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GOVERNMENT NOTICE GOEWERMENTSKENNISGEWING

DEPARTMENT OF EDUCATION
DEPARTEMENT VAN ONDERWYS

No. 787

18 June 1999

UNIVERSITY OF PORT ELIZABETH

AMENDMENT OF STATUTE

The council of the University of Port Elizabeth has made the Statute set out in the Schedule hereto, in accordance with section 32 of the Higher Education Act, 1997 (Act No 101 of 1997), which is, in terms of the provisions of section 33 of the said Act, hereby published with the approval of the Minister of Education and which comes into operation on 19 June 1999.

SCHEDULE

1. In this Schedule the expression "the Statute" means the Statute published under Government Notice R. 766 of 28 May 1965, as amended by Government Notices R. 27 of 7 January 1966, R. 1904 of 2 December 1966, R. 1629 of 20 September 1968, R. 554 of 10 April 1970, R. 890 of 28 May 1971, R. 1645 of 15 September 1972, R. 273 of 23 February 1973, R. 235 of 13 February 1976, R. 552 of 7 April 1977, R. 829 of 20 April 1979, R. 857 of 24 April 1981, R. 1159 of 18 June 1982, R. 1662 of 6 August 1982, R. 1274 of 17 June 1983, R. 1178 of 30 May 1985, R. 1032 of 8 May 1987, R. 2036 of 7 October 1988, R. 1257 of 8 May 1992 and R. 225 of 5 February 1997.

2. Paragraph 1 of the Statute is hereby amended by -

(a) the insertion in the correct alphabetical order of the following definitions:

"academic employee" means an academic employee as defined in the Higher Education Act appointed at the University to a permanent full-time or permanent part-time post or appointed to a non-permanent post and who has been in the University's employ for a minimum of three years;

"alumni association" means the alumni association contemplated in paragraph 26 of the Statute;

"alumni of the University" means all persons to whom a degree, a diploma or a certificate of the University has been awarded at a congregation of the University;

"council" means the council of the University contemplated in paragraph 6A of the Statute;

"Higher Education Act" means the Higher Education Act, 1997 (Act No. 101 of 1997);

"institutional forum" means the institutional forum of the University as contemplated in paragraph 33 of the Statute;

"management" means management as constituted by the council by Rule;

"Minister" means the Minister of Education;

"non-academic employee" means an employee of the University other than an academic employee appointed to a permanent full-time or a permanent part-

time post or an employee other than an academic employee appointed to a non-permanent post, and who has been in the University's employ for a minimum of three years;

"Rules" means the institutional Rules made by the council of the University in terms of section 32(1)(b) of the Higher Education Act;"; and

"senate" means the senate of the University contemplated in paragraph 19 of the Statute;

- (b) the deletion of the definitions of "country communities", "permanent staff", "secretary of the council", "secretary of the senate" and "secretary of the convocation".

3. The following paragraph is hereby inserted after paragraph 6 in the Statute:

"Council of University

6A.(1) The council of the University consists of-

- (a) four persons appointed by the Minister;
- (b) two persons elected by the donors;
- (c) one person appointed by the local authority of the city of Port Elizabeth;
- (d) one person elected by the local authorities in the University's student feeder area, but excluding the local authority of the city of Port Elizabeth;
- (e) four persons elected by secondary schools;
- (f) one person elected by organised business;
- (g) one person elected by organised labour;
- (h) one person elected by education-related non-governmental and other organisations;
- (i) the principal, the vice-principal or vice-principals and the registrar of the University by virtue of his, her or their office;
- (j) three members of the senate who must be professors of the University, but excluding associate professors, extraordinary professors and honorary professors, elected by the senate;
- (k) two academic employees of the University, elected by the academic employees;

- (l) two non-academic employees of the University, elected by the non-academic employees;
- (m) two students of the University elected by the students' representative council;
- (n) four persons elected by the alumni association: Provided that at least two such persons shall be alumni of the University; and
- (o) not more than three other persons appointed by the council to make the composition of the council representative of the community served by the University, or because they have appropriate knowledge and experience of matters relating to the aims and objectives of the University.

(2) (a) A member of the council referred to in subparagraphs (1)(a), (1)(b), (1)(c), (1)(d), (1)(e), (1)(f), (1)(g), (1)(h), (1)(i), (1)(j), (1)(k), (1)(l), (1)(n), and (1)(o), shall hold office for a period of four years unless the member submits a written resignation to the council before the expiry of such period or vacates the office for any other reason.

(b) A member of the council referred to in subparagraph (1)(m) shall hold office for a period of one year unless the member submits a written resignation to the council before the expiry of such period or vacates the office for any other reason.

(c) The manner of election of all elected members of the council is as prescribed in the Statute.

(d) A vacancy on the council due to death, resignation or any other cause is filled for the unexpired period of office of the relevant member in accordance with the determined procedure for appointment or election for such member.

(3) (a) An employee of the University may not be elected or appointed as a member of the council, except in terms of subparagraph (1)(j), (1)(k) or (1)(l).

(b) A student of the University may not be elected or appointed as a member of the council, except in terms of subparagraph (1)(m).

(4) Subject to the Higher Education Act, the governance of the University vests in the council."

4. Paragraphs 7 and 8 of the Statute are hereby amended by the substitution for the word "convocation" of the words "alumni association".

5. The following paragraph is hereby inserted after paragraph 7 in the Statute:

"Mode of election: Students

7B. A member of the council referred to in paragraph 6A(1)(m) of the Statute, shall be elected by the students' representative council at an ordinary meeting by a majority of votes of members present and voting."

