

SOUTH AUSTRALIA

UNIVERSITY OF ADELAIDE ACT 1971

*This Act is reprinted pursuant to the Acts Republication Act 1967 and incorporates all amendments in force as at **23 December 1999**.*

It should be noted that the Act has not been revised (for obsolete references, etc.) by the Commissioner of Statute Revision since the reprint published on 6 March 1997.

SUMMARY OF PROVISIONS

1. Short title
3. Interpretation
4. Continuance and powers of University
5. University not to discriminate on grounds of sex, race, religious or political belief
6. Power to confer awards
7. Chancellor and Deputy Chancellors
8. Vice-Chancellor
9. Council to be governing body of the University
10. Delegation
11. Conduct of business of the Council
12. Constitution of Council
13. Casual vacancies
14. Saving clause
18. The Senate
19. Conduct of affairs of Senate
21. The Adelaide University Union
22. Statutes, regulations and rules
23. By-laws
24. Proceedings
25. Report
26. Special provision with regard to certain lands
27. Exemption from land tax
28. Special provision as to chairs founded by W.W. Hughes

SCHEDULE

APPENDIX LEGISLATIVE HISTORY

UNIVERSITY OF ADELAIDE ACT 1971

being

University of Adelaide Act 1971 No. 41 of 1971
[Assented to 29 April 1971]

as amended by

University of Adelaide Act Amendment Act 1972 No. 4 of 1972 [Assented to 16 March 1972]

University of Adelaide Act Amendment Act 1978 No. 40 of 1978 [Assented to 6 April 1978]¹

Statutes Amendment and Repeal (Merger of Tertiary Institutions) Act 1990 No. 65 of 1990 [Assented to 13 December 1990]²

Statutes Amendment and Repeal (Common Expiation Scheme) Act 1996 No. 34 of 1996 [Assented to 2 May 1996]³

Statutes Amendment (University Councils) Act 1996 No. 72 of 1996 [Assented to 22 August 1996]⁴

Statutes Amendment (Universities) Act 1999 No. 88 of 1999 [Assented to 2 December 1999]⁵

¹ S. 15 came into operation 23 November 1977: s. 2(2); remainder of Act (except ss. 8 and 14) came into operation 6 April 1978: *Gaz.* 6 April 1978, p. 1112; s. 14 came into operation 27 April 1978: *Gaz.* 27 April 1978, p. 1485; s. 8 came into operation 22 November 1978: *Gaz.* 17 August 1978, p. 556.

² Came into operation 1 January 1991: *Gaz.* 13 December 1990, p. 1755.

³ Came into operation 3 February 1997: *Gaz.* 19 December 1996, p. 1923.

⁴ Came into operation 6 March 1997: *Gaz.* 6 March 1997, p. 1114.

⁵ **Part 4 (s. 6) came into operation 23 December 1999: *Gaz.* 23 December 1999, p. 3670.**

N.B. The amendments effected to this Act by the *University of Adelaide (Miscellaneous) Amendment Act 2003* have not been brought into operation.

NOTE:

- Asterisks indicate repeal or deletion of text.
- Entries appearing in bold type indicate the amendments incorporated since the last reprint.
- For the legislative history of the Act see Appendix.

An Act to provide for the continuance and administration of The University of Adelaide; and for other purposes.

The Parliament of South Australia enacts as follows:

Short title

1. This Act may be cited as the *University of Adelaide Act 1971*.

* * * * *

Interpretation

3. In this Act, unless the contrary intention appears—

"**the academic staff**" means the officers or employees of the University classified by the Council as members of the academic staff;

"**the Council**" means the Council of the University;

"**the general staff**" means the officers or employees of the University classified by the Council as members of the general staff;

"**graduate**" of the University means a person who has been awarded by the University a degree, diploma, or any other award prescribed by the statutes or regulations of the University for the purposes of this definition;

"**postgraduate degree or diploma**" means a degree or diploma (not including a bachelor's degree with honours) for which a candidate must, under the statutes, regulations and rules of the University possess the status of graduate of the University or qualifications that are in the opinion of the University of equivalent or higher academic status;

"**postgraduate student**" means a student who is enrolled as a candidate for a postgraduate degree or diploma;

"**the Senate**" means the Senate of the University;

