on the recommendation of a committee consisting of-
 - (a) the Vice-Chancellor, who shall be Chairman;
 - (b) one member of the Board of Trustees of the College for which the Head is to be appointed or re-appointed, elected by the Board; and
 - (c) 6 Fellows of that College elected under paragraph 6(b) of Statute 16 for the purpose by the Assembly of Fellows of that College.
2. The first Head of each College shall be appointed by the Council on the recommendation of the Vice-Chancellor in consultation with the Chairman of the Board of Trustees of the College concerned for such term as the Council shall determine.
3. The Head of a College, other than the first Head, shall be appointed for a period of 4 years and shall be eligible for re-appointment for a maximum of 2 further periods, each of 3 years.
4. The Head of a College shall be responsible for the welfare of the College and the students assigned to it and shall collaborate closely with the Vice-Chancellor in the conduct of the College and its work.
5. The Head of a College shall be the Chairman of the Assembly of Fellows of that

College.

6. A Head of a College shall be an academic, but need not be on the academic staff of the University at the time of his appointment.

STATUTE 11

THE COUNCIL

1. The Council shall consist of-

- (a) the Chairman, who shall be appointed by the Chancellor on the nomination of the Council from persons under subparagraphs (k), (l), (m) and (n);
 - (b) the Vice-Chancellor;
 - (c) the Pro-Vice-Chancellors;
 - (d) the Treasurer;
 - (da) life members appointed by the Council; (L.N. 31 of 1981)
 - (e) [in relation to the original Colleges and Shaw College](#), 2 members elected by the Board of Trustees of each College from among its own members;
 - (f) the ~~Head of each College~~[Heads of the original Colleges and of Shaw College](#);
 - (g) the Dean of each Faculty and of the Graduate School;
 - (h) [in relation to the original Colleges and Shaw College](#), one Fellow of each College elected by the College's Assembly of Fellows;
 - (i) 3 members elected by the Senate from among the academic members of the Senate;
 - (j) (Repealed L.N. 481 of 1997)
 - (k) 6 persons nominated by the Chancellor; (L.N. 481 of 1997)
 - (l) 3 persons elected by the Unofficial Members of the Legislative Council, other than Official Members, from among their own number; (67 of 1987 s. 2)
 - (m) not more than 6 other persons, normally resident in Hong Kong; who shall be elected by the Council; (L.N. 481 of 1997)
 - (n) after a date to be appointed by the Council, such number of members of the Convocation not exceeding 3 as shall be determined by the Council from time to time, to be elected by the Convocation in the manner determined by the Council.
2. (1) Persons who hold appointments in the University shall not be eligible for nomination or election under paragraph 1(k), (l), (m) or (n).

(2) (Repealed L.N. 481 of 1997)

3. The Chairman of the Council shall hold office for 3 years and

may be re-appointed for further periods of 3 years.

3A. The Chairman of the Council may confer degrees in the name of the University. (23 of 2002 s. 61)

4. (1) The nominated and elected members of the Council shall hold office for 3 years from the date of their nomination or election and shall be eligible for re-nomination or re-election:

Provided that a member elected under subparagraphs (e), (h), (i), (l) or (n) of paragraph 1 shall cease to be a member of the Council if he ceases to be a member of the body from among whose members he was elected. (L.N. 438 of 1993)

(1A) If an elected member of the Council ceases to be a member under the proviso to subparagraph (1), the body which elected him shall duly elect a successor whose membership of the Council shall be for a period not exceeding 3 years. The successor shall be eligible for re-election to which subparagraph (2) shall apply. (L.N. 438 of 1993)

(2) A body re-nominating or re-electing a member may re-nominate or re-elect, as the case may be, such member for a period of 3 years or for a period of less than 3 years. (L.N. 20 of 1988)

5. Should a nominated or elected member of the Council die or resign during his period of membership, the body which nominated or elected him shall duly nominate or elect, as the case may be, a successor whose membership of the Council shall be for a period not exceeding 3 years. Such successor shall be eligible for re-nomination or re-election, and paragraph 4(2) shall apply thereto. (L.N. 20 of 1988; L.N. 257 of 2000)

6. Members of the Council whose membership derives from paragraph 1(b), (c), (d), (f) and (g) shall remain members of the Council for so long as they hold the office or appointment by reason of which they became members of the Council.