6. The heading of paragraph 10 of the Statute is hereby amended by the deletion of the words "Country Communities."

7. The following paragraph is hereby inserted after paragraph 10 in the Statute:

"Mode of election: Senate

10A. (1) Whenever it is necessary for the senate to elect one or more professors as members of the council, the secretary of the senate shall, by written notice posted at least ten days before the meeting of the senate at which the election is to take place, invite each member of the senate to nominate in writing not more professors of the University than the number of vacancies to be filled.

(2) Each nomination shall be lodged with the secretary at least forty-eight hours before the time of the meeting referred to in subparagraph (1) and shall be signed by at least two members of the senate.

(3) If not more professors of the University are nominated than the number of vacancies, the secretary shall forthwith declare such person or persons to be duly elected, but if more professors of the University are nominated than the number of vacancies, an election shall be held at the ensuing ordinary meeting of the senate.

(4) If more than one professor of the University is to be elected, two or more successive elections shall be held at each of which one candidate shall be elected, and at each election so held, the candidate elected shall be required to obtain a clear majority of the votes of the members present and voting.

(5) If a clear majority is not obtained at the first ballot, a second ballot shall be held at which only those candidates shall be eligible who together obtained not less than half the total number of votes at the first ballot, and this procedure shall, if necessary, be repeated until one candidate obtains a clear majority: Provided that in the event of an equality in the number of votes, the issue shall be determined by lot."

8. The following paragraph is hereby substituted for paragraph 11 of the Statute:

"Mode of election: Employees

11. Whenever it is necessary for the academic employees or the non-academic employees of the University to elect members of the council, an election shall be held for which the procedure shall *mutatis mutandis* be the same as that prescribed for the election of a member of the council by the alumni association as prescribed in paragraph 7 of the Statute: Provided that -

- (a) an invitation to submit nominations shall be published in those internal University publications designated by the council; and
- (b) if a ballot needs to be held, votes may be cast by post or at a ballot station at a time and place determined by the secretary of the council."

9. Paragraph 12 of the Statute is hereby amended by the substitution for the words "section 9(1)(p) of the Act" of the words "paragraph 6A(1)(o)".

10. Paragraph 13 of the Statute is hereby deleted.

11. The following paragraph is hereby substituted for paragraph 15 of the Statute:

"Election of chairperson, vice-chairperson and secretary of Council

15. (1) The council elects a chairperson and a vice-chairperson from its members in the following manner: Provided that these office bearers may not be employees or students

of the University:

- (a) The chairperson of the council shall be elected at an ordinary meeting of the council by a majority of the members present and voting.
- (b) The secretary of the council shall, whenever it is necessary that a chairperson or vice-chairperson be elected, give all members of the council notice of such election at least thirty days before the date of the meeting at which the election will take place.
- (c) At the meeting at which the election takes place, the secretary of the council shall ask for nominations for a chairperson from the floor.
- (d) If only one person is nominated, his or her nomination shall be put to the vote by secret ballot.
- (e) If more than one person is nominated, the secretary of the council shall conduct an election with the assistance of two scrutineers appointed by the council.
- (f) If a clear majority is not obtained by any nominee at the first ballot, a second ballot shall be held at which only those nominees shall be eligible who together obtained not less than half the total number of votes at the first ballot.
- (g) This procedure shall, if necessary, be repeated until one nominee obtains a clear majority: Provided that in the event of an equality in the number of votes, the issue shall be determined by lot.

(2) A vice-chairperson of the council shall be elected immediately after the chairperson has been elected, in which election the procedure shall *mutatis mutandis* be the same as that for the election of the chairperson.

(3) The election of a chairperson and a vice-chairperson shall be held at the first meeting of the council in a calendar year and the chairperson and the vice-chairperson of the council shall take office at the conclusion of the meeting at which they have been elected.

(4) The term of office of the chairperson and the vice-chairperson shall be four years and shall run concurrently.

(5) The election of a secretary to the council shall be whenever such a vacancy occurs and shall be in the manner determined by the council.

(6) The term of office of the secretary shall be determined by the council.

(7) Should a chairperson, vice-chairperson or secretary vacate his or her office before the expiry of his or her term of office, a new chairperson, vice-chairperson or secretary shall be elected for the unexpired portion of the term of office, which election shall take place at the first council meeting following on the vacation of the office."

12. Paragraph 16 of the Statute is hereby amended by the substitution for subparagraph (e) of the following subparagraph:

"(e) in the case of a member of the council elected or appointed in terms of paragraph 6A(1)(j), 6A(1)(k), 6A(1)(l) or 6A(1)(m) ceases to be a member of the senate, an academic employee, a non-academic employee or a student of the University respectively."

13. The following paragraph is hereby substituted for paragraph 19 of the Statute:

"Senate of University

19. (1) The senate of the University consists of -

- (a) the principal of the University by virtue of his or her office;
- (b) the vice-principal or vice-principals of the University by virtue of his, her or their office;
- (c) the registrar of the University by virtue of his or her office;
- (d) two members of the council who are not employees or students of the University, elected by the council;
- (e) the professors of the University, but excluding associate professors, extraordinary professors and honorary professors;
- (f) the University librarian;
- (g) the heads or acting heads of departments who are not professors of the University;

- (h) two persons from each faculty, elected by the board of that faculty, each of whom shall hold a full-time permanent position of associate professor, senior lecturer, lecturer or junior lecturer in that faculty and who shall not be members of the senate in terms of any other paragraph;
- (i) three students who are registered for a degree, diploma or certificate at the University, appointed by the students' representative council;
- (j) one student from each faculty; and
- (k) such additional academic and non-academic employees as may be appointed by the council in terms of the Rules upon the recommendation of the senate.

