

1906

CHAPTER 42.

An Act to Establish and Incorporate a University for the Province of Alberta.

(Assented to May 9, 1906.)

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

SHORT TITLE.

Short title

1. This Act may be cited as "*The University Act.*"

CORPORATION.

The corporation

2. A university to be called the University of Alberta consisting of a chancellor, vice-chancellor, senate and convocation is hereby established in the Province as a body politic and corporate.

Power to hold property

3. The said corporation may acquire by purchase or in any other manner and hold for the purposes of the said university any and all property, real and personal, of every nature and kind whatsoever and, subject to the terms of any gift, devise or bequest of any property to the university, shall have power to mortgage, sell transfer or otherwise dispose of all its property real or personal.

VISITOR.

Visitor

4. The Lieutenant Governor of the Province shall be the visitor of the university with authority to do all those acts which pertain to visitors as to such Lieutenant Governor shall seem meet.

CHANCELLOR.

Election and term of office of chancellor

5. The chancellor of the said university shall be elected by the members of convocation in the manner hereinafter mentioned and shall hold office for three years and until his successor is elected.

(2) The chancellor first elected shall hold office until two years from the first Wednesday of October next following his election and until his successor is elected.

(3) The ordinary triennial election of chancellor shall take place on the first Wednesday in October in any year in which an election is required.

(4) In case of vacancy in the office of chancellor by death, resignation or any other cause before the expiration of his term of office then at a special election to be holden for that purpose, of which election notice shall be given in such manner as may be provided by statute of the senate, the members of convocation entitled to vote shall elect a chancellor for the remainder of the term in which such death, resignation or other avoidance may have happened.

VICE CHANCELLOR.

6. The vice chancellor of the university shall be elected by the members of the senate from among themselves and shall hold office for three years and until his successor is appointed.

(2) The ordinary triennial election of vice chancellor shall take place at the first meeting of the senate in any academic year in which such election may be required and the registrar shall at least one month before the meeting notify all the members of the senate that the election is to be held.

(3) In case of vacancy in the office of vice chancellor by death, resignation or any other cause before the expiration of his term of office the members of the senate shall at a meeting to be held by them for that purpose, as soon as conveniently may be, of which notice shall be given in such manner as may be provided by statute of the senate, elect one other of the said members of the senate to be vice chancellor for the remainder of the term.

SENATE.

7. The senate of the university shall be composed as follows:

1. The Minister of Education, the chancellor;
2. Ten members to be appointed by the Lieutenant Governor in Council;
3. Five members to be elected by convocation from its members.

CONVOCAATION.

8. The first convocation of the university shall consist of all graduates of any university in His Majesty's Dominions having the degree of Bachelor or Master of Arts, Bachelor Licentiate or Doctor of Law or of Civil Law, Bachelor or Doctor of Medicine, Bachelor or Master of Science, or

Bachelor of the Science of Agriculture and graduates of the Royal Military College of Canada who are actually residing in the Province three months prior to the first election of members of the Senate of the university and who at least one month prior to the said election register themselves as members of such convocation in the office of the Provincial Secretary.

Convocation

9. After the first convocation, convocation shall be composed of the members of the first convocation as constituted under the next preceding section and all persons who shall become graduates of the university.

ELECTION OF CHANCELLOR AND MEMBERS OF SENATE.

Register for first election

10. A register shall be kept by the Provincial Secretary in which he shall enter the names of graduates who are entitled to be members of the first convocation upon their producing to him satisfactory proof of their qualification under section 8 and upon payment of the fee of \$2 and the entry upon the register of the name of any person shall be conclusive evidence that such person is a member of the convocation and is entitled to vote as such.

(2) The fees paid to the provincial secretary under this section shall be transmitted by him to the treasurer of convocation upon his appointment.

Date of first election

11. The date of the first election shall be fixed by the Lieutenant Governor in Council of which not less than three months' notice shall be given in the Alberta Gazette and at least three weeks prior to such date the Provincial Secretary shall send a list of all the members of the first convocation to each member thereof.

Nomination of chancellor and members of senate

12. For the first election of chancellor and members of the senate no nomination shall be necessary and for any subsequent election any three members of convocation may nominate a candidate for the office of chancellor or for the office of member of the senate and the nomination paper or papers shall be sent to the registrar at least one month before the date fixed for the election.

Where only requisite number nominated

13. In the event of only one candidate being nominated for chancellor or only so many candidates being nominated for the senate as are required to be elected such candidate or candidates shall be deemed to have been elected and in such cases no voting papers shall be required to be sent out.

Manner of election

14. The votes at any election by convocation shall be given for the chancellor and for the members of the senate

respectively by voting papers in the form in the schedule to this Act or to the like effect being delivered to the Provincial Secretary at the first election and to the registrar of the university at any subsequent election at such time and place as may be prescribed by the Lieutenant Governor in Council or by statute of the senate respectively.

15. Any voting papers received by post on or prior to the date of such election shall be deemed to be delivered for the purpose of such election. Voting papers to be counted

16. For any election after the first election it shall be the duty of the registrar to send to each member of convocation where his residence is known to the registrar a list of the candidates duly nominated arranged in alphabetical order accompanied by one copy of the form of voting paper in the schedule to this Act applicable to the election or elections then next to be held and such list and form shall be sent in such manner and at such time before the date of such election as may be directed by statute of the senate. Voting papers to be sent by registrar

17. Said voting papers shall upon the day following the date of election at an hour to be stated by the statute be opened by the registrar or the university in the presence of such members of convocation as may desire to be present and the registrar shall examine and count the votes and keep a record thereof in a proper book to be provided by the senate. Opening voting papers

18. The person who has the highest number of votes at an election for chancellor shall be chancellor of the university for the term of office then next ensuing or for the unexpired portion of the then current term as the case may be. Election of chancellor