7. The Council shall elect from among its members a Vice-Chairman who shall hold office for a period of 2 years and who may be re-elected.

8. Subject to the Ordinance and the Statutes and without derogating from the generality of its power, it is specifically prescribed-

(1) that the Council shall have the power-

(a) to make Statutes, provided that no Statute shall be made until

the Senate shall have had an opportunity of reporting thereon to the Council;

(b) to make decrees for any purpose for which decrees are or may be authorized to be made, provided that no decree shall be made until the Senate shall have had an opportunity of reporting thereon to the Council;

(c) to invest any money belonging to the University;

(d) to borrow money on behalf of the University;

(e) to sell, buy, exchange, lease or accept leases of any real or personal property on behalf of the University;

(f) to enter into, vary, perform and cancel contracts on behalf of the University;

(g) [in relation to the original Colleges and Shaw College](#), to require the Board of Trustees of each College annually to produce its audited accounts in such form and at such time as the Council may determine;

(h) to receive from public sources grants for capital and recurrent expenditure;

(i) to receive annually and for such longer periods as the Council may determine from time to time from the Vice-Chancellor, after he has consulted the Senate, and to approve, estimates of expenditure;

(j) to receive gifts and to approve, subject to such conditions as the Council thinks fit, the receipt of gifts by the Colleges;

(k) to provide for the welfare of persons employed by the University and the wives, widows and dependants of such persons, including the payment of money, pensions, or other payments and to subscribe to benevolent and other funds for the benefit of such persons;

(l) to provide for the discipline and welfare of students;

(m) to recommend the award of degrees honoris causa;

(n) after report from the Senate to establish additional Faculties or Departments or to abolish, combine or subdivide any Faculty or Department; (L.N. 452 of 1994)

(na) on the recommendation of the Senate, to determine the organization or structure of each Faculty and its Departments and to make such alterations to such organization or structure as deemed fit by the Council; (L.N. 452 of 1994)

(o) to prescribe fees of the University;

(2) that it shall be the duty of the Council-

(a) to appoint bankers, auditors and any other agents whom it deems

expedient to appoint;

- (b) to appoint an Administrative and Planning Committee;
- (c) to cause proper books of account to be kept for all sums of money received and expended by the University and for the assets and liabilities of the University so that such books give a true and fair statement of financial transactions and position of the University;
- (d) to cause the accounts of the University to be audited within 6 months after the termination of each financial year as the Council may determine;
- (e) to provide the buildings, libraries, laboratories, premises, furniture, apparatus and other equipment needed for the University;
- (f) in consultation with the Senate to encourage and provide for research by members of the University;
- (g) to review the instruction and teaching in courses of study leading to degrees, diplomas, certificates and other awards of the University;
- (h) after consultation with the Senate, to institute all teaching posts;
- (i) to administer or cause to be administered a Superannuation Fund or Funds for the benefit of persons employed by the University;
- (j) to establish Boards of Advisers and to appoint external experts thereto on the recommendation of the Senate;
- (k) to appoint on such terms and conditions as the Council may determine each Professor, Reader and Senior Lecturer and the Secretary, the Registrar, the Librarian and the Bursar on the recommendation of duly constituted Boards of Advisers;
- (l) to make, on such terms and conditions as the Council may determine, such other University appointments as the Council deems necessary;
- (m) on the recommendation of the Senate, to appoint a Chairman for each Department and a Director of Studies for each academic subject not subsumed under a Department; (L.N. 452 of 1994)
- (n) to appoint external examiners on the recommendation of the Senate;
- (o) to provide for the printing and publication of works which may be issued by the University; and
- (p) to consider reports from the Senate, and if the Council deems it proper to do so, to take action thereon.

9. The Council shall meet at least 3 times in each academic year and additionally on the written request of the Chairman of the Council or the Vice-Chancellor or any 5 members of the Council.