(2) (a) A member of the senate referred to in subparagraphs (1)(d), (1)(h) and (1)(k) shall hold office for a period of three years unless the member submits a written resignation to the senate before the expiry of such period or vacates the office for any other reason.

(b) A member of the senate referred to in subparagraphs (1)(i) and (1)(j) shall hold office for a period of one year unless the member submits a written resignation to the senate before the expiry of such period or vacates the office for any other reason.

(c) A member of the senate referred to in subparagraphs (1)(d) and (1)(h), shall be elected by the council or the relevant board of faculty at an ordinary meeting by a majority of votes of members present and voting.

(d) A member of the senate referred to in subparagraph 1(j) shall be elected by students in terms of the Rules for student governance at the University as made by the council.

(3) A vacancy on the senate due to death, resignation or any other cause, is filled for the unexpired period of office of the relevant member in accordance with the procedure for appointment or election for such member.

(4) The senate must elect a chairperson, a deputy chairperson and other office-bearers from its members for the term of office as determined by the senate.

(5) For the elections contemplated in subparagraph (4), the procedure shall *mutatis mutandis* be the same as that for the election of the chairperson of the council.

(6) The meetings of the senate are held at the times and places determined by the senate.

(7) The procedure and the quorum at meetings of the senate are determined by the council in the Rules upon the recommendation of the senate.

(8) Subject to the Higher Education Act, the control and organisation of the academic and research functions of the University vest in the senate.

(9) The senate performs such other functions as the council delegates or assigns to it.

(10) The senate must from time to time submit to the council-

- (a) reports on its activities;
- (b) such recommendations it may deem expedient concerning any matter of interest to the University; and
- (c) recommendations concerning any matter referred to it by the council."

14. Paragraph 20 of the Statute is hereby deleted.

15. Paragraph 22 of the Statute is hereby deleted.

16. The following paragraph is hereby inserted after paragraph 32 of the Statute:

"Alumni Association

32A (1) The alumni association of the University consists of -

- (a) the alumni of the University: Provided that any alumnus may notify the secretary of the association in writing that he or she does not wish to be a member of the association;
- (b) the permanently appointed academic employees of the University;

- (c) the principal, the vice-principal or vice-principals, the registrar and the University librarian;
- (d) the two members of council elected by the council to serve on the senate; and
- (e) any person to whom the executive committee of the association, upon invitation or upon application by such person, has granted membership of the association.

(2) The goals of the alumni association, the manner of the election of the office-bearers of the association, the rules for procedure at meetings of the association and all other matters relating to the management of the association are determined by the council by Rules."

17. The following paragraph is hereby inserted:

"Institutional Forum

33. (1) The institutional forum of the University consists of representatives of stakeholder groups, as follows:

- (a) two members of the management of the University, appointed by the management;
- (b) two members of the council, appointed by the council;
- (c) two members of the senate, appointed by the senate;
- (d) two academic employees, elected according to the procedure as prescribed in paragraph 11;
- (e) two members of the employees other than academic employees, elected according to the procedure prescribed in paragraph 11;
- (f) two students appointed by the students' representative council;
- (g) one representative each appointed by the following stakeholder groups -
 - (i) University of Port Elizabeth Academic Administration Staff Association;
 - (ii) University of Port Elizabeth branch of the African National Congress Youth League;
 - (iii) University of Port Elizabeth branch of the Azanian Students' Convention;

- (iv) University of Port Elizabeth Centre for Organisational and Academic Development;
- (v) University of Port Elizabeth branch of the National Education, Health and Allied Workers' Union;
- (vi) University of Port Elizabeth branch of the Pan Africanist Student Movement of Azania;
- (vii) University of Port Elizabeth branch of the South African Parastatal and Tertiary Institutions' Union;
- (viii) University of Port Elizabeth branch of the South African Students' Congress;
- (ix) University of Port Elizabeth Staff Association;
- (x) University of Port Elizabeth Teachers' Association; and
- (xi) University of Port Elizabeth Women's Forum.

(2) The institutional forum must elect a chairperson, a vice-chairperson and other office-bearers from its members for the term of office as determined by the institutional forum.

(3) For the elections contemplated in subparagraph (2), the procedure shall *mutatis mutandis* be the same as that for the election of the chairperson of the council, as prescribed in the Statute.

(4) The term of office of members of the institutional forum shall be determined by the institutional forum, but may not exceed one academic year for student members or four academic years for other members.

(5) The procedure and the quorum at meetings of the institutional forum are determined by the council by Rule upon the recommendation of the institutional forum."

18. The following paragraph is hereby substituted for paragraph 34 of the Statute:

"Registrar

34. The council shall appoint a registrar of the University, who shall be the administrative officer of the University: Provided that, in the absence of the registrar, the council may

appoint any other person to exercise his powers and functions."

Transitional Provisions: Council

19. A person who immediately before the date on which this Statute comes into operation, served as an appointed or elected member of the council in terms of section 9(1)(a), 9(1)(b), 9(1)(c), 9(1)(d), 9(1)(e), 9(1)(f), 9(1)(g), 9(1)(h), 9(1)(i), 9(1)(k), 9(1)(l) or 9(1)(p) of the University of Port Elizabeth Act, 1964, shall continue to serve on the council in terms of respectively paragraphs 6A(1)(a), 6A(1)(n), 6A(1)(b), 6A(1)(c), 6A(1)(d), 6A(1)(e), 6A(1)(f), 6A(1)(g), 6A(1)(h), 6A(1)(j), 6A(1)(m) or 6A(1)(o) of the Statute as amended hereby, until the completion of his or her term of office according to the legislation in force at the time of his or her appointment or election to the council.

