

2009

THE UNIVERSITY OF MELBOURNE

COUNCIL MEETING NO 12

A meeting of the Council was held in the Council Chamber, Level 1, Old Quadrangle on Monday, 14 December 2009 at 4.00 pm.

PRESENT

Members

The Chancellor (Hon Alex Chernov) (in the Chair)
The Deputy Chancellor (Hon Justice Susan Crennan)
The Deputy Chancellor (Ms Rosa Storelli)
The Vice-Chancellor (Professor Glyn Davis)
The President of Academic Board (Professor Geoff Stevens)
Ms Elizabeth Alexander, Professor Glenn Bowes, Mr Michael Coyle, Dr Meredith Doig, Mr Robert Johanson, Associate Professor Mark Joshi, Dr Virginia Mansour, Mr Martyn Myer, Mr Tony Peake, Ms Eda Ritchie, and Hon David White.

Others Attending

The Provost (Professor John Dewar)
The Deputy Vice-Chancellor (Research) (Professor Peter Rathjen)
The Senior Vice-Principal (Mr Ian Marshman)
The Vice-President of Academic Board (Professor Ron Slocombe)
Chief Financial Officer (Mr Allan Tait)
General Counsel (Mr Chris Penman)
Head of University Services (Ms Lin Martin)
Executive Director, Human Resources (Mr Nigel Waugh)
The Deputy President of Convocation (Dr Laurence Simpson)

The University Secretary (Ms Janet White)
The Deputy University Secretary (Mr John Green)
Dr Jillian Constable (Office of the Vice-Chancellor)
Ms Elizabeth Fazio (Office of the Vice-Chancellor)
Ms Helen Cooney (Office of the Vice-Chancellor) (for item B.2.2)
Mr Shane Huntington (Office of the Vice-Chancellor)(for Item B.2.2)
Ms Christina Buckridge (Manager, Corporate Affairs)
Ms Karen Roe (University Secretary's Office)
Ms Kathy Menezes (University Secretary's Office)

Dr Frederik Vervaet
Mr Michael Griffith

BUSINESS

A. FORMAL BUSINESS

AWARD OF SILVER MEDAL

At the commencement of the meeting, the Chancellor presided over a ceremony to award a University Silver Medal to Ms Ann Rusden, BSc, for sustained and outstanding service to the University and the Faculty of Science for the last twenty years. Mr Gary Israel and Ms Margaret Israel, fellow graduates, were in attendance.

A.01 APOLOGIES AND LEAVE OF ABSENCE REQUESTS

Council noted that leave of absence had been granted to Judge Irene Lawson and Ms Onagh Bishop for this meeting and received apologies from Professor Peter Dawkins.

Council noted apologies from Ms Lesley Boston and welcomed Dr Laurence Simpson in her place.

The Chancellor welcomed new members from January 2010, Dr Frederik Vervaet (School of Historical Studies) and Mr Michael Griffith (representing all students), attending as observers.

Ms Zoe Edwards, who will be the elected member of Council representing graduate students commencing 1 January 2010, was an apology.

A.02 RETURNING OFFICER'S REPORT

The University Secretary reported on the following Council election matters:

(a) Election of Deputy Chancellor

One nomination was received for the election of Deputy Chancellor.

Under the provisions of section (b)(iv) of Council Standing Resolution 2.17, the Hon Justice Susan Crennan was elected to the position of Deputy Chancellor of the University of Melbourne for a term of office commencing from 1 January 2010 to 31 December 2011.

(b) Election of a member of the Professoriate

Following an electronic ballot conducted between 30 November to 4 December, Professor Glenn Bowes has been re-elected to Council for a term of office from 1 January 2010 to 31 December 2011.

In respect to the above, Council noted that the transition provisions of the new University Act may require an extension of elected members' terms of office.

A.1 MINUTES OF PREVIOUS MEETINGS AND FOLLOW UP ACTION SHEET

(a) Minutes of Meeting 11/2009

The Minutes of Council Meeting No 11/2009 held on Monday, 16 November 2009, were confirmed.

(b) Follow Up Action Sheet

The Action Sheet from Meeting No 11/2009 was received and noted.

A.2(a) DECLARATIONS OF INTEREST

No declarations of interest were received.

A.2(b) STARRING OF ADDITIONAL ITEMS

Additional items B.2.5, B.2.7, C.1.3, C.5.1, C.9, and Section E were starred for discussion.