9A. The Council may transact any of its business by circulation of papers, and unless the Vice-Chancellor or 5 members of the Council in writing request the Chairman of the Council to refer any particular item of the business being so transacted to the next meeting of the Council, a resolution in writing which is approved in writing by a majority of the members shall be as valid and effectual as if it had been passed at a meeting of the Council. (L.N. 256 of 1998)

10. 7 days' notice in writing of any meeting of the Council shall be sent by the Secretary to each person entitled to receive notice of the meeting with the agenda thereof, and no business not included in the agenda shall be transacted if the Chairman or any 2 members present object.

11. The Council may make for the proper conduct of its business Standing Orders which it may amend or rescind by simple majority at any of its meetings provided that not less than 7 days' notice has been given in writing by the Secretary to members of the Council of the proposal so to amend or rescind.

12. The quorum at any meeting of the Council shall be 12.

STATUTE 11A

CONSTITUTIONS OF ADDITIONAL COLLEGES

1. There shall be a constitution for each additional College. The constitution shall be subject to the approval of the Council.

2. The name, structure and organization of each additional College shall be determined by the Council.

STATUTE 12

FINANCIAL PROCEDURE

1. The Council shall fix the financial year.

2. There shall be a Committee of the Council known as the Finance Committee, which shall consist of-

- (a) the Treasurer, who shall be Chairman;
 - (b) the Vice-Chancellor or his representative;
 - (c) the ~~Head of each College~~ Heads of the original Colleges and of Shaw College;
- and
- (d) 3 other persons, including persons who are not members of the Council, as the Council shall appoint.

There shall be referred to the Finance Committee all matters within the jurisdiction of the Council which have important financial implications.

3. The Finance Committee shall submit to the Council, before the beginning of the financial year, draft estimates of income and expenditure of the University and such estimates, amended as the Council may think fit, shall be approved by the Council before the beginning of the financial year.

4. The estimates shall show the income and expenditure of the University and the estimated surplus or deficit for the year. The estimated expenditure shall be shown under votes, heads and (where applicable) sub-heads. Any transfer between votes or heads shall require the sanction of the Finance Committee. Any transfer between sub-heads shall require the sanction of the Vice-Chancellor and the Treasurer, with the exception of transfers between sub-heads solely ~~concerning a College~~ concerning an original College or Shaw College, which shall require the sanction of the Head of ~~that College~~ the College concerned, subject to any rules and directions that the Finance Committee may issue.

5. The Finance Committee shall report to the Council, at such times as the Council may determine, any transfer between votes or heads. The Council may revise the estimates during the course of the financial year.

6. As soon as practicable after the end of the financial year, a balance sheet and income and expenditure account with supporting schedules shall be submitted to the auditors.

7. The audited accounts, with any comments thereon made by the auditors, shall be submitted to the Council.

8. Nothing in this Statute shall deprive the Council of power to invest surpluses or prospective surpluses at any time.

STATUTE 13

THE ADMINISTRATIVE AND PLANNING COMMITTEE

1. There shall be a Committee of the Council known as the Administrative and Planning Committee, which shall consist of-
 - (a) the Vice-Chancellor, who shall be the Chairman;
 - (b) the Pro-Vice-Chancellors;
 - (c) the ~~Head of each College~~ Heads of the original Colleges and of Shaw College;
 - (d) the Dean of each Faculty and of the Graduate School;
 - (e) the Secretary;
 - (f) the Registrar;
 - (g) the Bursar; and
 - (h) the University Dean of Students. (L.N. 103 of 1999)

The Secretary or his deputy shall serve as secretary of the Committee.
(L.N. 103 of 1999)

2. Subject to the Ordinance and the Statutes, it shall be the duty of the Administrative and Planning Committee-
 - (a) to assist the Vice-Chancellor in the performance of his duties;
 - (b) to initiate plans of University development;
 - (c) to assist the Vice-Chancellor in reviewing and co-ordinating the annual and supplementary estimates of recurrent and capital expenditures of the University, before transmitting them to the Finance Committee of the Council;
 - (d) to review or propose academic and administrative appointments that are at and above the level of Tutors and Demonstrators or their equivalent before these appointments are made;
 - (e) to deal with other matters referred to it by the Council.
3. The Administrative and Planning Committee shall report to the Council through the Vice-Chancellor.