"**undergraduate of the University**", in relation to the appointment or election of a member of the Council, includes a graduate who is enrolled for a bachelor's degree, a diploma or other award prescribed by the statutes or regulations of the University for the purposes of this definition;

"**the University**" means The University of Adelaide;

"**University grounds**" means—

- (a) all land in which the University holds an estate of fee simple, all land held by the University under lease, and all land reserved pursuant to statute, or otherwise according to law, for the occupation or use of the University;
- (b) all land occupied or used by the University or The Adelaide University Union under licence;

- (c) all land that the University uses for the purpose of education or research or for any other activity declared by the Council to be appropriate to the functions or purposes of the University,

and, without limiting the generality of the foregoing, includes all roads, ways, tracks, paths, parking areas, open spaces and buildings on, and appurtenances to, that land.

Continuance and powers of University

4. (1) *The University of Adelaide* continues in existence.

(2) The University is a body corporate invested with full juristic capacity and unfettered discretion, subject to the law of this State, to conduct its affairs in such manner as it thinks fit, except that the University cannot alienate (otherwise than by way of lease for a term not exceeding twenty-one years) mortgage or charge any of its real property, without the approval of the Governor, or where such approval has been given, otherwise than in accordance with terms and conditions stipulated by the Governor.

(3) The University cannot, without the approval of the Governor, grant a lease in respect of any of its property unless the lease provides for the payment to the University of an amount of rental that is the maximum reasonably obtainable.

University not to discriminate on grounds of sex, race, religious or political belief

5. The University must not discriminate against or in favour of any person upon grounds of sex, race or religious or political belief.

Power to confer awards

6. (1) The University has power to confer upon any persons after examination and in accordance with the statutes, regulations and rules of the University such degrees, diplomas or other awards as the University may have constituted.

(2) The University has power, in accordance with the statutes, regulations and rules of the University, to confer without examination a degree upon a person who has been admitted to a degree at another University or has obtained some other qualification at an institution of higher learning that is, in the opinion of the University, of equivalent or higher status.

(2a) The University has power, in accordance with the statutes, regulations and rules of the University, to admit a person to an honorary degree of Doctor of the University, whether or not that person has graduated at the University or any other University.

(3) The University has power to permit a graduate of the University, for reasons deemed adequate by the University, to surrender a degree, diploma or other award previously conferred upon him or her by the University.

Chancellor and Deputy Chancellors

7. (1) The Council must, whenever a vacancy occurs in the office of Chancellor, appoint a suitable person to be the Chancellor.

(2) The Chancellor will be appointed for a term of four years on terms and conditions fixed by the Council and is, on the expiration of a term of office, eligible for reappointment.

(3) An employee or student of the University is not eligible for appointment to the office of Chancellor.

* * * * *

(5) The Council must elect from its own members such number of Deputy Chancellors as it thinks fit who will hold office for such terms and upon such conditions as may be determined by the Council, but a Deputy Chancellor ceases to hold that office on ceasing for any reason to be a member of the Council.

(6) Where the Council has elected more than one Deputy Chancellor, the Council must determine the order of seniority of the Deputy Chancellors.

Vice-Chancellor

8. (1) The Council must, whenever a vacancy occurs in the office of Vice-Chancellor, appoint a suitable person to be Vice-Chancellor.

* * * * *

(3) Subject to subsection (4), the Vice-Chancellor holds office for such term and upon such conditions as are fixed by the statutes of the University and such other conditions as may be fixed by the Council and is, upon the expiration of a term of office, eligible for re-appointment.

(4) No reduction in the salary, and no alteration of the conditions of appointment, of a Vice-Chancellor may be made during his or her term of office unless the Vice-Chancellor consents to it.

* * * * *

Council to be governing body of the University

9. The Council is the governing body of the University and has as its principal responsibilities—

- (a) overseeing the management and development of the University; and
- (b) devising or approving strategic plans and major policies for the University; and
- (c) monitoring and reviewing the operation of the University.

Delegation

10. (1) The Council may delegate any of its powers under this Act (except this power of delegation) to any officer or employee of the University.

(2) The delegation of powers under this section does not derogate from the power of the Council itself to act in any matter.

Conduct of business of the Council

11. (1) A quorum of the Council is constituted by 11 members of the Council and no business may be transacted at a meeting of the Council unless a quorum is present.