Transitional Provisions: Senate

20. A person who immediately before the date on which this Statute comes into operation, served as an appointed or elected member of the senate in terms of section 10(1)(c), 10(1)(g), 10(1)(h), 10(1)(i) or 10(1)(j) of the University of Port Elizabeth Act, 1964, shall continue to serve on the senate in terms of respectively paragraphs 19(1)(d), 19(1)(h), 19(1)(i), 19(1)(j) and 19(1)(k) of the Statute as amended hereby, until the completion of his or her term of office according to the legislation in force at the time of his or her appointment or election to the senate.

Transitional Provisions: Chairperson, Vice-Chairperson and Secretary

21. (1) A member of the council who served as chairperson or vice-chairperson immediately before the date on which this Statute comes into operation, shall continue to serve in that capacity until the completion of his or her term of office according to the legislation in force at the time of his or her election to the said office.

(2) Until such time as the secretary of the council and the secretary of the senate are elected in terms of this Statute, the Registrar shall act as secretary to both structures.

No. 787

18 June 1999

UNIVERSITEIT VAN PORT ELIZABETH**WYSIGING VAN STATUUT**

Die raad van die Universiteit van Port Elizabeth het die Statuut wat in die Bylae hiervan uiteengesit word, opgestel ooreenkomstig artikel 32 van die Wet op Hoër Onderwys, 1997 (Wet No. 101 van 1997), en dit word ooreenkomstig die bepalings van artikel 33 van genoemde Wet hierby met die goedkeuring van die Minister van Onderwys afgekondig en tree op 19 Junie 1999 in werking.

BYLAE

1. In hierdie Bylae beteken die uitdrukking "die Statuut" die Statuut afgekondig by Goewermentskennisgewing R. 766 van 28 Mei 1965, soos gewysig by Goewermentskennisgewings R. 27 van 7 Januarie 1966, R. 1904 van 2 Desember 1966, R. 1629 van 20 September 1968, R. 544 van 10 April 1970, R. 890 van 28 Mei 1971, R. 1645 van 15 September 1972, R. 273 van 23 Februarie 1973, R. 235 van 13 Februarie 1976, R. 552 van 7 April 1977, R. 829 van 20 April 1979, R. 857 van 24 April 1981, R. 1159 van 18 Junie 1982, R. 1662 van 6 Augustus 1982, R. 1274 van 17 Junie 1983, R. 1178 van 30 Mei 1985, R. 1032 van 8 Mei 1987, R. 2036 van 7 Oktober 1988, R. 1257 van 8 Mei 1992 en R. 225 van 5 Februarie 1997.

2. Paragraaf 1 van die Statuut word hierby gewysig deur -

(a) die invoeging in die korrekte alfabetiese volgorde van die volgende woordomskrywings:

"akademiese werknemer" 'n akademiese werknemer, soos omskryf in die Wet op Hoër Onderwys, 1997, wat by die Universiteit in 'n permanente volttydse of permanente deelttydse pos aangestel is of wat in 'n nie-permanente pos aangestel is en wat vir minstens drie jaar in die Universiteit se diens is;

"alumni van die Universiteit" al die persone aan wie 'n graad, 'n diploma of 'n sertifikaat van die Universiteit by 'n kongregasie van die Universiteit toegeken is;

"alumnivereniging" die alumnivereniging in paragraaf 26 van die Statuut beoog;

"bestuur" die bestuur deur die raad saamgestel kragtens die Reëls;

"institusionele forum" die institusionele forum van die Universiteit in paragraaf 33 van die Statuut beoog;

"Minister" die Minister van Onderwys;

"nie-akademiese werknemer" 'n werknemer van die Universiteit anders as 'n akademiese werknemer, wat in 'n permanente volttydse of permanente deelttydse pos aangestel is, of 'n werknemer anders as 'n akademiese werknemer wat in 'n nie-permanente pos aangestel is, en wat vir 'n minimum van drie jaar in die Universiteit

se diens is;

"raad" die raad van die Universiteit in paragraaf 6A van die Statuut beoog;

"Reëls" die institusionele Reëls deur die raad van die Universiteit opgestel ingevolge artikel 32(1)(b) van die Wet op Hoër Onderwys;

"senaat" die senaat van die Universiteit in paragraaf 19 van die Statuut beoog;

"Wet op Hoër Onderwys" die Wet op Hoër Onderwys, 1997. (Wet No. 101 van 1997); en

(b) die skrapping van die omskrywings van "landelike gemeenskappe", "permanente personeel", "sekretaris van die raad", "sekretaris van die senaat" en "sekretaris van die konvokasie".

3. Die volgende paragraaf word hierby na paragraaf 6 in die Statuut ingevoeg:

"Raad van die Universiteit"

6A.(1) Die raad van die Universiteit bestaan uit-

- (a) vier persone deur die Minister aangestel;
- (b) twee persone deur die donateurs verkies;
- (c) een persoon deur die plaaslike owerheid van die stad Port Elizabeth aangestel;
- (d) een persoon deur die plaaslike owerhede in die Universiteit se studentevoedingsgebied, maar uitgesonderd die plaaslike owerheid van die stad Port Elizabeth, verkies;
- (e) vier persone deur hoërskole verkies;
- (f) een persoon deur georganiseerde handel verkies;
- (g) een persoon deur georganiseerde arbeid verkies;
- (h) een persoon deur onderwysverwante nie-regerings- en ander organisasies verkies;
- (i) die rektor, die viserektor of viserektore en die registrateur van die

Universiteit uit hoofde van sy, haar of hulle amp;