STATUTE 14

THE SENATE

1. The Senate shall consist of-
 - (a) the Vice-Chancellor who shall be Chairman;
 - (b) the Pro-Vice-Chancellors;
 - (c) the ~~Head of each College~~ Heads of the original Colleges and of Shaw College;
 - (d) the Dean of each Faculty and of the Graduate School;
 - (e) the Professors, or the Readers in each Department in which

there is no professor; (L.N. 452 of 1994)

(f) the Chairman of each Department and the Directors of Studies if not a member under subparagraph (e); (L.N. 452 of 1994)

(fa) the Director of the School of Continuing Studies of the University; (L.N. 257 of 2000)

(g) [in relation to the original Colleges and Shaw College](#), 2 Fellows of each College elected by the College's Assembly of Fellows; (L.N. 25 of 1987)

(h) the Registrar;

(i) the Librarian; (L.N. 452 of 1994)

(j) the University Dean of Students; (L.N. 251 of 1988; L.N. 114 of 1991)

(k) the President of the University Students Union; (L.N. 251 of 1988)

(l) 1 student of each Faculty of the University elected by, and from among, full-time students in that Faculty pursuing approved courses of study for a degree of the University; (L.N. 175 of 1996; L.N. 357 of 2000)

(m) [in relation to the original Colleges and Shaw College](#), 1 student representing the Students Union of each College of the University elected by, and from among, full-time students pursuing approved courses of study for a degree of the University who are members of that Students Union. (L.N. 357 of 2000)

2. Members of the Senate (other than ~~Fellows and student members elected under paragraph 1(l) or (m)~~ [Fellows elected under paragraph 1\(g\) and student members elected under paragraph 1\(l\) or \(m\)](#)) shall remain members of the Senate for so long as they hold the office or appointment by reason of which they became members of the Senate. (L.N. 251 of 1988; L.N. 357 of 2000)

3. (a) Fellows elected under paragraph 1(g) shall hold office for 2 years from the date of their election and shall be eligible for re-election provided that they shall cease to be members of the Senate if they cease to be assigned to the College by whose Assembly of Fellows they were elected. Should an elected member die or resign from the Senate or cease to be a Fellow within the College by whose members he was elected a successor shall be duly elected who shall be a member of the Senate for the unexpired period of membership of his predecessor.

(b) Student members under paragraph 1(l) or (m) shall be elected in such manner as may be determined by the Senate. (L.N. 251 of 1988; L.N. 357 of 2000)

(c) Student members elected under paragraph 1(l) or (m) shall hold office for a period of one year and shall be eligible for re-election provided that no student shall be a member of the Senate for more than 2 consecutive terms of office. If a student member resigns or ceases to be a member of the Senate and his unexpired period of membership is 6 months or longer, then a successor shall be elected in accordance with subparagraph (b) for that unexpired period of membership, but if his unexpired period of membership is shorter than 6 months, then no successor shall be elected for that unexpired period of membership. (L.N. 251 of 1988; L.N. 357 of 2000)

(d) A student member shall cease to be a member of the Senate if he ceases to be a registered student of the University or if he is suspended from pursuing full-time study at the University. (L.N. 251 of 1988)

4. Subject to the Ordinance and Statutes, the Senate shall have the following powers and duties-

(a) to promote research by members of the University;

(b) to regulate the admission of persons to approved courses of study and their attendance at such courses; and to assign students to Colleges with due regard to the preferences of both the students and the Colleges;

(c) to direct and regulate the instruction and teaching in approved courses of study and to conduct the examinations leading to degrees, diplomas, certificates and other awards of the University;

(d) to consider, upon the advice of the Assembly of Fellows of each College, measures necessary for the conduct of student-orientated teaching, and to consider also measures necessary for the conduct of subject-orientated teaching;

(e) to make, after report from the Faculties concerned, all regulations for giving effect to the Statutes and decrees relating to approved courses of study and examinations;

(f) to appoint internal examiners after report from the Boards of the Departments concerned; (L.N. 452 of 1994)

(g) to recommend after report from the Boards of the Departments concerned external examiners for appointment by the Council; (L.N. 452 of 1994)

(h) to recommend the conferment of degrees (other than degrees honoris causa) and to award diplomas, certificates and other distinctions;

(i) to fix, subject to any conditions made by the donors and

accepted by the Council, the times, the mode and the conditions of competition for University scholarships, bursaries and prizes, and to award the same;