A.2(c) MOTION TO ADOPT OR RECEIVE “UNSTARRED ITEMS OF BUSINESS”

It was agreed that the unstarred items of business be adopted where containing recommendations and received where containing reports.

A.3 KEY ISSUES FOR DISCUSSION

(a) Nossal Institute for Global Health

Professor Graham Brown, Director, Nossal Institute for Global Health gave a presentation about the objectives of the Institute and its current international development programs. Established in 2006 and named in honour of Sir Gustav Nossal, the Institute aims to contribute to improving global health through research, education, inclusive development practice and training of future leaders. From its base in the Faculty of Medicine, Dentistry and Health Sciences, the Institute is able to bring together expertise from a wide range of international organisations and academic disciplines, which can collaborate on research and apply new knowledge in development practice.

Council noted that the Institute focuses its attention on five regions: South Asia, Mekong, Indonesia and East Timor, Papua New Guinea and the Pacific, Southern Africa (mainly Mozambique).

The Chancellor thanked Professor Brown for his informative presentation and extended the appreciation of Council for the important work that he is leading in developing countries.

(b) The University Budget 2010 and Forward Estimates for 2011 and 2012

Mr Allan Tait, Chief Financial Officer, gave a concise and systematic presentation on the 2010 University Budget and Forward Estimates for 2011 and 2012. He highlighted key features of the budget, including in a forecast surplus over revenue of almost \$90m, which includes infrastructure and net financing income and which masks, due to statutory reporting requirements, the underlying operating deficit of \$ 14m in 2010.

Council noted an analysis of the balance sheet and indicative free cash, which has decreased substantially during 2009. A breakdown of strategic investment activities included in the Budget was provided and it was noted that projected infrastructure expenditure amounted to around \$ 2.6bn, of which about \$ 800m remained unfunded at this time.

Mr Tait also informed Council of matters related to the assessment of risk and noted that, despite the need for caution in terms of the economic outlook, the University's budget will continue to be steady, provided there is a continued management of costs, revenue protection and development.

B. REPORTS OF SENIOR OFFICERS

B.1 CHANCELLOR'S REPORT

B.1.1 Vice-Chancellor's Key Performance Indicators 2010

The Chancellor reported that he would discuss with the Vice-Chancellor his KPIs for 2010, and that they would be further dealt with at the Council Retreat in February.

B.1.2 Council Induction Program

Council noted that an induction program for new Council members was under development in consultation with Professor Lynn Meek and the Martin Institute for Tertiary Education Management and that a draft would be circulated shortly for comment.

B.1.3 Council Retreat

Council members were asked to provide suggestions for topics to the University Secretary by 18 December 2009.

B.1.4 Farewell to Retiring Members

Council **accepted**, the resignation of Ms Tammi Jonas and noted with disappointment the circumstances of the resignation. Ms Jonas' term was due to expire on 31 December 2009. The balance of discussions concerning the resignation of Ms Jonas was deferred to Section E of the Agenda.

B.1.5 Congratulations

The Chancellor congratulated Justice Crennan on her re-election as Deputy Chancellor and Professor Glenn Bowes on his re-election as a member of Council elected by and from the professoriate.

B.1.6 Melbourne Business School Board

Council noted the following appointments, made by the Vice-Chancellor, after consultation with the Chancellor on behalf of Council, of the following directors to the MBS Board:

Professor Frank Larkins
Professor Liz Sonnenberg
Mr Peter Jopling, QC

B.1.7 Report from Indigenous Affairs Advisory Committee

Council noted a report from the Committee containing an update on the work of the Murrup Barak Melbourne Institute for Indigenous Development and its Culture and Symbols Working Party.

B.2 VICE-CHANCELLOR'S REPORT

Council received and noted the Vice-Chancellor's Report.

B.2.1 Faculty of the Victorian College of the Arts and Music

Council noted that a Review Committee had been established in order to evaluate responses to the recent strategy document "Defining the Future", and to carry out detailed discussions with stakeholders to consider submissions received as a result of the public consultation process on the future of VCAM. It noted the following appointments to the Committee:

Dr Ziggy Switkowski (independent chair)
Hon Mary Delahunty (Community representative)
Ms Eda Ritchie (Vice-Chancellor's representative)
Professor Pip Patterson (Member of University staff from outside VCAM)

It was noted that the Committee would submit a report on its findings to the University in due course.