- (j) drie lede van die senaat wat professore van die Universiteit moet wees, maar uitgesonderd medeprofessore, buitengewone professore en ereprofessore, deur die senaat verkies;
 - (k) twee akademiese werknemers van die Universiteit deur die akademiese werknemers verkies;
 - (l) twee nie-akademiese werknemers van die Universiteit deur die nie-akademiese werknemers verkies;
 - (m) twee studente van die Universiteit deur die verteenwoordigende studenteraad verkies;
 - (n) vier persone deur die alumnivereniging verkies: Met dien verstande dat minstens twee sodanige persone alumni van die Universiteit moet wees; en
 - (o) hoogstens drie ander persone deur die raad aangestel om die samestelling van die raad verteenwoordigend van die gemeenskap wat deur die Universiteit bedien word, te maak, of omdat hulle oor toepaslike kennis en ervaring beskik van aangeleenthede wat met die oogmerke en doelstellings van die Universiteit verband hou.
- (2) (a) 'n Lid van die raad in subparagrafe (1)(a), (1)(b), (1)(c), (1)(d), (1)(e), (1)(f), (1)(g), (1)(h), (1)(j), (1)(k), (1)(l), (1)(n) en (1)(o)bedoel, beklee die amp vir 'n tydperk van vier jaar tensy die lid, voor die verstryking van sodanige tydperk, sy of haar bedanking skriftelik aan die raad voorlê, of die amp om enige ander rede ontruim.
- (b) 'n Lid van die raad in subparagraaf (1)(m) bedoel, beklee die amp vir 'n tydperk van een jaar tensy die lid, voor die verstryking van sodanige tydperk, sy of haar bedanking skriftelik aan die raad voorlê of die amp om enige ander rede ontruim.

- (c) Die wyse van verkiesing van alle verkose lede van die raad is soos in die Statuut voorgeskryf.
 - (d) 'n Vakature in die raad as gevolg van dood, bedanking of enige ander oorsaak, word vir die onverstreke gedeelte van die ampstermyn van die betrokke lid ooreenkomstig die bepaalde prosedure vir die aanstelling of verkiesing van die lid gevul.
- (3)
- (a) 'n Werknemer van die Universiteit mag nie as 'n lid van die raad verkies of aangestel word nie, behalwe ingevolge subparagraaf (1)(j), (1)(k) of (1)(l).
 - (b) 'n Student van die Universiteit mag nie as lid van die raad verkies of aangestel word nie, behalwe ingevolge subparagraaf (1)(m).
- (4) Behoudens die Wet op Hoër Onderwys berus die beheer van die Universiteit by die raad."
4. Paragrafe 7 en 8 van die Statuut word hierby gewysig deur die vervanging van die woord "konvokasie" deur die woord "alumnivereniging".
5. Die volgende paragraaf word hierby na paragraaf 7 in die Statuut ingevoeg:
- "Wyse van verkiesing: Studente**
- 7B. 'n Lid van die raad in paragraaf 6A.(1)(m) van die Statuut bedoel, word deur die verteenwoordigende studenteraad op 'n gewone vergadering deur 'n meerderheid van stemme van lede wat teenwoordig is en wat stem, verkies."
6. Die opskrif van paragraaf 10 van die Statuut word hierby deur die skraping van die woorde "Landelike Gemeenskappe" gewysig.

7. Die volgende paragraaf word hierby na paragraaf 10 in die Statuut ingevoeg:

"Wyse van verkiesing: Senaat

10A.(1) Wanneer dit nodig is dat die senaat een of meer professore as lede van die raad moet verkies, nooi die sekretaris van die senaat by wyse van 'n skriftelike kennisgewing wat ten minste tien dae voor die senaatsvergadering waarop die verkiesing gaan plaasvind, gepos word, elke lid van die senaat uit om skriftelik vir hoogstens die getal vakatures, professore van die Universiteit vir verkiesing te nomineer.

(2) Elke 'n nominasie moet ten minste agt-en-veertig uur voor die tyd van die vergadering in subparagraaf (1) bedoel, by die sekretaris ingedien word en moet deur ten minste twee lede van die senaat onderteken wees.

(3) Indien nie meer professore van die Universiteit as die aantal vakatures genomineer word nie, verklaar die sekretaris onverwyld sodanige persoon of persone as behoorlik verkose, maar indien meer professore van die Universiteit as die aantal vakatures genomineer is, word 'n verkiesing op die eersvolgende gewone vergadering van die senaat gehou.

(4) Indien meer as een professor van die Universiteit verkies moet word, word twee of meer agtereenvolgende verkiesings gehou waarin telkens een kandidaat verkies word en in elke sodanige verkiesing moet die kandidaat wat verkies word, 'n volstrekke meerderheid van die stemme van die lede wat teenwoordig is en wat stem, verkry.

(5) Indien 'n volstrekke meerderheid nie in die eerste stemming verkry word nie, word 'n tweede stemming gehou waarin slegs daardie kandidate deelneem wat saam nie minder nie as die helfte van die totale aantal stemme in die eerste

stemming verkry het, en dié prosedure word, indien nodig, herhaal totdat een kandidaat 'n volstrekte meerderheid verkry: Met dien verstande dat in die geval van 'n staking van stemme, die uitslag deur loting beslis word."

8. Paragraaf 11 van die Statuut word hierby deur die volgende paragraaf vervang:

"Wyse van verkiesing: Werknemers

11. Wanneer dit nodig is dat die akademiese werknemers of die nie-akademiese werknemers van die Universiteit lede van die raad moet verkies, word 'n verkiesing gehou waarvoor die prosedure *mutatis mutandis* dieselfde is as dié wat vir die verkiesing van 'n lid van die raad deur die alumnivereniging soos in paragraaf 7 van die Statuut voorgeskryf word: Met dien verstande dat-

- (a) 'n uitnodiging om nominasies in te dien, gepubliseer word in die interne universiteitspublikasies deur die raad bepaal; en
- (b) indien 'n stemming gehou moet word, stemme deur middel van posstemme of by 'n stembus uitgebring mag word op 'n tyd en plek soos deur die sekretaris van die raad bepaal."