(2) Each member present at a meeting of the Council is entitled to one vote on a matter arising for decision at the meeting, but the person presiding at the meeting has, in the event of an equality of votes, a casting vote as well as a deliberative vote.

(3) A decision carried by a majority of the votes cast by the members present and voting at a meeting is a decision of the Council.

(4) A meeting of the Council will be presided over—

- (a) by the Chancellor; or
- (b) in the absence of the Chancellor, by the most senior of the Deputy Chancellors present at the meeting; or
- (c) in the absence of the Chancellor and the Deputy Chancellors, by a member of the Council elected by those present at the meeting.

Constitution of Council

12. (1) The Council will consist of the following members:

- (a) the Chancellor and the Vice-Chancellor who will be members of the Council *ex officio*;
- (b) seven persons appointed by the Council, on the recommendation of a selection committee (which consists of the Chancellor and six other persons appointed by the Chancellor in accordance with guidelines determined by the Council);
- (c) three persons elected by the Senate;
- (d) if the Council so determines, one person co-opted and appointed by the Council;
- (e) three members of the academic staff, elected by the academic staff;
- (f) two members of the general staff, elected by the general staff;
- (g) three students of the University, one of whom must be a postgraduate student and one of whom must be an undergraduate student, appointed or elected in a manner determined by the Council after consultation with the presiding member of the Students Association of the University.

(2) Where a person is appointed to the Council, the appointing authority must recognise that the Council is, as far as practicable, to be constituted of equal numbers of men and women who—

- (a) have a commitment to education and, in particular, to higher education; and
- (b) have an understanding of, and commitment to, the principles of equal opportunity and social justice and, in particular, to access and equity in education.

(3) Of the members of the Council appointed on the recommendation of the selection committee, at least one must have qualifications and experience in financial management.

(4) A member of the academic or general staff or student of the University is not eligible to be appointed to the Council by the Council.

(5) A member of the academic or general staff or student of the University is not eligible to be elected to the Council by the Senate.

(6) A selection committee established for the purpose of making an appointment under subsection (1)(b) cannot recommend one of their number for appointment.

(7) An undergraduate student is not eligible for appointment or election to the Council unless he or she has been enrolled as an undergraduate for the two academic terms last preceding the date of the appointment or election.

(8) A member appointed to the Council by the Council will be appointed for a term of two or four years to be determined—

(a) in the case of a member appointed on the recommendation of a selection committee—by that selection committee; and

(b) in the case of a member co-opted and appointed by the Council—by the Council.

(9) A person elected by the Senate to the Council will be elected for a term of two years.

(10) A member of the academic or general staff of the University elected to the Council will be elected for a term of two years.

(11) A student of the University appointed or elected to the Council will be appointed or elected for a term of one year.

(12) At the expiration of a term of office, a member appointed or elected to the Council is eligible for reappointment or re-election.

Casual vacancies

13. (1) The Council may remove an appointed or elected member of the Council from office for—

(a) mental or physical incapacity to carry out official duties satisfactorily; or

(b) failing, without reasonable excuse, to comply with the Council's requirements in relation to attendance at Council meetings; or

(c) conviction of an indictable offence; or

(d) serious misconduct.

(2) The office of an appointed or elected member becomes vacant if the member—

(a) dies; or

(b) completes a term of office and is not reappointed or re-elected; or

(c) does not continue in the capacity in which he or she was appointed or elected to membership of the Council (unless the date of the next appointment or election to his or her office is within three months from the date on which the member ceased to continue in the capacity in which he or she was appointed or elected); or

(d) resigns by notice in writing addressed to the Chancellor; or

(e) is removed from the office by the Council under subsection (1).

(3) If a member of the Council is appointed by the Council to the office of Chancellor or Vice-Chancellor, a casual vacancy occurs in the office held by that member.

(4) On the office of an appointed or elected member of the Council becoming vacant under this section, a person must be appointed or elected, as the case may require, to the vacant office in accordance with this Act.

(5) Subject to this Act, a member appointed or elected to fill a casual vacancy in the membership of the Council holds office for the balance of the term of his or her predecessor.

Saving clause

14. No decision or proceedings of the Council is invalid by reason only of a vacancy in the office of any member of the Council.

