

**2004**

**THE UNIVERSITY OF MELBOURNE**

**COUNCIL MEETING NO 8**

A meeting of the Council was held in the Council Chamber, 1<sup>st</sup> Floor, Old Quadrangle on Monday 13 September 2004 at 4.00 p.m.

**Present**

**Members**

The Chancellor, Ms F S Marles (In the Chair)  
The Vice-Chancellor (Professor K C Lee Dow)  
The President of Academic Board (Professor L Skene)  
Mr T L Anning, Justice S M Crennan, Dr M Doig, Associate Professor M A Elgar,  
Mr G Hehir, Judge I Lawson, Dr B Lochtenberg, Mr J Osborn, Professor P Pattison,  
Ms R Storelli, Mr E Thornley.

**Others Attending**

The President of Convocation (Dr R Condon)  
The President of the Postgraduate Association (Mr M Bellegham)  
The Nominee of the Student Union (Mr R D'Souza)  
The Chair of the Student Representation Working Group (Mr P Donegan)  
The Deputy Vice-Chancellor (Research) (Professor F P Larkins)  
The Deputy Vice-Chancellor (Academic) (Professor P McPhee)  
The Senior Vice-Principal (Mr I Marshman)  
The Vice-Principal and Chief Financial Officer (Mr D Percival)  
The Vice-Principal and General Counsel (Mr C Penman)  
The Vice-Principal (Property & Buildings) (Dr D Daines)  
The University Secretary (Mr L Currie)  
The Assistant University Secretary (Mr J Green)

Mr B Wardley, Ms C Buckridge, Ms R Trott

## Business

### 1. Apologies and Leave of Absence [Item A.01]

An apology was received from The Hon. Mr Justice Chernov, Mr I Renard, Hon. Mr David White and Mr L Williams.

### 2. Returning Officer's Report [Item A.02]

The University Secretary advised that the election of a Council member by and from the postgraduate students had been conducted under delegation by the Postgraduate Association, as required by Regulation 2.1.R1, and Ms Catherine Ellis declared elected for 2005.

The University Secretary advised that he had called for nominations for a member of Council elected by the general staff for a two year term commencing on 1 January 2005, and nominations would close at 12 noon on 22 September.

The University Secretary advised that, in accordance with the provisions of Regulation 2.1.R1, he had revoked the delegation to MUSUI of the conduct of the election of the member of Council elected by and from all the enrolled students, and would conduct that election himself, as the regulation provides. Accordingly, a call for nominations for a member of Council in 2005 elected by all the enrolled students was issued on Friday 10 September, and would close on 24 September.

### 3. Minutes of Previous Meeting [Item A.1 (a)]

3.1 The minutes of Council meeting 7/04 held on 12 July 2004, copies of which had been distributed, were confirmed.

3.2 The Action Sheet was noted from Meeting No. 7/04.

### 4. Starring of Additional Items [Item A.2 (a)]

Items A.5 (a) 4, A.5 (b) 1, A.6 (a) 4, A.6 (b) 1 and B.2 (a) 6 were starred for discussion.

### 5. Motion to Adopt or Receive "Unstarred Items of Business" [Item A.2 (b)]

In accordance with established procedure, it was formally agreed that the items of business that were not to be specifically discussed should be adopted where containing **recommendations** or received where containing reports.

### 6. Chancellor's Matters [Item A.3 (a)]

#### 6.1 Council Meeting Dates

6.1.1 Council approved the **recommendation** that its October meeting be rescheduled for October 4.

6.1.2 Council adopted the **recommendation** that Standing Resolution 3.23.1 be amended to read as follows:

*"Council meetings will be scheduled on the first or second Monday of each month from March to December, the precise dates to be determined by Council in the second half of each year for the ensuing year, having regard to the dates of public holidays and the availability of senior officers. The June and August meetings will normally take the form of informal briefing sessions."*

6.1.3 Council scheduled the following meeting dates for 2005 -

7 March  
11 April  
9 May  
6 June  
11 July  
8 August  
5 September  
10 October  
14 November  
and a date in December to be determined.

