

## STATUTE 1.1 - PRELIMINARY

### Citation

1.1.1 These statutes are cited as The University of Melbourne Statutes.

### Interpretation

1.1.2 (1) In these statutes, unless inconsistent with the Act or any statute, or unless a contrary intention appears-

**'academic registrar'** means the office holder duly appointed with that title, or with a title including that term, and includes a person duly appointed to act in the place of that officeholder for the time being;

**'academic year'** means-

- (a) the period commencing on and including the Monday falling on or closest to the first day of March of each calendar year and concluding at the end of the annual examination period; or
- (b) any other period determined by the Board;

**'Act'** means the University of Melbourne Act 2009: where any provision in these statutes is inconsistent with a provision in the Act the provision in the Act prevails;

**'acting officer'** means a person duly appointed or elected to act in the place of an officeholder for the time being;

**'affiliated institution'** or **'affiliated body'** means a college, educational, commercial, cultural, sporting or other institution, organisation or body affiliated to the University under section 29 of the Act and in chapter 9 of the statutes and regulations;

**'appropriate faculty'** means the faculty to which a course or subject pertains or has been assigned for administrative purposes or, if a course or subject does not pertain, or has not been assigned for administrative purposes to a faculty, the Board;

**'assessment'** means assessment in accordance with Statute 11.1 and the regulations and policies determined by the Board;

**'Board'** means the Academic Board constituted under Statute 4.1;

**'body'** or **'body of the University'** means a body of the University other than Council which is constituted as provided under the Act or any statute or regulation and includes a faculty, a department, a school, an institute, a centre, a board or a committee;

**'Calendar'** means The University of Melbourne Calendar;

**'Chancellor'** means the Chancellor of the University appointed under section 24 of the Act and Statute 2.3;

**'chief financial officer'** means the chief financial officer appointed pursuant to a regulation made under Statute 2.5;

**'controlled entity'** means an entity that satisfies the test of control in section 50AA of the Corporations Act 2001 (Commonwealth);

**'Council'** means the Council of the University constituted under section 8 of the Act;

**'dean'** means the dean of a faculty appointed under Statute 5.1;

**'department'** in relation to-

- (a) an academic department means a department established as provided under Statute 5.1;
- (b) any other department means a semi-autonomous body established as provided under Statute 8.1, or an administrative unit or group of units determined by the vice-chancellor to constitute an administrative department;

**'deputy chancellor'** means a deputy chancellor appointed under section 25 of the Act and Statute 2.3;

**'deputy vice-chancellor'** means a deputy vice-chancellor appointed under section 25 of the Act and pursuant to a regulation made under Statute 2.5;

**'diploma'** includes all awards granted by the University other than degrees;

**'division'** means an organisational grouping declared by the vice-chancellor to be a division;

**'election officer'** means a person nominated by the university secretary to assist in the conduct of an election under the Act or the statutes;

**'elector'** means a person who is eligible to vote in an election held under the Act or the statutes;

**'faculty'** means a faculty established as provided under Statute 5.1, or a graduate school established as a faculty as provided under Statute 5.1;

**'graduate school'** means a graduate school established as provided under Statute 5.1;

**'GSA'** means 'University of Melbourne Graduate Student Association Inc' (ABN 11 274 192 974);

**'higher degree'** means a degree of master or doctor or a graduate diploma or postgraduate diploma;

**'investment pool'** means an investment pool or common fund established under section 40 of the Act;

**'Library'** means The University of Melbourne Library;

**'member of the University'** means any person coming within the terms of section 4(3) of the Act, holders of honorary appointments at the University and such other persons or classes of persons who Council may designate as members of the University, whether under section 9(2)(d) of the Act or otherwise;

**'MUSUL'** means MU Student Union Limited (ABN 89 107 286 706);

**'office-holder'** means a person duly appointed or elected to hold any office under the Act or the statutes;

**'pro-vice-chancellor'** means a pro-vice-chancellor appointed pursuant to a regulation made under Statute 2.5;

**'provost'** means a deputy vice-chancellor appointed as the provost pursuant to a regulation made under Statute 2.5;

**'recognised institution'** or **'recognised body'** means an institution or body recognised by the University for any of the purposes described in section 29(1)(w) of the Act and in chapter 9 of the statutes and regulations;

**'regulation'** means a regulation made in accordance with the provisions of Part 5 of the Act;

**'relevant electorate'** means the relevant group of persons empowered by section 11(5) of the Act to elect a member of Council;

**'resolution'** means a determination of Council, the Board or any other body of the University made in accordance with the procedural requirements of that body;

**'returning officer'** means the university secretary;

**'school'** means any academic unit established as a school of the University pursuant to Statute 5.1 and includes a graduate school that is not identified, by regulation, as a faculty;

**'semester'** means a period of time determined by the Board;

**'senior vice-principal'** means the senior vice-principal appointed pursuant to a regulation made under Statute 2.5;

**'standing resolution'** means a resolution declared to be a standing resolution made by Council, the Board or any other body of the University which is consistent with the powers of that body and which is not inconsistent with the statutes and regulations;

**'statute'** means a statute of the University made in accordance with the provisions of Part 5 of the Act;

**'UMSU'** means the UMSU Incorporated (ABN 78 125 531 707);

**'University'** means The University of Melbourne (ABN 84 002 705 224);

**'university secretary'** means the university secretary appointed pursuant to a regulation made under Statute 2.5;

**'University Students Loan Fund'** means the fund established by the University for the purposes of providing financial assistance to students;

**'vice-chancellor'** means the vice-chancellor and president appointed under section 26 of the Act and Statute 2.4;

**'Year'** means the courses or subjects which must be completed by a student in any academic year, or as otherwise provided by the Board, to meet the requirements specified for the granting of a degree or diploma.

- (2) The statutes of this chapter apply in the interpretation of all statutes and regulations.
- (3) Unless a contrary intention appears, the Interpretation of Legislation Act 1984 applies to the interpretation of all statutes.
- (4) In any reference to a statute by numbers, the number before the first period refers to the chapter, the number before the second period refers to the statute and the number immediately after the second period refers to the section.
- (5) A schedule appended to a statute forms part of the statute to which it is appended.
- (6) Footnotes to a statute do not form part of the statute.

[s. 1.1.3(1) am. 9/5/95, s. 1.1.3(1) am. 1/12/97, s. 1.1.3 (1) am. 2/11/98, am. 3/5/99, effective 1/7/99, Definition 'vice-principal (administration)' replaced by 'senior vice-principal', '(corporate services)' deleted from title of 'vice-principal and chief financial officer' 5/3/01, Definition 'general purposes of the University' enacted 3/6/02, s. 1.1.3(1) Definition 'MUSUL' enacted 12/7/04, approved by Minister 10/5/05, s. 1.1.3(1) Definition 'UMSU' enacted 6/3/06, approved by Minister 19/4/06, approved by Minister 13/3/08; section 1.1.2 deleted, section 1.1.3 re-numbered and amended 12/7/10 – approved by the Minister 29/9/10; affiliated institution, deputy vice-chancellor, GSA, MUSUL, recognised body, UMSU, University amended and committee of convocation deleted and controlled entity and member of the University inserted by Council 6/12/2010 – Approved by the Minister 11/1/2011]