* * * * *

The Senate

18. (1) The Senate is constituted of—

- (a) all graduates of the University; and
- (b) all persons in the full-time employment of the University who are graduates of other Universities recognised by the University or who have attained at other institutions of higher learning qualifications considered by the University to be of a status equivalent to that of a degree of the University; and
- (c) all postgraduate students.

(2) Subject to this Act the Senate will conduct its affairs in accordance with its standing orders.

(3) The Senate must from time to time elect a warden to preside over meetings of the Senate.

(4) The term of office of a warden will be determined by, or in accordance with, the standing orders of the Senate but a term so determined must expire on or before the expiration of the calendar year next ensuing after the date of election of the warden.

(4a) Upon the expiration of the term of office of a warden, a person who has previously held that office is eligible for re-election.

(5) The Senate must consider and determine, without undue delay, any matters submitted for its consideration by the Council and may initiate discussion on any matter pertaining to the University and may make reports and recommendations to the Council upon any such matter.

(6) A person may be exempted from membership of the Senate upon satisfying the Council that he or she objects upon grounds of conscience to membership of the Senate.

Conduct of affairs of Senate

19. (1) Fifty members of the Senate constitute a quorum at a meeting of the Senate and no business may be transacted by the Senate unless a quorum is present.

(2) All matters arising for decision at a meeting of the Senate will be decided by a majority of the votes cast by the members present at that meeting.

(3) Any decision of the Senate must be supported by the votes of at least twenty-five members of the Senate.

(4) Each member present at a meeting of the Senate is entitled to one vote only on any matter arising for decision except the person presiding who has a deliberative vote and, in the event of an equality of votes, a second or casting vote.

(5) The Warden will preside over a meeting of the Senate, or in the absence of the Warden, a member elected by the members present at the meeting.

* * * * *

The Adelaide University Union

21. (1) *The Adelaide University Union* continues in existence.

(2) The union is a body corporate with perpetual succession and a common seal and—

(a) is capable of suing and being sued; and

(b) is, subject to its constitution and rules, capable of—

(i) acquiring, holding, dealing with and disposing of real and personal property; and

(ii) acquiring or incurring any other rights or liabilities that may properly attach to a body corporate; and

(c) has the powers, authorities, obligations and functions conferred or imposed upon it by—

(i) its constitution and rules; and

(ii) any statutes of the University made with the concurrence of the union.

(3) The constitution and rules of the union may, with the concurrence of the Council, be altered in accordance with the procedures provided by the constitution and rules.

Statutes, regulations and rules

22. (1) The Council has power to make, alter or repeal any statute, regulation or rule for any of the following purposes:

(a) regulating the conduct of any election; and

(b) regulating the discipline of the University; and

(c) establishing within the University faculties, departments academic divisions or units, or groups of them and providing for, and regulating, their administration; and

(ca) providing for, and regulating, the admission and matriculation of students; and

(d) regulating the appointment or dismissal of officers and employees of the University and prescribing their duties and the manner in which they are to be performed; and

-
- (e) prescribing the conditions governing the award of fellowships, scholarships, prizes, exhibitions or other awards; and
 - (f) prescribing the fees to be paid in respect of instruction, tuition, applications for awards, or any other matters; and
 - (fa) prescribing, with the concurrence of the Adelaide University Union, the fees for membership of the union, and providing for the collection and recovery of those fees by the University on behalf of the union; and
 - (g) regulating the convening of the Council or the Senate; and
 - (h) constituting, and providing for the award of, any degree, diploma or certificate; and
 - (i) providing for the admission to degrees *ad eundem gradum* of persons who have been admitted to degrees or obtained other qualifications that are, in the opinion of the University, of equivalent status; and
 - (ia) providing for the admission of persons to an honorary degree of Doctor of the University; and
 - (j) providing for the affiliation with the University, upon mutually satisfactory terms, of any college or educational establishment; and
 - (k) establishing tribunals to hear and determine proceedings against any student of the University in relation to any offence under the statutes, regulations, rules or by-laws of the University, and prescribing penalties that may be awarded by any such tribunal upon proof of the commission of such an offence; and
 - (l) prescribing any other matter contemplated by this Act, or pertaining to the University.

(2) Any proposed statute or regulation under this section, or any proposed alteration or repeal of an existing statute or regulation must be submitted to, and approved by, the Senate.