(j) to recommend to the Council the institution, abolition or holding in abeyance of all teaching posts and the assignment of teachers to a College after consultation with the Assembly of Fellows (where one has been established) of the College concerned; (L.N. 25 of 1987)

(ja) to assign teachers-

(i) to Faculties, Departments and Schools of Studies; and

(ii) to units, if the Senate thinks it fit in relation to such units; (L.N. 25 of 2002)

(k) to recommend to the Council external experts to serve as members of Boards of Advisers; (L.N. 100 of 1984)

(l) to report to the Council on all Statutes and Decrees and proposed changes thereof;

(m) to report to the Council on any academic matter;

(n) to discuss any matter relating to the University and to report its views to the Council;

(o) to report to the Council on any matters referred to the Senate by the Council;

(p) to consider estimates of expenditure prepared in respect of the University, and to report thereon to the Council;

(q) to formulate, modify or revise schemes for the organization of Faculties and to assign to such Faculties their respective subjects; also to report to the Council on the expediency of establishing at any time other Faculties or as to the expediency of abolishing, combining or sub-dividing any Faculties;

(r) (Repealed L.N. 452 of 1994)

(s) to supervise the libraries and laboratories;

(t) to require any undergraduate or student on academic grounds to terminate his studies at the University;

(u) to determine-

(i) the academic year which shall be a period not exceeding 12 consecutive months, and

(ii) the academic terms which shall be part of an academic year;

(v) to exercise such other powers and perform such other duties as the Council may authorize or require.

5. The Senate shall hold at least 3 meetings in each academic year

and additionally at any time at the direction of the Chairman or on the written request of any 10 members of the Senate. (L.N. 251 of 1988)

5A. (a) The Senate may determine—

- (i) whether student members of the Senate and of such committees and other bodies as the Senate may establish are allowed to participate in that part of meetings considering reserved areas of business; and
- (ii) (if they are so allowed) the manner of their participation.

(L.N. 5 of 2006)

(aa) Those student members who are allowed to participate in that part of meetings considering reserved areas of business may, subject to such conditions as the Senate may determine, access and read the papers relating to those areas. (L.N. 5 of 2006)

(b) The reserved areas of business are the following-

- (i) matters affecting the appointment, promotion and other affairs relating to teachers and members of the University staff as individuals;
- (ii) matters affecting the admission and academic assessment of students as individuals;
- (iii) expenditure estimates and other matters concerning the finances of the University.

The Chairman of the Senate, or the Chairman of the committee or other body established by the Senate, as the case may be, may decide in any case of doubt whether or not a matter falls within one of the reserved areas of business referred to above and his decision shall be final. (L.N. 251 of 1988)

6. 7 days' notice in writing of any meeting of the Senate shall be sent by the Registrar to each person entitled to receive notice of the meeting with the agenda therefor and no business not on such agenda shall be transacted if the Chairman or any 4 members present object. (L.N. 251 of 1988)

7. The Senate may make for the proper conduct of its business Standing Orders which it may amend or rescind by simple majority at any of

its meetings provided that not less than 7 days' notice has been given in writing by the Registrar to members of the Senate of the proposal so to amend or rescind.

