

UNIVERSITY AND UNIVERSITY COLLEGES
(CONSTITUTION) AMENDMENT ACT, 1978, No. 87

New South Wales



ANNO VICESIMO SEPTIMO

ELIZABETHÆ II REGINÆ

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Act No. 87, 1978.

An Act to amend the University and University Colleges Act, 1900,
with respect to the election of a member of the Legislative
Council as a member of the Senate of the University of Sydney.
[Assented to, 11th September, 1978.]

University and University Colleges (Constitution) Amendment.

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title.

1. This Act may be cited as the "University and University Colleges (Constitution) Amendment Act, 1978".

Commencement.

2. (1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided in subsection (1), this Act shall commence on the first appointed day.

(3) In subsection (2), "first appointed day" has the meaning ascribed thereto by section 16 of the Constitution Act, 1902.

Amendment of Act No. 22, 1900.

3. The University and University Colleges Act, 1900, is amended—

Sec. 7. (University to consist of a Senate.)

(a) by omitting section 7 (2) (a) (i) and by inserting instead the following subparagraph :—

(i) as soon as practicable after each periodic Council election within the meaning of section 3 of the Constitution Act, 1902; or

Sec. 9. (Vacation of office of Fellow.)

(b) (i) by omitting section 9 (h) and by inserting instead the following paragraph :—

(h) ceases, in the case of a Fellow referred to in section 7 (1) (b)—

(i) to be a member of the Legislative Council otherwise than by reason of section 22B (1) (c) of the Constitution Act, 1902; or

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- (ii) to be a member of the Legislative Council by reason of section 22B (1) (c) of that Act and does not become a candidate at the next periodic Council election within the meaning of section 3 of that Act or, as the case may be, becomes a candidate but is not elected;
- (ii) by omitting section 9 (i) (ii) and by inserting instead the following subparagraph :—
 - (ii) to be a member of the Legislative Assembly by reason of its dissolution or its expiration by effluxion of time and does not become a candidate at the next general election of members of that Assembly or, as the case may be, becomes a candidate but is not elected;

4. Notwithstanding section 3, a Fellow of the Senate of the ~~Saving~~ University of Sydney who was elected by the Legislative Council and who is holding that office immediately before the commencement of that section does not cease to hold that office until—

- (a) the Legislative Council elects one of its members to replace him; or
- (b) he ceases to hold that office pursuant to the University and University Colleges Act, 1900, as in force immediately before that commencement,

whichever first occurs.
