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GOVERNMENT NOTICE

DEPARTMENT OF EDUCATION

No. 1464

17 December 2004

HIGHER EDUCATION ACT, 1997 (Act No 101 of 1997)

AMENDMENT TO THE STATUTE OF THE UNIVERSITY OF ZULULAND

The Council of the University of Zululand has made the amendment to 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 the date of this publication.

SCHEDULE

General explanatory note:

- [] Words in bold type in square brackets indicate omissions from existing enactments.
- _____ Words underlined with a solid line indicate insertions in existing enactments.

1. *In this Schedule the expression "the Statute" means the Statute of the University of Zululand as published under Government Gazette No 20247, Government Notice No. 819 of 24 June 1999.*

2. *Paragraph 9 of the Statute is hereby amended by the substitution for the paragraph of the following paragraph:*

"Functions and composition of council

9. (1) The council governs the University in terms of section 27 of the Higher Education Act and this Statute.

(2) The council consists of-

- (a) the rector;
- (b) **[not more than two] one** vice-rector[s], designated by the council and the chief financial officer;
- (c) **[the administrative heads of the main campus and the Durban-Umlazi campus of the University]** the registrar;
- (d) three members of the senate, elected by the senate in the manner contemplated in paragraph 31[, **one of whom must represent the Durban-Umlazi campus;**]

- (e) one academic employee, other than members of the senate, elected by the academic employees in the manner contemplated in paragraph 29(1);
- (f) one employee other than an academic employee elected by the non-academic employees in the manner contemplated in paragraph 29(2);
- (g) **[two] one** member[s] of the students' representative council, **[one of whom must represent the Durban-Umlazi campus]**, elected by the students' representative council in the manner contemplated in paragraph 32;
- (h) not more than **[two] six** persons co-opted by the council on account of their experience and expertise;
- (i) five persons appointed by the Minister;
- (j) three persons elected by the convocation in the manner contemplated in paragraph 54;
- (k) one person appointed by each of the **[three] two** local authorities within the boundaries of which **[the campuses of]** the University **[are] is** situated;
- (l) two persons elected by the University of Zululand Foundation to represent the donors of the University;
- (m) one person appointed by the Premier of the Province of KwaZulu-Natal; and
- (n) **[not more than five persons elected or designated by such body or bodies as determined by Statute] one person elected by the traditional leader in the area the University is situated.**

(3) The persons referred to in subsection 2(h), (i), (j), (k), (l), (m) and (n) must not be employees or full-time undergraduate students of the University.

(4) A member of the council, other than a member contemplated in subparagraphs (2)(a), (b), (c) and (g), holds office for a period of four years unless he or she submits his or her resignation in writing to the council or vacates his or her office for any other reason before the expiry of such period.

(5) The term of office of members contemplated in subparagraph (2)(g) is for a period of one year.

(6) Should members cease to be members of the constituency, which the persons represent, their membership of the council must also cease.”

3. *The Statute is hereby amended by the deletion of paragraph 11.*

4. *Paragraph 30 of the Statute is hereby deleted.*

5. *Paragraph 33 of the Statute is hereby amended by the substitution for the paragraph of the following paragraph:*

“Composition of senate

33. The members of the senate referred to in section 28(2) of the Higher Education Act are-

- (a) the rector;
- (b) the vice-rector or vice-rectors;
- (c) not more than two members of the council elected by the council;
- (d) the professors;
- (e) the senior lecturers who are heads of departments;
- (f) one lecturer from each faculty, elected by the faculties from time to time and designated by the council after consultation with the senate;
- (g) the University librarian;
- (h) the directors of centres, institutes or units which have an academic function;
- (i) such other members of the administrative employees, not exceeding three in number, as the council may from time to time on the recommendation of the senate designate for the purpose; and
- (j) three students elected by the students' representative council[, one of whom must represent the Durban-Umlazi Campus].”.

6. Paragraph 38 of the Statute is hereby amended by the substitution for the paragraph of the following paragraph:

“[Election of c]Chairperson and election of vice-chairperson

38. (1) The rector is the chairperson of the senate.

(2) The provisions of paragraph 10(1) to (13) relating to the election of [a chairperson and] a vice-chairperson by the council apply, with the necessary changes, to the election of a [chairperson and a] vice-chairperson by the senate.”.

7. Paragraph 63 of the Statute is hereby amended by the substitution for the paragraph of the following paragraph:

“Registrar

63. (1) The registrar is the secretary to the council and the senate and he or she must act as returning officer at all meetings of the council, the senate[, and the convocation [and the institutional forum].

(2) In the absence of the registrar, his or her powers must be exercised and his or her functions performed by a person designated by the [council] rector.

(3) The registrar, by virtue of his or her office, is the secretary to all meetings of the committees of the council and the senate.

(4) The registrar may designate any other administrative staff member to assist him or her.

(5) The registrar is responsible to the rector for the administration of the University, which include, but are not limited to –

(a) keeping the minutes of the council and the senate meetings;

(b) keeping the minutes of the meetings of all committees of the council and the senate; and

- (c) keeping a register of all resolutions adopted by the council and the senate.”.

8. *The Statute is hereby amended by the deletion of paragraph 81.*

Transitional arrangements

9. *The council ensures the process of transition between the present composition of the council and the new composition.*

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