

LEGISLATIVE COUNCIL

Universities Legislation Amendment (Regulatory Reforms) Bill 2014

First print

Proposed amendments

No. 1 Page 4, Schedule 1.1 [14], line 23. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 2 Page 4, Schedule 1.1. Insert after line 36:

[17] Schedule 4, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 3 Page 5, Schedule 1.1 [18]. Insert after line 21:

52 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the amending Act, the Council is to report to the Minister on each instance in which a deregulated function was exercised by the Council during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:

deregulated function means the following:

- (a) the borrowing of money,
- (b) the investment of university funds,
- (c) any new form of revenue generation,
- (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
- (e) engagement of a fund manager,
- (f) the sale, encumbrance or lease for more than 21 years of university land,

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- (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 4 Page 7, Schedule 1.2 [13], line 2. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 5 Page 7, Schedule 1.2. Insert after line 18:

[17] Schedule 3, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 6 Page 7, Schedule 1.2 [18]. Insert after line 39:

17 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the *Universities Legislation Amendment (Regulatory Reforms Act 2014)*, the Council is to report to the Minister on each instance in which a deregulated function was exercised by the Council during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:
deregulated function means the following:
 - (a) the borrowing of money,
 - (b) the investment of university funds,
 - (c) any new form of revenue generation,
 - (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
 - (e) engagement of a fund manager,
 - (f) the sale, encumbrance or lease for more than 21 years of university land,
 - (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 7 Page 9, Schedule 1.3 [13], line 21. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 8 Page 9, Schedule 1.3. Insert after line 34:

[16] Schedule 3, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 9 Page 10, Schedule 1.3 [17]. Insert after line 21:

43 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the amending Act, the Council is to report to the

Minister on each instance in which a deregulated function was exercised by the Council during the preceding year.

- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:

deregulated function means the following:

- (a) the borrowing of money,
- (b) the investment of university funds,
- (c) any new form of revenue generation,
- (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
- (e) engagement of a fund manager,
- (f) the sale, encumbrance or lease for more than 21 years of university land,
- (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 10 Page 12, Schedule 1.4 [13], line 4. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 11 Page 12, Schedule 1.4. Insert after line 17:

[16] Schedule 3, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 12 Page 13, Schedule 1.4 [17]. Insert after line 3:

47 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the amending Act, the Council is to report to the Minister on each instance in which a deregulated function was exercised by the Council during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:

deregulated function means the following:

- (a) the borrowing of money,
- (b) the investment of university funds,
- (c) any new form of revenue generation,

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- (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
 - (e) engagement of a fund manager,
 - (f) the sale, encumbrance or lease for more than 21 years of university land,
 - (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 13 Page 14, Schedule 1.5 [13], line 23. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 14 Page 14, Schedule 1.5. Insert after line 36:

[16] Schedule 3, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 15 Page 15, Schedule 1.5 [17]. Insert after line 17:

17 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the *Universities Legislation Amendment (Regulatory Reforms) Act 2014*, the Council is to report to the Minister on each instance in which a deregulated function was exercised by the Council during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:
deregulated function means the following:
 - (a) the borrowing of money,
 - (b) the investment of university funds,
 - (c) any new form of revenue generation,
 - (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
 - (e) engagement of a fund manager,
 - (f) the sale, encumbrance or lease for more than 21 years of university land,
 - (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 16 Page 17, Schedule 1.6 [16], line 8. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 17 Page 17, Schedule 1.6. Insert after line 21:

[18] Schedule 3, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 18 Page 18, Schedule 1.6 [20]. Insert after line 9:

27 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the amending Act, the Council is to report to the Minister on each instance in which a deregulated function was exercised by the Council during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:
deregulated function means the following:
 - (a) the borrowing of money,
 - (b) the investment of university funds,
 - (c) any new form of revenue generation,
 - (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
 - (e) engagement of a fund manager,
 - (f) the sale, encumbrance or lease for more than 21 years of university land,
 - (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 19 Page 19, Schedule 1.7 [13], line 33. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 20 Page 20, Schedule 1.7. Insert after line 8:

[16] Schedule 3, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 21 Page 20, Schedule 1.7 [17]. Insert after line 29:

18 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the *Universities Legislation Amendment (Regulatory Reforms) Act 2014*, the Senate is to report to the Minister on each instance in which a deregulated function was exercised by the Senate during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:
deregulated function means the following:
 - (a) the borrowing of money,

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- (b) the investment of university funds,
 - (c) any new form of revenue generation,
 - (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
 - (e) engagement of a fund manager,
 - (f) the sale, encumbrance or lease for more than 21 years of university land,
 - (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 22 Page 22, Schedule 1.8 [14], line 13. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 23 Page 22, Schedule 1.8. Insert after line 26:

[17] Schedule 3, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 24 Page 23, Schedule 1.8 [18]. Insert after line 12:

26 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the amending Act, the Council is to report to the Minister on each instance in which a deregulated function was exercised by the Council during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:

deregulated function means the following:

- (a) the borrowing of money,
- (b) the investment of university funds,
- (c) any new form of revenue generation,
- (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
- (e) engagement of a fund manager,
- (f) the sale, encumbrance or lease for more than 21 years of university land,
- (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 25 Page 24, Schedule 1.9 [13], line 33. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 26 Page 25, Schedule 1.9 [17]. Insert after line 33:

36 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the amending Act, the Board is to report to the Minister on each instance in which a deregulated function was exercised by the Board during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:
deregulated function means the following:
 - (a) the borrowing of money,
 - (b) the investment of university funds,
 - (c) any new form of revenue generation,
 - (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
 - (e) engagement of a fund manager,
 - (f) the sale, encumbrance or lease for more than 21 years of university land,
 - (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.

No. 27 Page 27, Schedule 1.10 [17], line 28. Insert “(including the principles that anyone qualified for election may stand for election, everyone entitled to vote for a category of member has a right to vote for that category of member and all votes are equal)” after “voting”.

No. 28 Page 28, Schedule 1.10. Insert after line 3:

[20] Schedule 3, heading

Omit “**and transitional**”. Insert instead “, **transitional and other**”.

No. 29 Page 28, Schedule 1.10 [21]. Insert after line 28:

19 Reports relating to financial management and land dealings

- (1) As soon as practicable after the end of each year during the period of 5 years after the date of assent to the *Universities Legislation Amendment (Regulatory Reforms) Act 2014*, the Council is to report to the Minister on each instance in which a deregulated function was exercised by the Council during the preceding year.
- (2) The Minister is to prepare an annual report detailing all instances reported to the Minister for a year under subclause (1).
- (3) The annual report is to be tabled in each House of Parliament within 6 months after the end of the year to which it relates.
- (4) The Minister may amalgamate the annual report with, or present it together with, any report of a similar nature required by an Act to be given by the governing body of another university.
- (5) In this clause:
deregulated function means the following:
 - (a) the borrowing of money,

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- (b) the investment of university funds,
 - (c) any new form of revenue generation,
 - (d) any resolution to determine, amend or replace guidelines with respect to University commercial activities,
 - (e) engagement of a fund manager,
 - (f) the sale, encumbrance or lease for more than 21 years of university land,
 - (g) the leasing of land vested in the Crown under the university's control and management for more than 21 years.