9. Paragraaf 12 van die Statuut word hierby gewysig deur die vervanging van die woorde "artikel 9(1)(p) van die Wet" deur die woorde "paragraaf 6A.(1)(o)".

10. Paragraaf 13 van die Statuut word hierby geskrap.

11. Paragraaf 15 van die Statuut word hierby deur die volgende paragraaf vervang:

"Verkiesing van voorsitter, ondervoorsitter en sekretaris van Raad

15.(1) Die raad verkies 'n voorsitter en 'n ondervoorsitter uit eie geledere op die volgende wyse: Met dien verstande dat hierdie ampsdraers nie werknemers of studente van die Universiteit mag wees nie:

- (a) Die voorsitter van die raad word op 'n gewone vergadering van die raad deur 'n

meerderheid van die lede wat aanwesig is en stem, verkies.

- (b) Wanneer dit nodig is dat 'n voorsitter of ondervoorsitter verkies moet word, stel die sekretaris van die raad alle raadslede minstens dertig dae voor die datum van die vergadering waarop die verkiesing sal plaasvind, van die verkiesing in kennis.
- (c) Op die vergadering waartydens die verkiesing plaasvind, vra die sekretaris van die raad nominasies vir 'n voorsitter uit die vergadering.
- (d) Indien slegs een persoon genomineer word, word daar by wyse van geheime stemming oor sy of haar nominasie gestem.
- (e) Indien meer as een persoon genomineer word, hou die sekretaris van die raad 'n verkiesing met die hulp van twee stemopnemers wat deur die raad aangewys word.
- (f) Indien 'n volstrekte meerderheid nie in die eerste stemming deur enige genomineerde verkry word nie, word 'n tweede stemming gehou waarvoor slegs daardie genomineerdes deelneem wat saam nie minder nie as die helfte van die totale getal stemme in die eerste stemming verkry het.
- (g) Hierdie prosedure word, indien nodig, herhaal totdat een genomineerde 'n volstrekte meerderheid verkry: Met dien verstande dat in die geval van 'n staking van stemme, die uitslag deur loting beslis word.

(2) 'n Ondervoorsitter van die raad word onmiddellik na die verkiesing van die voorsitter verkies, in welke verkiesing die prosedure *mutatis mutandis* dieselfde sal wees as dié vir die verkiesing van die voorsitter.

(3) Die verkiesing van 'n voorsitter en 'n ondervoorsitter word op die eerste vergadering van die raad in 'n kalenderjaar gehou en die voorsitter en die ondervoorsitter van die raad bekleë hulle ampte vanaf die afsluiting van die vergadering waarop hulle verkies is.

- (4) Die ampstermyn van die voorsitter en ondervoorsitter is vier jaar en val saam.
 - (5) Die verkiesing van 'n sekretaris van die raad geskied wanneer so 'n vakature ontstaan en word op die wyse wat deur die raad bepaal word, gehou.
 - (6) Die ampstermyn van die sekretaris word deur die raad bepaal.
 - (7) Indien 'n voorsitter, ondervoorsitter of sekretaris sy of haar amp ontruim voor die verstryking van sy of haar ampstermyn, word 'n nuwe voorsitter, ondervoorsitter of sekretaris vir die onverstreke gedeelte van die ampstermyn verkies, welke verkiesing tydens die eerste raadsvergadering na die ontruiming van die amp gehou word."
12. Paragraaf 16 van die Statuut word hierby deur die vervanging van subparagraaf (e) deur die volgende subparagraaf, gewysig:

"(e) in die geval van 'n raadslid wat ingevolge paragraaf 6A(1)(j), 6A(1)(k), 6A(1)(l) of 6A(1)(m) verkies of aangestel is, ophou om respektiewelik 'n lid van die senaat, 'n akademiese werknemer, 'n nie-akademiese werknemer of 'n student van die Universiteit te wees."

13. Paragraaf 19 van die Statuut word hierby deur die volgende paragraaf vervang:

"Senaat van Universiteit

19. (1) Die senaat van die Universiteit bestaan uit -

- (a) die rektor van die Universiteit uit hoofde van sy of haar amp;
- (b) die viserektor of viserektore van die Universiteit uit hoofde van sy of haar of hulle ampte;
- (c) die registrateur van die Universiteit uit hoofde van sy of haar amp;

- (d) twee lede van die raad wat nie werknemers of studente van die Universiteit is nie, deur die raad verkies;
- (e) die professore van die Universiteit, maar uitgesonderd medeprofessore, buitengewone professore en ereprofessore;
- (f) die universiteitsbibliotekaris;
- (g) die departementshoofde of waarnemende departementshoofde wat nie professore van die Universiteit is nie;
- (h) twee persone uit elke fakulteit wat deur die raad van daardie fakulteit verkies word, wat elkeen 'n voltydse permanente pos van medeprofessor, senior lektor, lektor of junior lektor in daardie fakulteit beklee en wat nie ingevolge enige ander paragraaf lede van die senaat is nie;
- (i) drie studente wat vir 'n graad, diploma of sertifikaat van die Universiteit ingeskryf is, deur die studenteraad aangestel;
- (j) een student uit elke fakulteit; en
- (k) die bykomstige akademiese en nie-akademiese werknemers wat deur die raad kragtens Reëls op aanbeveling van die senaat aangestel word.