B.2.2 Growing Esteem Strategy Refinements

The Vice-Chancellor introduced his draft *Growing Esteem 2010* strategy document, noting that it was based on the original concept of the Growing Esteem strategy adopted by the University in 2005. An extensive consultation process had occurred during 2009, which has confirmed wide-spread support for the strategy whilst acknowledging that external and internal changes over the past four years have meant that some modifications are necessary. The strategy paper reinforces the University's three core strategic objectives through the metaphor of the Triple Helix – Research, Learning and Teaching, Engagement and will form the basis for the development of a four year plan, which will be published during 2010.

Council noted that the *Growing Esteem 2010* strategy would be a key issue for discussion at the Council Retreat in February.

In answer to a question about “breadth” subjects, the Vice-Chancellor explained that this had certainly been a challenging area of the Melbourne Model, for a variety of reasons. He noted that it had not been possible to predict, for example, the likely concentration of demand from students on certain discipline areas such as Music and Languages. Professor Davis suggested that it was likely to take up to three years from the commencement of the Melbourne Model to obtain the right balance in delivery of “Breadth” but he was optimistic that, by the end of 2010, it would be a successful component of the Model that meets a variety of student needs.

B.2.3 University Plan 2010

The Vice-Chancellor advised that the University Plan 2010 was the last in the series of annual plans that had been developed since 2005 and it heralded a new strategic planning cycle from 2011-2014.

Council **endorsed** the University of Melbourne Plan 2010 for implementation.

B.2.4 Faculty of Economics and Commerce

The Vice-Chancellor reminded Council of recent developments in which the proposed merger between the Faculty of Economics and Commerce and the Melbourne Business School had been unsuccessful. As a merger between the two was an unlikely prospect for the foreseeable future, it was necessary for the Faculty to pursue its own strategic direction without intruding unnecessarily into the Melbourne Business School's own educational environment. Following discussion about how constructive solutions might be found for supporting a collaborative relationship between the two entities, Council **resolved**:

1. That the Faculty of Economics and Commerce be renamed the Faculty of Business and Economics
2. That the Melbourne Graduate School of Management be renamed the Graduate School of Business and Economics
3. That the Dean of the Faculty should consult with the Vice-Chancellor and the Provost on the creation of a new leadership team to support the Faculty's “new Directions” proposal.
4. That the role of the Melbourne Business School within the University be articulated through an exchange of letters between the Chancellor and the MBS Chair to ensure shared understanding of responsibilities between the University and the MBS.
 5. That the Sidney Myer Chair be returned to the Faculty and the University, noting that it was previously held by a member of staff of the Faculty and that the Myer family was supportive of the proposal.

Council further noted that the Dean of the Faculty, in consultation with others, would prepare a business plan for the development of an Executive Education arm for consideration by Senior Executive and Council in February 2010 and March 2010 respectively.

B.2.5 Synchrotron

Council noted advice from the Vice-Chancellor about recent developments in the management of the Synchrotron and considered the matter further under Section E of the Agenda.

B.2.6 NTEU Action

The Vice-Chancellor gave an update on the University's position with regard to negotiations with the NTEU, noting that the Union was working on a national strategy in regard to its pay claim. At issue was the need for the University to observe its cost containment targets without jeopardising job security. Council noted that a results processing ban had been imposed in some areas but that the overall impact on students appeared to be fairly contained.

B.2.7 Research and Research Training

2.7.1 Transition Fund for Research

Council noted that Faculties in which research is resource-intensive are facing acute short term financial pressure in 2010 and that it had been decided to bring forward by one year the additional funding likely to be earned under future Commonwealth programs. An amount of approximately \$ 7.5m has been identified in the 2010 Budget.

2.7.2 Bio21 Molecular Science and Biotechnology Institute

Council noted that Professor Tony Bacic had been appointed Director of the Bio21 Institute until 2014, having been interim director since January 2008.

2.7.3 Annual Research Report

Council noted highlights from the 2009 Research Report, supplemented by an additional report from the Deputy Vice-Chancellor Research who advised that recent outcomes of applications for research funding had been somewhat mixed but there were also areas of great strength (for example the Australia Fellowships). Professor Rathjen noted that results from the recent *Excellence in Research for Australia (ERA)* trial had just been announced and indicated that the discipline ratings were most encouraging, and indicative of an excellent result for the University when the full ERA is implemented: five out of nine Fields of Research in the survey received a five star (maximum) rating and three received a four star rating.