8. The quorum at any meeting of the Senate be 24. (L.N. 251 of 1988)

STATUTE 15

THE FACULTIES AND THE GRADUATE SCHOOL

1. The Vice-Chancellor shall be a member of each Faculty. (L.N. 452 of 1994)
2. Each teacher assigned by the Senate to a Faculty or Faculties shall be a member of such Faculty or Faculties during the tenure of his appointment. (L.N. 25 of 2002)
3. The members of each Faculty shall elect, in such form and manner as may be determined by the Senate, a Dean of their Faculty from among the members of their Board of Faculty who hold the rank of Senior Lecturer or above; and a Dean so elected shall hold office for a term of 3 years.
4. Subject to paragraph 3-
 - (a) the Dean of any Faculty shall be eligible for re-election for a second and a third consecutive term of office but if he does not seek re-election or is not re-elected he shall not be eligible for another term of office until 2 years after he ceases to be Dean;
 - (b) any person who is Dean of any Faculty for 3 consecutive terms of office shall not be eligible for another term of office until 2 years after he ceases to be Dean. (L.N. 67 of 1987, L.N. 267 of 1993)Subparagraphs (a) and (b) shall also apply to any person who is elected to a further term of office as Dean of any Faculty 2 or more years after he has ceased to be Dean. (L.N. 267 of 1993)
5. Each Faculty shall meet at least once a year, and shall have the power to discuss any matters relating to the Faculty and to express its opinion thereon to the Senate.
6. A Board of Faculty shall be established for each Faculty and shall consist of-
 - (a) the Vice-Chancellor;
 - (b)-(c) (Repealed L.N. 452 of 1994)
 - (d) the Dean, who shall be Chairman;
 - (e) the Chairman of each Department within the Faculty; (L.N. 452 of 1994)
 - (f) other Professors, Readers and Directors of Studies within the Faculty;
 - (g) [in relation to the original Colleges and Shaw College](#), one representative of each

Assembly of Fellows who shall be a member of the Faculty; (L.N. 452 of 1994)

(h) 2 Senior Lecturers elected by the Senior Lecturers within the Faculty;

(i) 4 Lecturers or Assistant Lecturers elected by the Lecturers and Assistant Lecturers within the Faculty.

7. The Board of Faculty shall co-ordinate the activities of the Departments within the Faculty and it shall be its function to consider and deal with the recommendations of the Departments- (L.N. 452 of 1994)

(a) on the content of courses for the degree or degrees; and

(b) on the details of syllabuses.

8. The Dean of the Graduate School shall be appointed by the Council on the recommendation of the Vice-Chancellor for a period to be determined by the Council.

9. The Council of the Graduate School shall consist of-

(a) the Dean of the Graduate School, who shall be Chairman;

(b) the Deans of the Faculties;

(c) the Heads of the Divisions in the Graduate School;

(d) the Librarian;

(e) the Master of the Postgraduate Hall Complex.

10. Subject to the Ordinance and the Statutes, the Council of the Graduate School shall have the following powers and duties-

(a) to advise the Senate on all graduate programmes of studies;

(b) to co-ordinate the activities of the Divisions within the Graduate School;

(c) to consider and deal with the recommendations of the various Divisions on the content of courses and on the details of syllabuses.

STATUTE 16

FELLOWS

1. The Council shall initially appoint 6 Fellows for each College on the recommendation of a Committee consisting of-

(a) the Vice-Chancellor, who shall be Chairman;

(b) 3 Professors, Readers or Senior Lecturers nominated by staff in those grades, who are on the existing staff of that College; and

(c) 3 Lecturers or Assistant Lecturers nominated by staff in those grades, who are on the existing staff of that College.

At least 3 of the 6 Fellows so appointed shall be drawn from the existing staff of that College.

~~2.—The Fellows of each College appointed under paragraph 1, together with the Head of the College, shall form an Assembly of Fellows for that College.~~

2A. In relation to the original Colleges and Shaw College, the Fellows of each College appointed under paragraph 1 shall, together with the Head of that College, form an Assembly of Fellows of that College.

2B. In relation to the additional Colleges, the Fellows of each College appointed under paragraph 1 shall form an Assembly of Fellows of that College.

~~3.—The Head of a College shall be the Chairman of the Assembly of Fellows of that College.~~

3. In relation to the original Colleges and Shaw College, the Head of a College shall be the Chairman of the Assembly of Fellows of that College.

4. Subject to paragraph 6, the Assembly of Fellows of each College may elect additional Fellows to that Assembly from the academic staff of the University who have been assigned to the College concerned.

5. A Fellow shall hold office for 5 years and shall be eligible to hold office again as a Fellow.

6. In relation to the original Colleges and Shaw College, the Assembly of Fellows of each College shall-

- (a) elect one of their number to be a member of the Council; and
- (b) when necessary, elect 6 Fellows of varying academic seniority for the purposes of serving on the Committee constituted under paragraph 1 of Statute 9.

6A. The Assembly of Fellows of each College shall be responsible for-

- (a) arranging the tutorial instruction, pastoral counselling and student-orientated teaching of the students assigned to the College;
- (b) the supervision of residential accommodation for certain students at the College; and
- (c) the maintenance of discipline within the College.