(2) (a) 'n Lid van die senaat in subparagraawe (1)(d), (1)(h) en (1)(k) bedoel, beklee sy of haar amp vir 'n termyn van drie jaar tensy die lid sy of haar bedanking skriftelik by die senaat indien voor die verstryking van die termyn of die amp om enige ander rede ontruim.

(b) 'n Lid van die senaat in subparagraawe (1)(i) en (1)(j) bedoel, beklee sy of haar amp vir 'n termyn van een jaar tensy die lid sy of haar bedanking skriftelik by die senaat indien voor die verstryking van die termyn of die amp om enige ander rede ontruim.

- (c) 'n Lid van die senaat in subparagrafe (1)(d) en (1)(h) bedoel, word deur die raad of die betrokke fakulteitsraad op 'n gewone vergadering verkies deur 'n meerderheid van stemme van lede wat aanwesig is en stem.
 - (d) 'n Lid van die senaat in subparagraaf 1(j) bedoel, word deur studente verkies ingevolge die Reëls oor studentebestuur by die Universiteit deur die raad opgestel.
- (3) 'n Vakature in die senaat as gevolg van dood, bedanking of enige ander oorsaak, word vir die onverstreke gedeelte van die ampstermyn van die betrokke lid ooreenkomstig die prosedure vir die aanstelling of verkiesing van sodanige lid gevul.
- (4) Die senaat verkies 'n voorsitter, 'n ondervoorsitter en ander ampsdraers uit eie geledere vir die ampstermyn deur die senaat bepaal.
- (5) Vir die verkiesings in subparagraaf (4) beoog, is die prosedure *mutatis mutandis* dieselfde as dié vir die verkiesing van die voorsitter van die raad.
- (6) Die vergaderings van die senaat word gehou op die tye en plekke deur die senaat bepaal.
- (7) Die prosedure en die kworum by vergaderings van die senaat word deur die raad bepaal in Reëls op aanbeveling van die senaat opgestel.
- (8) Behoudens die Wet op Hoër Onderwys berus die beheer en organisasie van die akademiese en navorsingsfunksies van die Universiteit by die senaat.

(9) Die senaat verrig die ander werksaamhede wat die raad aan die senaat aan hom delegeer of toewys.

(10) Die senaat lê van tyd tot tyd aan die raad voor-

- (a) verslae oor sy aktiwiteite;
- (b) dié aanbevelings omtrent aangeleenthede van belang vir die Universiteit wat hy dienstig ag; en
- (c) aanbevelings omtrent enige aangeleentheid wat die raad na hom verwys."

14. Paragraaf 20 van die Statuut word hierby geskrap.

15. Paragraaf 22 van die Statuut word hierby geskrap.

16. Die volgende paragraaf word hierby in paragraaf 32 in die Statuut ingevoeg:

"Alumnivereniging

32A. (1) Die alumnivereniging van die Universiteit bestaan uit -

- (a) die alumni van die Universiteit: Met dien verstande dat enige alumnus die sekretaris van die vereniging skriftelik in kennis mag stel dat hy of sy nie 'n lid van die vereniging wil wees nie;
- (b) die permanent aangestelde akademiese werknemers van die Universiteit;
- (c) die rektor, die viserektor of viserektore, die registrator en die universiteitsbibliotekaris;
- (d) die twee lede van die raad deur die raad verkies om in die senaat te dien; en
- (e) enige persoon aan wie die uitvoerende bestuur van die vereniging, op uitnodiging aan of op aansoek deur sodanige persoon,

lidmaatskap van die vereniging toegestaan het.

- (2) Die oogmerke van die alumnivereniging, die wyse van verkiesing van die ampsdraers van die vereniging, die prosedurereëls vir vergaderings van die vereniging en alle ander aangeleenthede betreffende die bestuur van die vereniging word deur die raad deur Reëls bepaal."

17. Die volgende paragraaf word hierby ingevoeg:

"Institusionele Forum

33. (1) Die institusionele forum van die Universiteit bestaan uit verteenwoordigers van belangegroepe, soos volg:

- (a) twee lede van die bestuur van die Universiteit, deur die bestuur aangestel;
- (b) twee lede van die raad, deur die raad aangestel;
- (c) twee lede van die senaat, deur die senaat aangestel;
- (d) twee akademiese werknemers, ooreenkomstig die prosedure wat in paragraaf 11 voorgeskryf word, verkies;
- (e) twee lede van die werknemers anders as die akademiese werknemers, ooreenkomstig die prosedure wat in paragraaf 11 voorgeskryf word verkies;
- (f) twee studente deur die studenteraad aangestel;
- (g) een verteenwoordiger elk, deur die volgende belangegroepe aangestel:
 - (i) Universiteit van Port Elizabeth Akademiese Administrasie Personeelvereniging;
 - (ii) Universiteit van Port Elizabeth-tak van die African National Congress Jeugliga;

- (iii) Universiteit van Port Elizabeth-tak van die Azanian Students' Convention;
- (iv) Universiteit van Port Elizabeth se Sentrum vir Organisasie- en Akademiese Ontwikkeling;
- (v) Universiteit van Port Elizabeth-tak van die National Education, Health and Allied Workers' Union;
- (vi) Universiteit van Port Elizabeth-tak van die Pan Africanist Student Movement of Azania;
- (vii) Universiteit van Port Elizabeth-tak van die Suid-Afrikaanse Parastatale en Tersiêre Inrigtingsunie;
- (viii) Universiteit van Port Elizabeth-tak van die South African Students' Congress;
- (ix) Universiteit van Port Elizabeth Personeelvereniging;
- (x) Universiteit van Port Elizabeth Dosentevereniging; en
- (xi) Universiteit van Port Elizabeth Vroueforum.