Professor Rathjen also reported that an announcement was anticipated the following day about the success of the Bionic Eye Project in which the University was a lead partner with the University of New South Wales and others. The project, worth around \$ 42m, is thought to be one of the largest ever achieved by an Australian University.

The Vice-Chancellor congratulated Professor Rathjen and his team at the Melbourne Research Office for their work on this project and for their overall commitment to the research portfolio.

B.2.8 Launch of Murrup Barak, Melbourne Institute for Indigenous Development

Council noted that the Murrup Barak – Melbourne Institute for Indigenous development was launched at a special ceremony on 5 November and that Professor Ian Anderson had been appointed inaugural Director.

B.2.9 Compliance Report

Council received the Compliance Report and noted its contents

B.2.10 Approvals on Behalf of Council

(i) Australian National Academy of Music Board

Mr Michael Beaton-Wells has been appointed as a representative of the University on the ANAM Board, in place of Professor Sharman Pretty, who resigned from the Board recently.

(ii) Directors of MUSUL Board

Ms Lin Martin has been appointed to the Board of MUSUL for a term of three years until 31 December 2012 and Ms Elizabeth Bare has been re-appointed until 31 December 2010.

(iii) Sexual Harassment Advisers and Anti-Discrimination Advisers

Council **noted** that the Vice-Chancellor had approved, on its behalf, the appointment of the Sexual Harassment Advisers and Anti-Discrimination Advisers as listed in the report.

(iv) Centres and Institutes for Research and Research Training

Council **noted** that the Vice-Chancellor had approved, on its behalf, the continuation of the following Centres:

Melbourne Law School

- Centre for Employment & Labour Relations Law
- Centre for Comparative Constitutional Studies (CCCS)

Melbourne School of Engineering

- eWater CRC

Faculty of Veterinary Science

- Asia-Pacific Centre for Animal Health

(v) ARC Special Research Centre for Ultra Broadband Information Networks (CUBIN)

Council **noted** that the Vice-Chancellor had approved, on its behalf, the continuation of the Centre as a University of Melbourne Centre known as the “Centre for Ultra-Broadband Information Networks” (CUBIN) following the conclusion of ARC funding to the ARC Special Research Centre for Ultra-Broadband Information Networks (CUBIN).

B.3 PROVOST’S REPORT

Council received and noted the Provost’s Report to Council.

B.3.1 Changes to Fees and Charges (Regulation 10.1.R1):

Council **approved** a number of proposed changes to fees or charges for enrolment processes and provision of academic records, as proposed by the provost in accordance with Regulation 10.1.R1.

B.3.2 Towards 2011 Project — Revised Schedule for Release of Preliminary Report

Council noted a revised schedule for the release of the preliminary report of the Steering Committee established to consider arrangements for the University's Graduate programs from 2011. Following the release of the report at the end of December, a consultation period will follow, including discussion at Academic Board in March 2010.

B.3.3 Eastern Precinct Student Centre Project

Council noted a progress report on the establishment of a flagship precinct to provide student administration and support services for three new generation undergraduate degrees: Biomedicine, Engineering and Science.

B.3.4 Senior Appointments and Promotions Committee

Council received and noted a report on senior appointments and promotions approved by the Senior Appointments and Promotions Committee between 31 August and 30 November 2009.

B.4 SENIOR VICE-PRINCIPAL'S REPORT

Council received and noted the Senior Vice-Principal's Report to Council.

B.4.1 Energy Efficiency Opportunities Act 2006

In accordance with the requirements of the EEO Act, Council noted the University's annual public report on the outcomes of an energy audit and recommendations for the 2008-2009 financial year.

B.4.2 Responsible Division Management

(i) Register of Authorities and Responsibilities (RDM)

The Senior Vice-Principal introduced the Register of Authorities and Responsibilities, to be reviewed annually, as an important step in releasing the business operations of the University from the strict legislative paradigm imposed by Statute and Regulation in the past. Its contents were finalised taking into account the recommendations of the Academic Board. Council noted that the Register had been the subject of intensive examination within central administration as part of the implementation of RDM and, *inter alia*, incorporated commentary from Finance Committee and the Academic Board.

Council **endorsed** the contents of the Register as the prime source of information about formal authorities granted to particular positions by Council or the Vice-Chancellor to conduct the business and operational responsibilities of their roles.