~~6.—The Assembly of Fellows of each Collegeshall-~~

- ~~(a) elect one of their number to be a member of the Council;~~
- ~~(b) when necessary, elect 6 Fellows of varying academic seniority for the purposes of serving on the Committee constituted under paragraph 1 of Statute 9;~~
- ~~(c) be responsible for-~~
 - ~~(i) arranging the tutorial instruction, pastoral counselling and student-orientated teaching of the students assigned to the College;~~

- ~~(ii) the supervision of residential accommodation for certain students at the College; and~~
- ~~(iii) the maintenance of discipline within the College.~~

7. An Assembly of Fellows may make Standing Orders for the proper conduct of its business.

STATUTE 19

ACADEMIC STAFF

The academic staff of the University shall consist of-

- (a) the Vice-Chancellor;
- (b) the Pro-Vice-Chancellors;
- (c) the ~~Head of each of the Colleges~~Heads of the original Colleges and of Shaw College;
- (d) the teachers;
- (e) the Librarian; and
- (f) such other persons as the Council on the recommendation of the Senate may prescribe.

STATUTE 20

APPOINTMENT OF ACADEMIC AND SENIOR ADMINISTRATIVE STAFF

1. There shall be Boards of Advisers which shall make recommendations to the Council concerning the appointment of academic and senior administrative staff. Recommendations concerning the appointment of academic staff shall be conveyed through the Senate.
2. The Board of Advisers for each appointment of Professor, Reader and Senior Lecturer shall consist of-
 - (a) the Vice-Chancellor, or a deputy appointed by him, who shall be Chairman;
 - (b) one member of the Council appointed by the Council, who is not a member of the College to which the appointee will be assigned;
 - (c) 2 members of the Senate, appointed by the Senate, who are not members of the College to which the appointee will be assigned;
 - ~~(d) the Head of the College to which the appointee will be assigned;~~

(d) (if the College to which the appointee will be assigned is an original College or Shaw College) the Head of the College concerned;

(e) the Chairman of the Department or head of the unit in which the appointment is to be made, except that no such Chairman or head shall serve on a Board that is concerned with a post senior to his own post; and (L.N. 452 of 1994; L.N. 25 of 2002)

(f) 2 external experts.

3. The Board of Advisers for each appointment of Lecturer shall consist of-

(a) the Vice-Chancellor, or a deputy appointed by him, who shall be Chairman;

(b) one member of the Council appointed by the Council, who is not a member of the College to which the appointee will be assigned;

(c) 2 members of the Senate appointed by the Senate, who are not members of the College to which the appointee will be assigned;

~~(d) the Head of the College to which the appointee will be assigned;~~

(d) (if the College to which the appointee will be assigned is an original College or Shaw College) the Head of the College concerned;

(e) the Chairman of the Department or head of the unit in which the appointment is to be made; and (L.N. 452 of 1994; L.N. 25 of 2002)

(f) if considered necessary or desirable by the Council, one external expert. (L.N. 267 of 1993)

4. The Board of Advisers for each appointment of Assistant Lecturer shall consist of-

(a) the Vice-Chancellor, or a deputy appointed by him, who shall be Chairman;

(b) one member of the Council appointed by the Council, who is not a member of the College to which the appointee will be assigned;

(c) one member of the Senate appointed by the Senate, who is not a member of the College to which the appointee will be assigned;

~~(d) the Head of College to which the appointee will be assigned;~~

(d) (if the College to which the appointee will be assigned is an original College or Shaw College) the Head of the College concerned; and

(e) the Chairman of the Department or head of the unit in which the appointment is to be made. (L.N. 452 of 1994; L.N. 25 of 2002)