**7. Motions on Notice re Student Representation Working Group [Item A.3 (b)]**

Council had before it a motion on notice and associated papers from Lachlan Williams, the member of Council elected by the postgraduate students, the motion being that the University recognise the new student organisation as being representative of the undergraduate students only. The President of the postgraduate association and the Chair of the Student Representation Working Group (SRWG) were present for the discussion of this item, and were invited by the Chancellor to put their views to Council. After lengthy discussion, in which it was noted that the SRWG had yet to complete its work, Council adjourned consideration of the motion on notice until the advice of the SRWG is received or the December meeting of Council, whichever is the earlier.

**8. Vice-Chancellor's Report [Item A.4]**

Council received the Vice-Chancellor's Report together with a Supplementary Report, and approved the following **recommendations**:

**8.1 Chair of Legislation Committee**

Council approved Hon. Justice Crennan's appointment as chair of the Legislation Committee.

**8.2 Melbourne University Publishing Limited**

8.2.1 Council agreed that from 1 July 2004 the director's fee for the external Chair of Melbourne University Publishing be set at \$60,000 p.a.

8.2.2 Council approved the changes to the Constitution of Melbourne University Publishing Limited, to increase the number of external Directors with relevant industry experience from three to four and delete the Rule requiring the Victorian Auditor-General to approve the appointment of the Corporations Law Auditor, as set out in Appendix A to the Report.

**8.3 Victorian Partnership for Advanced Computing Limited (VPAC)**

Council authorise the adoption of a new constitution for the Victorian Partnership for Advanced Computing Limited (as set out at Appendix B to the Report).

**8.4 Arrangements for Student Representation**

Council **resolved** as follows:

- to accept the proposed arrangements for interim student representation and continued development of a new student representative organisation, as set out

in the document “Arrangements for Student Representation” (Attachment B to the Vice-Chancellor’s Supplementary Report);

- to note that in approving the 2005 MUSUL Budget, Council would be unwilling to support expenditure of Amenities and Services Fee funds on Interim Student Representation Committee activities beyond the end of semester 1, 2005;
- that Melbourne University Student Union Incorporated cease to be recognised with effect from 1 January 2005;
- that the Legislation Committee of Council be requested to bring forward legislation to repeal Statute 15.1 with effect from 1 January 2005;
- to note that on receipt of a fully developed proposal from the Interim Student Representation Committee, Council would be willing to consider its recognition as a student organisation of the University, from January 2005 until the date of formation of the new student representative body;
- to note that a replacement statute should be drafted for Council’s consideration at such time that any recommendation is made for recognition of a new student representative body; and
- to authorise amendment to the constitution of MU Student Union Limited to allow -
  - for 2005, election of undergraduate representatives to MUSASC through elections conducted by, or under the direction of, the University Secretary, and
  - from 2006, appointment of undergraduate representatives to MUSASC through the substitution of a successor body to MUSUI recognised by Council, for references to MUSUI in clause 11.9 and Schedule 2.

#### **8.5 Use of Predicted Scores for Selection into Undergraduate Courses**

In response to a member’s query, the President of the Academic Board undertook to bring forward further information on the use of predicted International Baccalaureate scores for selection, including advice as to why these arrangements were attached to particular schools.

#### **8.6 Operational Plan 2005**

Council noted that the 2005 Operational Plan would come before it for adoption at its November meeting, in conjunction with the 2005 Budget.

### **9. Administrative Committee [Item A.5 (a)]**

Council received the report of meetings 9/04, 10/04 and 11/04 of the Administrative Committee held on 21 July, 4 and 18 August 2004, respectively.

### **10. Administrative Committee [Item A.5 (b)]**

10.1 Council received the report of meeting 12/04 of the Administrative Committee held on 1 September 2004.

#### **10.2 Late Re-enrolment Fee**

A member requested that Council at its next meeting receive a report on the communication plan for these arrangements, including information on the plan’s effectiveness.

## **11. Endowments and Trusts Committee [Item A.5 (c)]**

Council received a report of meeting 3/04 of the Endowments and Trusts Committee held on 18 May 2004.