(ii) RDM Readiness Stock Take

Council noted that the Internal Auditor had made an assessment that the project remains in track for implementation from 4 January 2010.

(iii) ABC Learning Centres

Council noted that the working party set up as a result of its November meeting to determine the merits of a proposition for the University to join in a 'social ventures' consortium had recommended against proceeding with the proposal.

C. REPORTS OF COUNCIL COMMITTEES AND OTHER GOVERNING BODIES

C.1 FINANCE COMMITTEE

Council received the report of the Finance Committee Meeting No 7/2009 held on 4 December 2009.

C.1.1 The 2010-2012 Budget

Council **approved** —

- (i) the adoption of the 2010 Budget and 2011-2012 Forward Estimates; and
- (ii) the 2010 Capital Budget and ten year Infrastructure Plan (2010-2019).

C.1.2 Register of Authorities and Responsibilities

Council **agreed** to the —

- (i) revocation of Regulation 17.1.R6, noting that its content is fully covered in the Register, the Finance Policies and Procedures Manual and the new procedures on Tendering and Procurement.
- (ii) revised financial delegations (as set out in the attachment provided to Finance Committee) commencing on 1 January 2010; and
- (iii) new procedures on Tendering and Procurement (as set out in the paper provided to Finance Committee).

C.1.3 Car Parking Fees

Council **approved** the following recommendations —

- (i) as a matter of principle, future University car parking fees will be set with reference to charges in the external market, and fees for University staff and related users will be set at 60% of the relevant external commercial rate.
- (ii) there continue to be special arrangements for students' out-of-hours usage of the Eastern Precinct car park.
- (iii) a \$ 100 surcharge be levied from 2011 on permits that allow parking on the main campus including the South Lawn car park, with the revenue generated being allocated to improvement of the amenity of the University campus.
- (iv) the fees for 2010-2012 be set out in the paper provided to Finance Committee.

C.1.4 Acquisition of 800 Swanston Street

Council **approved** the purchase of a property at 800 Swanston Street for the use of the Department of Optometry and Vision Sciences, up to the value quoted by the Valuer-General.

Further, Council **approved** a proposal that the funding for the purchase be made available from Reserves, and in the event that a purchase could not be achieved, the rental of the premises as outlined in the attachment provided to Finance Committee.

C.1.5 Purchase of Unit 2/1 Ann Street, Morwell

Council **agreed** to offer a sum up to that of the Valuer-General's valuation for this property, noting the funding source is part of the Australian Government's *Dental Training – Expanding Rural Placements* (DTERP) scheme.

C.1.6 Report of Strategic and Operational Issues

Council **noted** that Finance Committee had reviewed the following matters:

- (a) Strategic Risk Assessment
- (b) Melbourne Business School Services Agreement
- (c) Enterprise bargaining negotiations
- (d) Economic Response program (ERP)
- (e) University Trusts Administration levy

C.1.7 Financial Performance Reports

Council noted reports on the University's financial and investment performance as at 31 October 2009.

C.2 ACADEMIC BOARD

Council received the report of the Academic Board Meeting No 8/2009 held on 3 December 2009 and resolved to adopt the recommendations contained therein.

C.2.1 U21 Global

- (i) Subject to the execution of Agreement to give effect to a revised business strategy for U21 Global as outlined in the paper, Council **agreed in principle** to the offering of a Melbourne degree to students enrolled in award courses offered by U21 Global as at the date of effect of the revised business arrangements (expected to be 1 January 2010) who complete their award course within three years and six months of the commencement of the new business arrangements, **noting** that such an offer is to be in substitution for the award that students would otherwise have received from U21 Global.
- (ii) Council **noted** that under the revised business arrangements, a nominee of the Academic Board would be a member of the Academic Senate of U21 Global for a period of up to five years and would serve as its Chair for the period during which the offer of a Melbourne degree remained effective.
- (iii) Council **approved** the appointment of Professor Greg Whitwell to undertake the role of Chair of the Academic Senate of U21 Global, as outlined in Point (ii).
- (iv) Subject to satisfactory completion of the academic due diligence, Council **authorised** a group comprising the Academic Board Officers and the Chairs of Academic Programs Committee, Teaching and Learning Quality Assurance Committee (TALQAC), Melbourne Custom Program Committee and Melbourne Business School Committee, to approve on its behalf, any formal recommendation from Melbourne Custom and Consulting Programs (MCC) to award degrees to students who have completed U21 Global award programs within the terms set out above.
- (v) Council requested a report on action taken in light of this consideration to be made to the Academic Board at its first meeting in 2010.