STATUTE 24

REMOVAL FROM OFFICE, MEMBERSHIP OR APPOINTMENT

1. The Council may for good cause as defined in paragraph 2 remove the Treasurer from his office and any member of the Council other than the Chairman and any person appointed under paragraph 1(k) and (1) of Statute 11 from his membership of the Council.
2. "Good cause" (好的因由) in paragraph 1 means-
 - (a) conviction of any crime which shall be judged by the Council to be of an immoral, scandalous or disgraceful nature;
 - (b) actual physical or mental incapacity which shall be judged by the Council to prevent the proper execution of the duties of the officer or membership; or
 - (c) any conduct which shall be judged by the Council to be of an immoral, scandalous or disgraceful nature.
3. The Council may for good cause as defined in paragraph 5 remove from their appointments the Vice-Chancellor, the Pro-Vice-Chancellors, the ~~Head of each of the Colleges~~Heads of the original Colleges and of Shaw College, any of the Professors or Readers or Senior Lecturers, the Secretary, the Registrar, the Librarian, the Bursar and any other person holding an academic or administrative appointment made by the Council.
4. The Council may and shall if requested by the person concerned or by any 3 members of the Council before such removal appoint a committee consisting of the Chairman of the Council, 2 other members of the Council and 3 members of the Senate to examine the complaint and to report to the Council thereof.
5. "Good cause" (好的因由) in paragraph 3 means-
 - (a) conviction of any crime which the Council after consideration if necessary of a report of the committee referred to in paragraph 4 shall consider to be of an immoral, scandalous or disgraceful nature;
 - (b) actual physical or mental incapacity which the Council after consideration if necessary of a report of the committee referred to in paragraph 4 shall consider to be such as to render the person concerned unfit for the execution of the duties of his office or appointment;
 - (c) conduct of an immoral, scandalous or disgraceful nature which the Council after consideration if necessary of a report of the committee referred to in paragraph 4 shall consider to be such as to render the person concerned unfit to continue to hold his office or appointment;

(d) conduct which the Council after consideration if necessary of a report of the committee referred to in paragraph 4 shall consider to be such as to constitute failure or inability to perform the duties of his office or appointment or to comply with the conditions of the tenure of his office or appointment.

6. Subject to the terms of his appointment no person referred to in paragraph 3 shall be removed from his appointment save for good cause as defined in paragraph 5 and in pursuance of the procedure specified in paragraph 4.

STATUTE 25

THE STUDENTS AND ASSOCIATE STUDENTS

1. No student shall be permitted to pursue an approved course of study for a Bachelor's degree of the University unless he shall have-

- (a) been admitted by and to the University;
- (b) been registered as a matriculated student of the University; and
- (c) satisfied such other requirements for admission to the course as shall have been prescribed by regulation.

2. No student shall be permitted to pursue an approved course of advanced study or research leading to a certificate, diploma or higher degree of the University unless he shall have-

- (a) been admitted by and to the University;
- (b) been registered as an advanced student of the University; and
- (c) satisfied such other requirements for admission to the course as shall have been prescribed by regulation.

3. No student shall be permitted to pursue an approved course of study or research not leading to a degree or diploma of the University unless he shall have-

- (a) been registered as an associate student of the University; and
- (b) satisfied such other requirements for admission to the course as shall have been prescribed by regulation.

4. Each student shall be subject to the disciplinary control of the University.

5. The University may demand and receive from any student such fees as the Council may from time to time determine.

6. The Senate shall from time to time determine the requirements which an applicant must fulfil for matriculation as a student of the

University.

7. There may be a University Students Union. The constitution shall be subject to the approval of the Council.

8. There may be a Students Union for each College. The constitution shall be subject to the approval of the Council, on the recommendation of the Assembly of Fellows of the College concerned.

STATUTE 26

DEGREE AND OTHER AWARDS

12. The Council shall not recommend the award of any degree of Master or Doctor honoris causa except after consideration of recommendations submitted by an Honorary Degrees Committee consisting of-

- (a) the Chancellor;
- (b) the Vice-Chancellor;
- (c) the ~~Heads of the Colleges~~ Heads of the original Colleges and of Shaw College;
- (d) the Chairman of the Council;
- (e) 2 members of the Council nominated by the Council; and
- (f) ~~members of the Senate, equal in number to the number of the Colleges, elected by the Senate.~~
4 members elected by the Senate from among its own members.

Schedule 3: CONSTITUTION AND POWERS OF THE BOARDS OF TRUSTEES OF THE ORIGINAL COLLEGES—

[sections ~~19(2) &~~ 20(2)]

Schedule 4: CONSTITUTION AND POWERS OF THE BOARD OF TRUSTEES OF SHAW COLLEGE