(2a) The Senate may delegate to a committee of the Senate established under its standing orders the power to approve, in accordance with the standing orders, any proposed statute or regulation under this section, or any proposed alteration or repeal of an existing statute or regulation.

(2b) A decision to approve, but not a decision not to approve, made by a committee referred to in subsection (2a) is binding upon the Senate.

(2c) A delegation under subsection (2a) is revocable at will.

(3) Upon approval by the Senate a proposed statute or regulation, or a proposed alteration or repeal of an existing statute or regulation may be submitted to the Governor and upon confirmation by the Governor will come into operation.

(4) Section 10 of the *Subordinate Legislation Act 1978* does not apply to or in relation to a statute, regulation or rule made under this section.

By-laws

23. (1) The Council has power to make by-laws for any of the following purposes:

- (a) to prohibit persons from trespassing upon the University grounds; and
- (b) to prevent damage to the University grounds, any appurtenances, or any property or object (whether moveable or immovable) on the grounds; and
- (c) to prevent persons from climbing on fences or buildings or walking over gardens or lawns on the University grounds; and
- (ca) to regulate the use of any libraries of the University and of books or other material of those libraries; and
- (d) to regulate the speed at which vehicles may be driven on the University grounds; and
- (e) to prohibit dangerous or careless driving of vehicles within the University grounds; and
- (f) to regulate, restrict or prohibit the entrance and exit of vehicles and pedestrians to and from the University grounds, and to prescribe the course and direction of vehicular traffic within the University grounds; and
- (g) to regulate, restrict or prohibit the parking of vehicles upon the University grounds, and to prohibit the parking of vehicles within the University grounds by any person or class of persons; and
- (h) to empower any person authorised in writing by the Council to remove vehicles from the University grounds; and
- (i) generally to regulate traffic of all kinds within the University grounds; and
- (j) to regulate, restrict or prohibit manufacture of alcoholic liquor on the University grounds or the bringing of alcoholic liquor onto the University grounds or the supply or consumption of alcoholic liquor on the grounds; and
- (k) to empower any person authorised in writing by the Council to remove any intoxicated person from the University grounds, and to search for and to seize any alcoholic liquor upon the University grounds in contravention of a by-law, and to empower the Council to confiscate any such alcoholic liquor; and
- (l) to regulate, restrict or prohibit the bringing of offensive weapons onto the University grounds and to empower any person authorised in writing by the Council to search for and seize any offensive weapon upon the University grounds in contravention of a by-law and to empower the Council to confiscate any such weapon; and
- (m) to prohibit disorderly conduct or indecent language in the University grounds, and to empower any person authorised in writing by the Council to remove from the grounds any person guilty of disorderly conduct or indecent language; and
- (n) to prevent the interruption of lectures or meetings by noise or unseemly behaviour and to prevent undue noise from motor vehicles upon the University grounds; and

- (o) to regulate the conduct of meetings and assemblies within the University grounds; and
- (oa) to empower any person authorised in writing by the Council to require any person whom he or she suspects on reasonable grounds of having contravened a by-law to state his or her name and address, and to provide that any person so requested must comply with the request; and
- (p) to impose fines, not exceeding \$200, for offences against the by-laws; and
- (pa) to fix expiation fees, not exceeding \$75, for alleged offences against the by-laws; and
- (q) to empower the University to recover on complaint compensation for any damage done to the University grounds or any property of the University.

(2) A by-law may provide that it applies to portion only of the University grounds specified in the by-law and where such provision is made, the by-law applies accordingly.

(3) No by-law may be made—

- (a) except at a meeting of the Council of which at least fourteen days' prior notice has been given in writing to each member of the Council setting out the by-laws intended to be proposed; and
- (b) except upon a resolution supported by a majority of the total number of the members of the Council.

(4) A by-law does not come into operation until confirmed by the Governor.

Proceedings

24.

* * * * *

(2) The Council may direct that a student of the University who is alleged to have committed an offence against the by-laws of the University be tried by a tribunal established by statute of the University and, if the offence is proved, that he or she be dealt with in an appropriate manner provided by statute of the University.