11.1 Council adopted the **recommendation** to amend section 2 of the Regulation 17.1R6 by replacing sub-section A2(8) as follows:

“(8) *Acquittal of Trust Funds*

(a) *Dean and heads of non-academic departments may authorize expenditure from trust funds. All trust expenditure must be reported annually in the relevant trust compliance report which is submitted to Council on the recommendation of the Endowments and Trusts Committee.*

(b) *Trust income must be expended only for purposes prescribed by the relevant regulation.”*

## **12. Planning and Budget Committee [Item A.6 (a)]**

Council received the report of meeting 6/04 of the Planning and Budget Committee held 14 July 2004.

### **12.1 Refilling of the Chair in Criminology, Faculty of Arts**

Council adopted the **recommendation** that the Chair in Criminology be refilled in 2004 (Appendix 1).

### **12.2 Proposal to establish the Centre for R&D Leadership**

Council adopted the **recommendation** that the Centre for R&D Leadership be established within the Faculty of Medicine, Dentistry and Health Sciences (Appendix 2).

### **12.3 Operational Performance Review 2004 (including Academic Department Audits)**

Council agreed to bring this material (Appendix 4 to the Report) forward for discussion at its October meeting. Council noted that it should consider its processes for reviewing such material at its 2005 Planning Conference, at which time it would be considering the University submission to AUQA.

## **13. Planning and Budget Committee [Item A.6 (b)]**

Council received the report of meeting 7/04 of the Planning and Budget Committee held on 11 August 2004.

### **13.1 Proposal to rename the Institute of Land and Food Resources as a Faculty**

Council adopted the following **recommendations**:

- (i) the name change from Institute of Land and Food Resources to Faculty of Land and Food Resources with effect from 1 January 2005;
- (ii) the change in the terms of reference of the LFR Board;
- (iii) the change in membership categories of Faculty; and
- (iv) the amendment of University regulations to effect these changes as described in Appendix 1.

### 13.2 **Affiliation Agreement with the Anti Cancer Council**

Council adopted the **recommendation** that a formal affiliation be established between The University of Melbourne and the Cancer Council of Victoria subject to the proposed affiliation agreement (Appendix 2).

### 14. **Committee on Convocation [Item A.7 (a) and (b)]**

Council received the report of meetings 5/04 and 6/04 of the Committee of Convocation held 21 July and 18 August 2004, respectively.

### 15. **Academic Board [Item B.1 (a)]**

Council received the report of meeting 6/04 of the Academic Board held on 22 July 2004. The president also made a brief oral report.

#### 15.1 **Chair Selection Committee**

Council adopted the Board's **recommendation** to establish a selection committee for the Chair of Criminology as set out in Appendix A.

#### 15.2 **New Student Awards**

Council adopted the Board's **recommendation** for the establishment of the following new student awards:

- Alistair Nicholson Law Scholarship (Appendix B)

#### 15.3 **Academic Board Resolutions on Selection**

Council adopted the Academic Board's resolutions on Selection for the following new and revised courses, as set out in Appendix C to the report:

- Graduate Certificate in Arts
- Graduate Certificate in Indigenous Arts Management
- Graduate Diploma in Arts
- Graduate Diploma in Professional Accounting
- Postgraduate Certificate in Business Forensics
- Postgraduate Certificate in Human Resource Management
- Postgraduate Diploma in Arts
- Postgraduate Diploma in Human Resource Management
- Postgraduate Diploma in Community Cultural Development Practice
- Master of Community Cultural Development Practice

### 16. **Academic Board [Item B.1 (b)]**

Council received the report of meeting 7/04 of the Academic Board held on 26 August 2004.

#### 16.1 **New Courses**

Council adopted the Board's **recommendation** for the introduction of the following new courses:

- Bachelor of Music Theatre (Appendix A)
- Postgraduate Certificate in Innovation Management (Appendix B)
- Postgraduate Certificate in Regulatory Management (Appendix C)
- Master of Sound Design (by research) (Appendix D)

## 16.2 **Cancelled Courses**

Council adopted the Board's **recommendation** for the cancellation of the following courses:

- Postgraduate Diploma in Australian Art and Culture
- Postgraduate Diploma in Arts Criticism

## 16.3 **Student Awards**

Council adopted the Board's **recommendation** to the establishment of the following student awards:

- Clayton Utz Award for Dispute Management (Appendix E)
- Clayton Utz Award for Principles of Private Law (Appendix F)

## 16.4 **Selection Matters**

16.4.1 Council adopted the Board's **recommendation** of alternative entry pathways into undergraduate courses for international students who have undertaken studies in China and Malaysia and in foundation studies programs in Australia, as set out in Appendix G to the report.