C.2.2 Resolutions on Selection

Council **approved** the Resolutions on Selection, as detailed in **Appendix 1** of the Report to Council, with consequential amendments to Regulation 5.4.R1:

C.2.3 New Course Proposals

Council **approved** the establishment of the following courses with consequential amendments to Regulation 5.4.R1:

- Doctor of Physiotherapy
- Doctor of Medicine
- Doctor of Dental Surgery

C.2.4 Course Discontinuations

Council **approved** fifteen course discontinuations listed in the Report, with effect from semester 1, 2010 and consequential amendments to Regulation 5.4.R1:

C.2.5 Student Awards

Council **approved** the establishment of the ConocoPhillips SPIRIT Scholarship.

C.2.6 Statute 11.5

Council **approved** the proposed changes to Statute 11.5 — Unsatisfactory Progress.

C.3 AUDIT AND RISK COMMITTEE

No meeting was held.

C.4. BUILDINGS AND ESTATES COMMITTEE

Council received a report from Meeting 5/2009 of the Buildings and Estates Committee. The Chair dealt with the following matters.

C.4.1 Naming of Faraday Street Terraces

Council **approved** the recommendation of the Committee that the Faraday Street Terraces be re-named the *Peter McPhee Centre* in honour of Professor Peter Balshaw McPhee, inaugural Provost.

C.4.2 Architecture Building

The Chair reported that an international competition had been conducted in 2008/9 to find interested and qualified designers to prepare design submissions for a new or refurbished building and circulated copies of schematic drawings reflecting the possible appearance of the building. John Wardle (Melbourne) and Office dA(USA) were awarded the first prize.

C.5 COUNCIL NOMINATIONS AND GOVERNANCE COMMITTEE

C.5.1 Meeting No 6/2009 (By Circular Resolution)

Council received a report of the Council Nominations and Governance Committee Meeting No 6/2009.

C.5.2 Meeting No 7/2009

Council received a report of the Council Nominations and Governance Committee Meeting No 7/2009, held on 24 November 2009.

(i) Draft Guidelines for University of Melbourne Commercial Activities (Under Part 6, Division 6 of the University of Melbourne Bill, 2009)

On the recommendation of the Senior Vice-Principal, Council **endorsed** draft commercial activities guidelines pursuant to section 53 of the University of Melbourne Act 2009 to be forwarded to the Minister for Skills and Workforce Participation.

(ii) Statute 1.7 — University Governance

Council **approved in principle** the terms of Statute 1.7 — University Governance, noting that its formal adoption was subject to the coming into operation of the University of Melbourne Act, 2009 and new University Statute 5.1 — Academic Structures. Council noted that it would be reviewed by Legislation and Trusts Committee at a later date.

(iii) Revocation of Regulation 17.1.R6

Council **noted** that the Committee had recommended to Legislation and Trusts Committee the urgent revocation of Regulation 17.1.R6 to enable new policies for financial matters to be lodged in the University Policy Library.

C.6 HONOURS COMMITTEE

Council received the report of the Honours Committee Meeting No 4/2009 held on 2 December 2009.

C.6.1 Recommendation for Award of a Gold Medal

Council **approved** the award of a gold medal to the person whose Citation was attached to the report.

C.7 REMUNERATION AND EMPLOYMENT CONDITIONS COMMITTEE

Council received a report of the Remuneration and Employment Conditions Committee Meeting No 4/2009 held on 19 November 2009 and noted its contents.

C.8 LEGISLATION AND TRUSTS COMMITTEE

Council received the report of the Legislation and Trusts Committee Meeting No 9/2009 held on 30 November 2009.

C.8.1 TRMMM Legislation

Council **approved** the following amendment of Statute 10.2, the repeal and re-enactment of Statute 10.3 and the making, amendment and revocation of Regulations as detailed below:

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|--|---|
| 1. Amendment of Statute 10.2 recommended by the Senior Vice-Principal. | To govern terms relating to non-trust awards and prizes (221/2009). |
| 2. Repeal and re-enactment of Statute 10.3 recommended by the Senior Vice-Principal. | To govern trusts and the University's obligations in relation to the (222/2009). |
| 3. Making of Regulation 10.3.R1 recommended by the Senior Vice-Principal. | To provide for a transfer of assets to a complying fund on any revocation of applicable tax endorsement (223/2009). |