19. The members of convocation who have the largest number of votes for members of the senate shall be declared elected members thereof, their number and term of office being limited as herein provided. Election of members of senate

20. Any member of convocation may be elected chancellor or member of the senate. Who may be elected

21. In case of an equality of votes between two or more persons, leaving the election of the chancellor or of one or more members of the senate undecided, the election shall be determined by the registrar by lot. Equality votes

22. In the event of any elector placing more than one name on his voting paper for chancellor or more than the required number on his voting paper for members of the senate the first name only shall be taken for chancellor and the first names only not exceeding the required number shall be taken for the members of the senate. Informal voting papers

Notification of
appointed
members

23. Whenever an appointment is made by the Lieutenant Governor in Council to fill vacancies, whether on retirement by rotation or from other cause arising, the Provincial Secretary shall forthwith communicate the name of the person so appointed to the registrar of the university.

Term of

24. The elected and appointed members of the senate shall hold office for three years and shall be eligible for re-election or re-appointment provided that the first elected or appointed members of the senate shall hold office until two years from the first Wednesday of October next following their election or appointment.

Vacancy

25. Whenever a vacancy occurs in the senate through the retirement of any member for any cause whatever it shall be competent for those by whom such retiring member was elected or appointed to elect or appoint, as the case may be, a successor who shall hold office for the remainder of the term of such retiring member.

MEETINGS AND POWERS OF SENATE.

First meeting

26. The first meeting of the senate shall be held within one month after the first election by convocation under this Act and such meeting shall be at the call of the chancellor of the university.

Powers of
senate

27. The senate shall have power to regulate its meetings and proceedings and shall have the entire management of and superintendence over all the affairs, concerns and property of the university and in all cases unprovided for by this Act it shall be lawful for the senate to act in such manner as shall appear to it best calculated to promote the purposes intended to be promoted by the university and it shall have full power to prescribe examinations and confer degrees and to appoint at such salaries as it shall think fit and at pleasure to dismiss all professors, tutors, lecturers, teachers and other necessary officers, assistants and servants of the university.

(2) No religious test shall be required of any professor, teacher, lecturer or student or servant of the university nor shall religious observances according to the forms of any particular religious denomination or otherwise be imposed on them or any of them.

Statutes

28. The senate may from time to time make or alter any statute or statutes touching any matter whatsoever regarding the university not inconsistent with the provisions of this Act or any law in force in the Province.

29. All statutes of the senate shall have the common seal of the university affixed thereto and they shall be binding in accordance with the true intent and meaning thereof.

Form of statutes

30. By any such statute power may be given to any committee, officers or persons to make such regulations for better carrying out the provisions or object of any statute of the senate in the manner and to the extent therein prescribed.

Delegation of powers

31. The senate may from time to time affiliate any incorporated college or colleges with the university on being satisfied that such college is in operation and possessed of the requisite buildings and a sufficient staff of professors and other teaching officers to affiliate.

Affiliation of colleges

32. Any college affiliated with the university under this Act may be removed from such affiliation by statute of the senate of the university.

Removal from affiliation

MEETINGS AND PROCEEDINGS OF CONVOCATION.

33. The regular annual meeting of convocation shall be held on the third Tuesday in May and convocation may hold other meetings at such time and place as it may decide by resolution.

Meetings of convocation

34. Convocation shall also meet at the call of the senate.

Call of the senate

35. The chairman of convocation shall call an extraordinary meeting of convocation on requisition of ten members; but such requisition shall state the object or objects of the meeting to be called and no matter shall be discussed at such extraordinary meeting except the matter or matters for which it was convened.

Extraordinary meeting

36. At least twenty days' notice of every special meeting of convocation shall be given in writing to each member whose address is known and the object or objects of such meeting shall be clearly stated in such notice.

Notice of special meeting

37. The officers of convocation shall be a chairman, a secretary and an executive committee consisting of five members all of whom shall be elected annually in such manner as convocation shall determine.

Officers of convocation

38. Convocation shall have power to make such rules, by-laws and regulations as it may consider requisite for conducting its business and proceedings.

Rules and regulations

Fee **39.** Convocation shall have the power of fixing a fee to be paid by its members to defray the necessary expenses of convocation.

REGISTRAR.

The registrar **40.** The registrar of the university shall be appointed by the senate and it shall be his duty to keep all necessary records and accounts and to perform such other duties as may be required of him by the senate.

FACULTIES.

Faculties **41.** There shall be in the university such faculties as the senate may by statute determine.

ENDOWMENTS.

Endowments **42.** Any person or corporation may with the approval of the senate found one or more professorships, lectureships, fellowships, scholarships, exhibitions, prizes or other rewards in the university by providing a sufficient endowment in land or other property and conveying the same to the corporation of the university for such purposes and every such endowment of lands or other property shall be vested in the corporation of the university for the purpose or purposes for which it was given.

University to be non-sectarian **43.** The university shall be strictly non-sectarian in principle and no religious dogma or creed shall be taught and no religious test required of any student or other person.

Education of women **44.** The senate shall make all provision for the education of women in the university in such manner as it shall deem most fitting, provided however that no woman shall by reason of her sex be deprived of any advantage or privilege accorded to male students of the university.

SCHEDULE.

FORM OF VOTING PAPER.

I, _____ resident at _____
 in the _____ do hereby
 declare:

1. That I am a member of convocation of the University
 of Alberta.

2. That the signature affixed hereto is my proper hand-
 writing.

3. That I have not at this election signed any other voting
 paper as a member of convocation.

4. That I vote for the following person to be chancellor of
 the said university:

of

5. That I vote for the following persons to be members of
 the senate of the said university:

of

of

etc.

Witness my hand this _____ day of _____ 19 .