(3) In any proceedings relating to an offence against a by-law—

- (aa) it will be presumed conclusively that the by-law, or purported by-law, was duly made; and
- (a) an allegation in a complaint that any place constitutes part of the University grounds will be taken to be proved in the absence of evidence to the contrary; and
- (b) an allegation in a complaint that a person named in the complaint was the owner of a specified vehicle on a specified day will be taken to be proved in the absence of evidence to the contrary; and
- (c) where it is proved that a vehicle was parked in the University grounds in contravention of a by-law it will be presumed, in the absence of evidence to the contrary, that the vehicle was so parked by the owner of the vehicle.

* * * * *

(5) Any fine recovered in respect of a contravention of a by-law will be paid to the University.

Report

25. (1) The Council must, not later than 30 September in every year, present to the Governor a report upon the proceedings of the University during the previous calendar year.

(2) The report must contain a full account of the income and expenditure of the University audited in such manner as the Governor may direct.

(3) A copy of every report made pursuant to this section, and of every statute or regulation of the University confirmed by the Governor pursuant to this Act, must be laid before Parliament.

Special provision with regard to certain lands

26. The land granted to the University pursuant to section 16 of The Adelaide University Act and to *The University Site Act 1876* and to the *University Land Act 1929* will be held by the University for purposes approved by the Governor.

Exemption from land tax

27. Any land in respect of which the University would, but for this section, be liable to pay land tax is exempt from land tax.

Special provision as to chairs founded by W.W. Hughes

28. The trusts established under the instrument a copy of which appears in the schedule affecting the two chairs or professorships founded by Walter Watson Hughes so far as they are not exhausted, continue in operation.

* * * * *

University of Adelaide Act 1971

THE SCHEDULE

This indenture made the twenty-fourth day of December, one thousand eight hundred and seventy-two, between Walter Watson Hughes, of Torrens Park, near Adelaide, in the Province of South Australia, Esquire, of the one part, and Alexander Hay, of Adelaide, aforesaid, Esquire, Treasurer of the Executive Council of the University Association of the other part: Whereas the said Walter Watson Hughes is desirous that a University should be established in the said Province, to be called "The Adelaide University", and has agreed to assist in the foundation of such University, by contributing the sum of Twenty Thousand Pounds in endowing by the income thereof two chairs or professorships in the said University, one for Classical and Comparative Philology and Literature, and the other for English Language and Literature and Mental and Moral Philosophy: And whereas the said Walter Watson Hughes, his executors or administrators is or are entitled to nominate and appoint the two first Professors to such chairs: And whereas an Association has been formed, and has undertaken to endeavour to found and establish such University, and has appointed an Executive Council: And whereas the said Alexander Hay has been appointed Treasurer of the said Executive Council: Now this Indenture witnesseth that, in consideration of the premises, the said Walter Watson Hughes doth hereby for himself, his heirs, executors, and administrators covenant with the said Alexander Hay, his executors and administrators, that he, the said Walter Watson Hughes, his executors, or administrators, shall and will, on or before the expiration of ten years from the date hereof, pay to the said Alexander Hay, as such Treasurer, or to the said Executive Council, or if the said University is incorporated within such period, then to such Corporation the sum of Twenty Thousand Pounds sterling: And will, in the meantime, pay interest thereon, or on such portion thereof as may remain unpaid at the rate of Six Pounds per centum per annum, from the first day of May, one thousand eight hundred and seventy-three, such interest to be paid by equal quarterly payments: And it is agreed and declared that the interest and annual income of the said sum of Twenty Thousand Pounds shall be applied in two equal sums in endowing the said two chairs with salaries for the two Professors, or occupiers of such chairs: And it is hereby also declared and agreed that the said Walter Watson Hughes has appointed the Reverend Henry Read, M.A., Incumbent of the Church of England, in the District of Mitcham, to occupy, and that the said Henry Read shall occupy the first of such chairs as Professor of Classics and Comparative Philology and Literature: And that the said Walter Watson Hughes has appointed the Rev. John Davidson, of Chalmers Church, Adelaide, to occupy, and that the said John Davidson shall occupy the first of the other such chairs as Professor of English Language and Literature, and Mental and Moral Philosophy: And it is hereby agreed and declared that the annual income and interest of the said sum of Twenty Thousand Pounds shall be applied for the purposes aforesaid in equal sums quarterly, and for no other purpose whatever: And it is also declared and agreed that the said sum of Twenty Thousand Pounds shall be held by the Treasurer of the said University, or by the Corporation thereof, when the said University shall become incorporated, for the purpose of paying and applying the annual interest and income thereof equally in endowing two chairs or professorships in the said University, one of such chairs or professorships being Classics and Comparative Philology and Literature, and the other of such chairs or professorships being English Language and Literature, and Mental and Moral Philosophy: And it is also declared and agreed that the said sum of Twenty Thousand Pounds shall, when the same is received by the Treasurer of the said University or by the University when incorporated, be invested upon South Australian Government Bonds, Debentures, or Securities, and the interest and annual income arising from such investments paid and applied quarterly in endowing the said two chairs or professorships in the said University as aforesaid: In witness whereof the said parties to these presents have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered by the said
Walter Watson Hughes, in the presence of
Richard B. Andrews, Solicitor, Adelaide.