- (2) Die institusionele forum verkies 'n voorsitter, 'n ondervoorsitter en ander ampsdraers uit eie geledere vir die ampstermyn soos deur die institusionele forum bepaal.
- (3) Vir die verkiesings in subparagraaf (2) beoog, is die prosedure *mutatis mutandis* dieselfde as dié vir die verkiesing van die voorsitter van die raad soos in die Statuut bepaal.
- (4) Die ampstermyn van lede van die institusionele forum word deur die institusionele forum bepaal, maar mag nie een akademiese jaar vir studentelede of vier akademiese jare vir ander lede oorskry nie.

- (5) Die prosedure en kworum by vergaderings van die institusionele forum word deur die raad bepaal deur Reëls op aanbeveling van die institusionele forum opgestel."

18. Paragraaf 34 van die Statuut word deur die volgende paragraaf vervang:

"Registrateur

34. Die raad stel 'n regstrateur van die Universiteit aan wat die administratiewe beampte van die Universiteit is: Met dien verstande dat, in die afwesigheid van die regstrateur, die raad enige ander persoon mag aanstel om sy of haar bevoegdhede en werksaamhede uit te oefen."

Oorgangsbepalings: Raad

19. 'n Persoon wat onmiddellik voor die datum waarop hierdie Statuut in werking tree, as 'n aangestelde of verkose lid van die raad ingevolge artikel 9(1)(a), 9(1)(b), 9(1)(c), 9(1)(d), 9(1)(e), 9(1)(f), 9(1)(g), 9(1)(h), 9(1)(i), 9(1)(k), 9(1)(l) of 9(1)(p) van die Wet op die Universiteit van Port Elizabeth, 1964, gediën het, bly dien in die raad ingevolge onderskeidelik paragrawe 6A.(1)(a), 6A.(1)(n), 6A.(1)(b), 6A.(1)(c), 6A.(1)(d), 6A.(1)(e), 6A.(1)(f), 6A.(1)(g), 6A.(1)(h), 6A.(1)(j), 6A.(1)(m) of 6A.(1)(o) van die Statuut, soos hierby gewysig, tot die voltooiing van sy of haar ampstermyn ooreenkomstig die wetgewing wat ten tye van sy of haar aanstelling of verkiesing in die raad van krag was.

Oorgangsbepalings: Senaat

20. 'n Persoon wat onmiddellik voor die datum waarop hierdie Statuut in werking tree, as 'n aangestelde of verkose lid van die senaat ingevolge artikel 10(1)(c), 10(1)(g), 10(1)(h), 10(1)(i) of 10(1)(j) van die Wet op die Universiteit van Port Elizabeth, 1964, gediën het, bly dien in die senaat ingevolge onderskeidelik paragrawe 9(1)(d), 19(1)(h), 19(1)(i), 10(1)(j) en 19(1)(k) van die Statuut, soos hierby gewysig, tot die voltooiing van sy of haar ampstermyn ooreenkomstig die wetgewing wat ten tye van sy of haar aanstelling of verkiesing in die

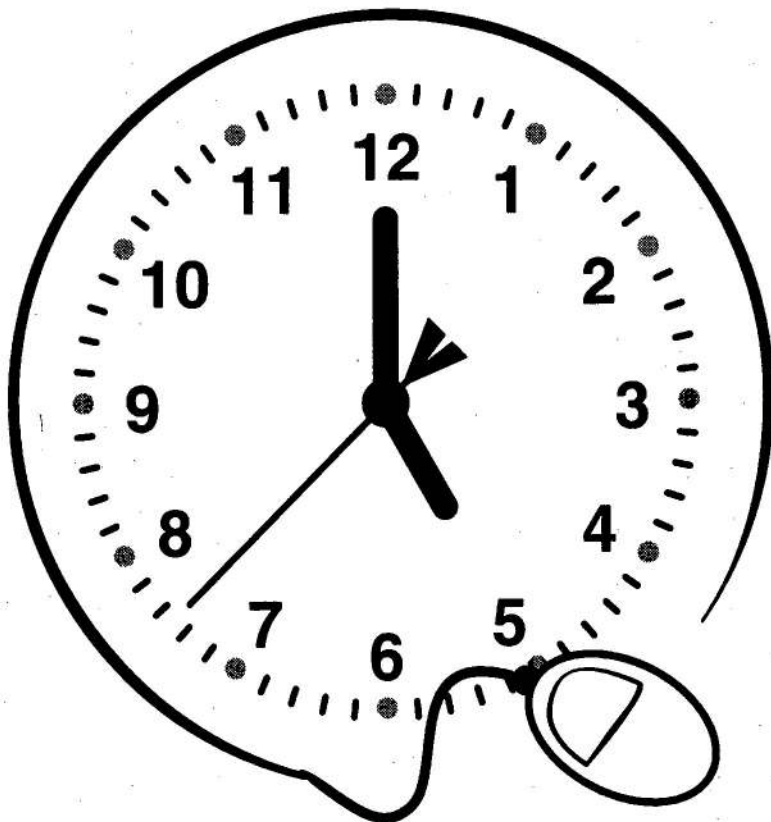
senaat van krag was.

Oorgangsbepalings: Voorsitter, Ondervoorsitter en Sekretaris

21. (1) 'n Lid van die raad wat onmiddellik voor die datum waarop hierdie Statuut in werking tree, as voorsitter of ondervoorsitter gedien het, bly in daardie hoedanigheid dien tot die voltooiing van sy of haar ampstermyn ooreenkomstig die wetgewing wat ten tye van sy of haar verkiesing in genoemde amp van krag was.

(2) Tot tyd en wyl die sekretaris van die raad en die sekretaris van die senaat ingevolge hierdie Statuut verkies word, tree die registrateur as sekretaris van albei liggame op.

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