16.4.2 Council adopted the Board's **recommendation** of new and revised Academic Board Resolutions on Selection for courses in the Faculties of Arts and Medicine, Dentistry and Health Sciences, the Institute of Land and Food Resources and the Melbourne Business School, as set out in Appendix H to the report.

## 17. **Finance Committee [Item B.2 (a)]**

Council received the report of meeting 5/04 of the Finance Committee held on 21 July 2004.

### 17.1 **Funding for Melbourne Theatre Company building, Southbank**

Council approved the allocation of \$7.5m from University Reserve Funds to fund the shortfall in the Melbourne Theatre Company Theatre development, noting that a further \$2.5m from that source may also be required for cost escalation.

## 18. **Finance Committee [Item B.2 (b)]**

Council received the report of meeting 6/04 of the Finance Committee held on 25 August 2004.

### 18.1 **Relocation of Unit from Hawthorn Campus**

Council adopted the **recommendation** to allocate \$310,000 from University Reserve Funds to facilitate the relocation of the Training Services & Development Unit of the Department of Education Policy and Management, Faculty of Education, from the Hawthorn Campus to 234 Queensberry Street.

### 18.2 **Changes to Regulation 17.1.R6 Purchasing Procedures and Delegations in Relation to Financial Matters**

Council approved in principle proposed amendments to Regulation 17.1.R6 - Purchasing Procedures and Delegations in relation to Financial Matters (Appendix A).

### 18.3 **Funding of Economics and Commerce Building Project**

Council agreed to allocate \$9 million from University Reserve Funds to fund the next stage of the Economics and Commerce Building project development.

## 19. **Human Resources Committee [Item B.3 (a)]**

Council received the report of meeting 3/04 of the Human Resources Committee held on 17 August 2004.

### 19.1 **Human Resources Delegations**

Council approved the proposed changes to human resource delegations as shown in Attachment A to the report.

## 20. **Buildings and Estates Committee [Item B.4 (a)]**

Council received the report of meeting 6/04 of the Buildings and Estates Committee held on 15 July 2004.

## 21. **Committee on Staff Salaries [Item B.6 (a)]**

Council received the report of meeting 5/04 of Committee on Staff Salaries held on 16 July 2004.

## 22. **Council Nominations and Governance Committee [Item B.7 (a)]**

Council received the report of meeting 2/04 of Council Nominations and Governance Committee held on 6 August 2004.

## 23. **Council Nominations and Governance Committee [Item B.7 (b)]**

Council received the report of meeting 3/04 of Council Nominations and Governance Committee held on 18 August 2004.

23.1 Council adopted the **recommendation** of appointment of Ms Eda Ritchie to fill the vacancy created by the resignation of Hon Bill Forwood.

## 24. **Legislation Committee [Item C]**

Council received the report of meeting 5/04 of the Legislation Committee held on 23 August 2004, together with a tabled amended version of item 14 of the regulations.

24.1 Council made the following Regulations as detailed in the report:

- |     |                                                                                                |                                                                                                                                                 |
|-----|------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------|
| (1) | Amendment of Regulation 5.1.R1 recommended by Planning and Budget Committee                    | <i><u>To change the name of the Institute of Land and Food Resources and restructure it as a faculty of the University (63/04)</u></i>          |
| (2) | Revocation of Regulation 5.1.R3 recommended by the Planning and Budget Committee               | <i><u>To revoke the regulation governing the Institute of Land and Food Resources (64/04)</u></i>                                               |
| (3) | Revocation and re-making of Regulation 5.1.R4 recommended by the Planning and Budget Committee | <i><u>To replace the former Institute Board of the Institute of Land and Food Resources with a revised board of the new faculty (67/04)</u></i> |