}

W.W. HUGHES (L.S.)

APPENDIX

LEGISLATIVE HISTORY

Repeals

The *University of Adelaide Act 1971* repealed the following Acts:

the *University of Adelaide Act 1935*
the *University of Adelaide Act Amendment Act 1936*
the *University of Adelaide Act Amendment Act 1937*
the *University of Adelaide Act Amendment Act 1942*
the *University of Adelaide Act Amendment Act 1943*
the *University of Adelaide Act Amendment Act 1946*
the *University of Adelaide Act Amendment Act 1950*
the *University of Adelaide Act Amendment Act 1964*

Transitional Provisions

(*Transitional provision from Statutes Amendment and Repeal (Common Expiation Scheme) Act 1996, s. 5*)

5. An Act repealed or amended by this Act will continue to apply (as in force immediately prior to the repeal or amendment coming into operation) to an expiation notice issued under the repealed or amended Act.

(*Transitional provision from Statutes Amendment (University Councils) Act 1996, Sched. 1, cl. 2*)

2. The offices of the appointed and elected members of the Council of the University of Adelaide are vacated on the commencement of Part 3 of this Act.

Legislative History

- Legislative history prior to 3 February 1976 appears in marginal notes and footnotes included in the consolidation of this Act contained in Volume 11 of *The Public General Acts of South Australia 1837-1975* at page 240.
- Legislative history since 3 February 1976 (**entries in bold type indicate amendments incorporated since the last reprint**) is as follows:

Long title:	amended by 72, 1996, s. 16 (Sched. 2)
Section 2:	repealed by 72, 1996, s. 16 (Sched. 2)
Section 3:	definition of "academic staff" repealed by 40, 1978, s. 3(a); inserted by 40, 1978, s. 3(d) definition of "the ancillary staff" inserted by 40, 1978, s. 3(d); repealed by 72, 1996, s. 10(a) definition of "the convocation of electors" amended by 40, 1978, s. 3(e); repealed by 72, 1996, s. 10(a) definition of "the general staff" inserted by 72, 1996, s. 10(b) definition of "graduate" inserted by 65, 1990, s. 58(a) definition of "parliamentary member" repealed by 72, 1996, s. 10(a) definition of "postgraduate degree or diploma" amended by 40, 1978, s. 3(b) definition of "postgraduate member" substituted by 40, 1978, s. 3(c); repealed by 72, 1996, s. 10(a) definition of "the repealed Act" repealed by 72, 1996, s. 16 (Sched. 2)