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| 4. Revocation of Regulation 17.1.R24 recommended by the Senior Vice-Principal. | To provide for a transfer of assets to a complying fund on any revocation of applicable tax endorsement (224/2009). |
| 5. Amendment of Regulation 6.72 recommended by the Senior Vice-Principal. | To clarify the terms which are applicable to lesser awards (225/2009). |
| 6. Amendment of Regulation 7.75 recommended by the Senior Vice-Principal. | To clarify the terms which are applied to lesser endowments (other than for awards) (226/2009). |

C.8.2 Faculty of Economics and Commerce Legislation

Council noted that it had approved a package of legislation called “The FBE Interim Package” at Meeting 9/2009 of 7 September in preparation for the prospective merger between the Faculty of Economics and Commerce and the MBS, which did not eventuate. In order to update the legislative framework for the Faculty and incorporate the change of name to the Faculty of Business and Economics, as well as include the new name of the Graduate School of Business and Economics, Council **approved** the amendments set out below

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| 1. Amendment of Statute 9.28 recommended by the Senior Vice-Principal. | To update details in the affiliation statute concerning Melbourne Business School Limited (230/2009). |
| 2. Amendment of current Regulation 5.1.R1 recommended by the Senior Vice-Principal. | To update details concerning the Faculty of Economics and Commerce (227/2009). |
| 3. Revocation of current Regulation 5.1.R1A recommended by the Senior Vice-Principal. | To govern the Faculty of Business and Economics (228/2009). |
| 4. Amendment of current Regulation 6.1.R7 recommended by the Senior Vice-Principal. | To update details concerning the Faculty of Economics and Commerce and the Faculty of the VCA and Music (229/2009). |
| 5. Amendment of TRMMM Regulation 5.1.R1 recommended by the Senior Vice-Principal. | To simplify legislation regarding academic units within the University (231/2009). |
| 6. Revocation and re-making of TRMMM Regulation 5.1.R4 recommended by the Senior Vice-Principal. | To simplify legislation regarding academic units within the University (232/2009). |

C.8.3 Regulations under Statute for Submission to Council

Council **approved** the amendment and revocation of Regulations as detailed below:

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| 1. Amendment of Regulation 10.1.R1 recommended by the University Secretary on the advice of the Provost. | To amend the fees for the provision of student academic records (234/2009). |
| 2. Revocation of Regulation 17.1.R6 recommended by the Senior Vice-Principal. | To govern procedures and delegations in relation to contractual obligations including financial matters (235/2009). |

C.8.4 Trust Regulation for Submission to Council

Council **approved** the amendment of the Trust Regulation as detailed below:

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| Amendment of Regulation R6.72 recommended by the Trusts Lawyer on the advice of the Theatre Board. | To update the terms of The Hannah Barry Bursary (233/2009). |
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C.8.5 Macgeorge Bequest Committee of Management

Council **endorsed** the Committee of Management's recommendations as follows:

1. Approve the draft budget as detailed in the MBCM report.
2. Ratify payments listed in the Report.

C.8.6 Trusts Group Report (Including Final Audit Report — Trusts)

Council **received** a report from the Trusts Group and noted its contents.

C.8.7 Faculty of Medicine, Dentistry and Health Sciences Scholarships Fund

Council **approved in principle** the establishment of a Medicine, Dentistry and Health Sciences Scholarships Fund subject to amendments being made to the draft regulation to govern the scholarships. Council noted that the Committee had not been asked to recommend a regulation but was presented with a draft on which several comments were made.

C.9 COMMITTEE OF CONVOCATION

Council received the report of the Committee of Convocation Meeting No 9/2009 held on 25 November 2009, and noted its contents.

The Deputy President of Convocation, Dr Simpson, advised that the Committee of Convocation had resolved to support the concept of an alumni co-ordination group or committee but had expressed concern at the proposal for this to be a wholly appointed body. In addition, it was feared that communication from the Committee of Convocation to Council might become more difficult in future.

D. OTHER BUSINESS

D.0 AUSTRALIA INDIA INSTITUTE

Council noted that under the terms of the Commonwealth Grant for the Australia India Institute, it was necessary to appoint a Board prior to December 2009.