- |      |                                                                                             |                                                                                                                                        |
|------|---------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------|
| (4)  | Making of a Regulation R6.XXX recommended by the University Secretary                       | <u><i>To govern the Fred Ledgar Prize in Urban Planning Fund (76/04)</i></u>                                                           |
| (6)  | Amendment of Regulation R6.72 recommended by the University Secretary                       | <u><i>To govern the Ronald William Caporn Prize (69/04)</i></u>                                                                        |
| (8)  | Amendment of Regulation R6.72 recommended by the University Secretary                       | <u><i>To govern The Sir Louis Matheson Prize (57/04)</i></u>                                                                           |
| (9)  | Amendment of Regulation R6.72 recommended by the University Secretary                       | <u><i>To govern the Alistair Nicholson Memorial Scholarship(55/04)</i></u>                                                             |
| (10) | Amendment of Regulation 7.1.R2 recommended by the University Secretary                      | <u><i>To add a Chair to Schedule A of the regulation governing academic and general staff ranks and titles (73/04)</i></u>             |
| (11) | Amendment of Regulation R7.1.R2 recommended by the University Secretary                     | <u><i>To add a Chair in the schedule of Chairs to the regulation governing academic and general staff ranks and titles (74/04)</i></u> |
| (12) | Amendment of Regulation 7.1.R2 recommended the University Secretary                         | <u><i>To add a Chair to Schedule A of the regulation governing academic and general staff ranks and titles (75/04)</i></u>             |
| (14) | Amendment of Regulation 8.1.R9 recommended by the University Secretary (as tabled)          | <u><i>To make provision in the regulation for fees associated with access cards (71/04)</i></u>                                        |
| (15) | Amendment of Regulation 10.1.R1 recommended by the Administrative Committee                 | <u><i>To amend fees in relation to testamurs (72/04)</i></u>                                                                           |
| (16) | Revocation and re-making of Regulation 17.1.R7 recommended by the Student Support Committee | <u><i>To replace the Sport and Physical Recreation Rules of Regulation 17.1.R 7 (65/04)</i></u>                                        |

#### 24.2 Items Withdrawn:

- |     |                                                                           |                                                                                                                 |
|-----|---------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------|
| (1) | Amendment of Statute 5.3 recommended by the Planning and Budget Committee | <u><i>To make provision for the appointment of a dean in the faculty of Land and Food Resources (66/04)</i></u> |
|-----|---------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------|

This item was withdrawn

- |     |                                                                        |                                                                                      |
|-----|------------------------------------------------------------------------|--------------------------------------------------------------------------------------|
| (5) | Amendment to Regulation R6.187 recommended by the University Secretary | <u><i>To amend the terms of the Tom Zucker Scholarship in Labour Law (77/04)</i></u> |
|-----|------------------------------------------------------------------------|--------------------------------------------------------------------------------------|

This item was referred back requesting that a cy-pres application be made to the Attorney General of Victoria.

- |     |                                                                       |                                                                   |
|-----|-----------------------------------------------------------------------|-------------------------------------------------------------------|
| (7) | Amendment to Regulation R6.72 recommended by the University Secretary | <u><i>To govern the Lillian Rangecroft Rofe Award (70/04)</i></u> |
|-----|-----------------------------------------------------------------------|-------------------------------------------------------------------|

This item was referred back to the Secretary to seek advice as to whether the gender bias in the regulation was legal.

- (13) Revocation and remaking of Regulation 8.1.R7 and revocation of Regulation 8.1.R8 recommended by Administrative Committee
- To replace existing regulations containing the Computing and Network Facilities Rules and Security of Local Area Networks ("LANS") (68/04)*

After the meeting of Administrative Committee on 1 September 2004, policy approval of this proposed regulation was withdrawn.

**25. Summary of Reports of matters dealt with by the Vice-Chancellor [Item D.2 (a) and D.2 (b)]**

Council received the summary of reports on matters dealt with by the Vice-Chancellor, as set out in Items D.2 (a) and D.2 (b).

**26. Report from the Melbourne Theatre Company Board of Management [Item D.5 (a)]**

Council received the report for meeting 4/04 of the Melbourne Theatre Company Board of Management held on 6 August 2004.

**27. Report from the Ian Potter Museum of Art [Item D.5 (b)]**

Council received the report for meeting 2/04 of the Ian Potter Museum of Art held on 1 June 2004.

**28. Report from Medley Hall Council [Item D.5 (c)]**

Council received the report for meeting 2/04 of the Medley Hall Council.