University of Adelaide Act 1971

	definition of "undergraduate member" repealed by 72, 1996, s. 10(a)
	definition of "undergraduate of the University" inserted by 40, 1978, s. 3(f); amended by 65, 1990, s. 58(b); 72, 1996, s. 10(c)
	definition of "University grounds" amended by 72, 1996, s. 16 (Sched. 2)
Section 4(1):	substituted by 72, 1996, s. 16 (Sched. 2)
Section 4(2) and (3):	amended by 72, 1996, s. 16 (Sched. 2)
Section 5:	amended by 72, 1996, s. 16 (Sched. 2)
Section 6(1):	amended by 65, 1990, s. 59(a); 72, 1996, s. 16 (Sched. 2)
Section 6(2):	amended by 72, 1996, s. 16 (Sched. 2)
Section 6(2a):	inserted by 40, 1978, s. 4; amended by 72, 1996, s. 16 (Sched. 2)
Section 6(3):	amended by 65, 1990, s. 59(b); 72, 1996, s. 16 (Sched. 2)
Section 7(1):	amended by 72, 1996, ss. 11(a), 16 (Sched. 2)
Section 7(2) and (3):	substituted by 72, 1996, s. 11(b)
Section 7(4):	repealed by 72, 1996, s. 11(b)
Section 7(5):	amended by 40, 1978, s. 5(a); 72, 1996, s. 16 (Sched. 2)
Section 7(6):	inserted by 40, 1978, s. 5(b); amended by 72, 1996, s. 16 (Sched. 2)
Section 8(1):	amended by 72, 1996, s. 16 (Sched. 2)
Section 8(2):	repealed by 72, 1996, s. 12
Section 8(3):	amended by 40, 1978, s. 6; 72, 1996, s. 16 (Sched. 2)
Section 8(4):	amended by 72, 1996, s. 16 (Sched. 2)
Section 8(5):	repealed by 72, 1996, s. 12
Section 9:	substituted by 72, 1996, s. 13
Section 10(2):	amended by 72, 1996, s. 16 (Sched. 2)
Section 11:	amended by 40, 1978, s. 7; substituted by 72, 1996, s. 14
Section 12:	amended by 40, 1978, s. 8; substituted by 72, 1996, s. 14
Section 13:	amended by 40, 1978, s. 9; substituted by 72, 1996, s. 14
Section 14:	amended by 72, 1996, s. 16 (Sched. 2)
Section 15:	amended by 40, 1978, s. 10; repealed by 72, 1996, s. 15
Section 16:	amended by 40, 1978, s. 11; repealed by 72, 1996, s. 15
Section 17:	amended by 40, 1978, s. 12; repealed by 72, 1996, s. 15
Section 18(1):	amended by 72, 1996, s. 16 (Sched. 2)
Section 18(2):	amended by 40, 1978, s. 13(a); 72, 1996, s. 16 (Sched. 2)
Section 18(3):	amended by 72, 1996, s. 16 (Sched. 2)
Section 18(4):	amended by 40, 1978, s. 13(b); 72, 1996, s. 16 (Sched. 2)
Section 18(4a), (5) and (6):	amended by 72, 1996, s. 16 (Sched. 2)
Section 19(1), (2), (4) and (5):	amended by 72, 1996, s. 16 (Sched. 2)
Section 20:	amended by 72, 1996, s. 16 (Sched. 2); repealed by 88, 1999, s. 6
Section 21(1):	substituted by 72, 1996, s. 16 (Sched. 2)
Section 21(2):	substituted by 40, 1978, s. 14; amended by 72, 1996, s. 16 (Sched. 2)
Section 22(1):	amended by 40, 1978, s. 15(a)-(c); 72, 1996, s. 16 (Sched. 2)
Section 22(2a):	inserted by 40, 1978, s. 15(d)
Section 22(2b) and (2c):	inserted by 40, 1978, s. 15(d); amended by 72, 1996, s. 16 (Sched. 2)
Section 22(3) and (4):	amended by 72, 1996, s. 16 (Sched. 2)
Section 23(1):	amended by 40, 1978, s. 16; 34, 1996, s. 4 (Sched. cl. 41); 72, 1996, s. 16 (Sched. 2)
Section 23(2) - (4):	amended by 72, 1996, s. 16 (Sched. 2)
Section 24(1):	repealed by 72, 1996, s. 16 (Sched. 2)
Section 24(2):	amended by 72, 1996, s. 16 (Sched. 2)
Section 24(3):	amended by 40, 1978, s. 17(a); 72, 1996, s. 16 (Sched. 2)

Section 24(4):	amended by 40, 1978, s. 17(b); repealed by 34, 1996, s. 4 (Sched. cl. 41)
Section 24(5):	inserted by 40, 1978, s. 17(c); amended by 72, 1996, s. 16 (Sched. 2)
Sections 25(1) - (3):	amended by 72, 1996, s. 16 (Sched. 2)
Sections 26 - 28:	amended by 72, 1996, s. 16 (Sched. 2)
Section 29:	inserted by 40, 1978, s. 18; amended by 65, 1990, s. 60; repealed by 72, 1996, s. 16 (Sched. 2)