Council resolved to appoint the following members, with power to co-opt one additional member (to be reviewed annually):

- Chancellor
- Deputy Vice-Chancellor (Global Engagement)
- Director, Australia India Institute
- Deputy Director, Australia India Institute
- Representative of the Department of Education, Employment and Workplace Relations
- Representative of the University of New South Wales
- Representative of La Trobe University
- Chief Executive Officer, Asialink
- A person located in India thought to be appropriate by the Board

The membership is to be reviewed annually.

D.1 REPORTS FROM SEMI-AUTONOMOUS BODIES' BOARDS OF MANAGEMENT

(a) Melbourne Theatre Company Board of Management

Council received a report of the Melbourne Theatre Company Board of Management Meeting No 9/2009 held on 20 November 2009, and noted its contents.

(b) The Ian Potter Museum of Art Board of Management

No meeting was held.

D.2 REPORTS OF MATTERS DEALT WITH BY THE VICE-CHANCELLOR ON BEHALF OF COUNCIL

(a) Approval of Changes to Regulations under Authority of Statute

Council **noted** that under the authority given to the Vice-Chancellor by the University Statutes, he had made amendments to Regulations as follows:

(1) Regulation 6.1.R7, Attachment A — List of Centres and Institutes for Research and Research Training

Changes following Council Meeting 9/2009 on 7 September 2009.

(2) Regulation 6.1.R7, Attachment A — List of Centres and Institutes for Research and Research Training

Changes following Council Meeting 11/2009 on 16 November 2009.

(b) Sealed Documents and Other Matters Report

Council **received** a summary of reports of sealed documents and other matters approved on behalf of Council by the Vice-Chancellor, as set out in Item D.2(b).

This section of the meeting closed at 6.45 pm and non-members, other than the Senior Vice-Principal, Provost and Deputy Vice-Chancellors, were invited to withdraw from the Chamber to enable a Members only discussion of items referred to Section E.

E. MEMBERS ONLY SESSION

[Secretarial Note: As the time was approaching 7.00 pm, Council resolved that the meeting should continue beyond that time in order to complete its business]

E.1 Appointment of Council Members

On the recommendation of the Council Nominations and Governance Committee meeting of 24 November 2009, Council **resolved** that —

(a) the candidate from the Shepparton region be appointed to Council in the place of the position held by the VCA representative for a term of three years commencing 1 January 2010; and

(b) the retiring member of Council be re-appointed for a further term.

E.2.1 U21 Global

The Senior Vice-Principal gave a confidential report on the outcomes of a Due Diligence Committee, advising that an agreement was likely to be executed within the week.

E.2.2 IBM and Victorian Life Sciences Computational Initiative (VLSCI)

The Senior Vice-Principal spoke to an urgent tabled paper concerning a potential agreement between IBM and the VLSCI.

Council **authorised** a panel comprising the Chair of Finance Committee (or nominee), another external member of Finance Committee and the Vice-Chancellor to approve the execution of any agreement between the two parties.

E.3 Australian Synchrotron

The Vice-Chancellor gave a confidential briefing on recent developments concerning this matter.

E.4 Review of University Secretary's Department

The Senior Vice-Principal reported on the outcomes of a Review of the University secretary's Department conducted by Vice-Principal (Major Projects), Ms Lin Martin. He noted that the Department would take on responsibility for University Records Services and the new University Policy Library which was coming on stream in 2010.

E.5 Minutes of Appreciation for Retiring Members

The Council resolved unanimously as follows:

Dr Meredith Doig

Council records its appreciation to Dr Meredith Doig for her highly valued contributions to meetings of Council and its committees over the past eight years. Dr Doig has also been a member of a number of Council committees and working parties over the years including Audit and Risk and Council Nominations and Governance Committees.

Associate Professor Mark Joshi

The Council records its appreciation to Associate Professor Mark Joshi for his two years of valuable service as the elected member of academic staff other than professors and for his work on a number of important Council committees, including Finance and Audit and Risk Committees.

Ms Onagh Bishop

The Council records its appreciation to Ms Onagh Bishop for her valuable service as a member of Council as an elected representative of all students and for her work on a number of important Council committees

Ms Tammi Jonas

The Council records its disappointment at the circumstances of the resignation of Ms Tammi Jonas from Council shortly before the expiration of her 12 month term as elected member representing postgraduate students. It records its appreciation to her for her contribution to Council deliberations during 2009.

The meeting closed at 7.30 pm.

The next meeting of Council will be held on after the Council Planning Conference on **Saturday, 20 February 2010**, at Mt Eliza Conference Centre.