

ST. ANDREW'S
COLLEGE.

An Act to incorporate Saint Andrew's College
as a College within the University of Sydney.
[12th December, 1867.]

Preamble.

WHEREAS by Act eighteenth Victoria number thirty-seven provision has been made for encouraging and assisting the establishment of Colleges within the University of Sydney and whereas it is proposed to institute and endow such a College within said University to be called Saint Andrew's College wherein may be afforded to Presbyterian and other students residence and domestic supervision with systematic religious instruction in accordance with the principles of the Presbyterian Church of New South Wales and also efficient tutorial assistance in their preparations for the University lectures and examinations and whereas it is expedient that the said College be incorporated Be it therefore 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:—

Saint Andrew's
College incorporated.

1. So soon as it shall be made to appear to the satisfaction of the Governor that a sum of not less than ten thousand pounds has been subscribed for the endowment aforesaid and that the amount has either been paid or secured to be paid for that purpose in accordance with section two of eighteenth Victoria number thirty-seven and that a Principal and twelve Councillors for the government of the said College in accordance with the constitution thereof as in this Act set forth have been duly elected and appointed the same shall be notified by proclamation in the New South Wales *Government Gazette* under the hand of the Governor and immediately upon such notification and from thenceforth the Principal and Councillors of the said College shall be and they are hereby constituted a body politic and corporate by the name of "The Principal and Councillors of Saint Andrew's College" by which name the said incorporated body shall have perpetual succession and a common seal and shall sue and be sued or otherwise appear and answer and be answered and may take and hold to them and to their successors by grant will or otherwise in perpetuity or for any term of life or years as well chattels and other personal property as lands buildings and hereditaments and the same or any part thereof may alien or otherwise dispose of or demise and also shall or may do all other things incident or appertaining to a body politic or corporate.

Restraining disposal
of lands derived
from the Crown.

2. Provided always that it shall not be lawful for the said Corporation or any person or persons seised of or entitled to lands in trust for the Corporation or for College purposes to alienate mortgage charge

Saint Andrew's College.

charge or demise any lands or hereditaments granted to or in trust for the Corporation or for College purposes by Her Majesty or Her Successors without the consent in writing of the Governor with the advice of the Executive Council for the time being.

3. The Principal who shall also be a Councillor and shall always be a duly ordained Presbyterian Minister holding and prepared to subscribe (when called on so to do) the standards of the Presbyterian Church of New South Wales shall be chosen and appointed by the said twelve Councillors of whom four but not more shall be ordained Ministers of the Presbyterian Church of New South Wales and all tutors and professors in the College shall be chosen and appointed by said Principal and Councillors.

Constitution of Council.

4. The Principal and said twelve Councillors for the time being of whom five shall be a quorum shall together form a Council to be called the Council of Saint Andrew's College in which shall be vested at all times the government in every respect of the College and all matters relating thereto. No temporary vacancy or vacancies in the office of Principal or in the number of Councillors of the College shall be deemed in any way to affect the constitution of the College or its privileges or status as an incorporated body.

Powers of Council.

5. The first twelve Councillors shall be elected by the subscribers to the funds of the College every subscriber of one pound paid to have one vote every subscriber of ten pounds to have two votes every subscriber of twenty-five pounds three votes and every subscriber of fifty pounds or upwards to have four votes all such votes to be given by ballot and subscribers not present at any meeting for such purpose who may authorize in writing any other subscriber shall be allowed to vote by proxy.

Mode of election of Councillors.

6. All future vacancies either in the office of Principal or in the number of Councillors shall be filled up by election by the remaining Councillors and such graduates of the University as still continue on the books of the College. Provided always that no person shall be deemed eligible as a Councillor who is not a member of the Presbyterian Church of New South Wales.

Vacancies how filled up.

7. The Moderator for the time being of the General Assembly of the Presbyterian Church of New South Wales shall be the Visitor of the College and shall have the right to visit the College at any time to examine into the manner in which it is conducted and to see that its laws and regulations are duly observed and executed.

Visitor.

8. The Principal and professors or tutors shall be liable respectively to removal or suspension for a sufficient cause by the Council subject to an appeal to the Visitor in any case involving the moral character of any of them. Provided that if the ground of complaint shall concern the theological or religious doctrines or teaching of the Principal and tutors or professors or any of them the Councillors shall not adjudicate thereon but shall remit the same for trial to the Presbytery of Sydney subject to an appeal to the General Assembly of the Presbyterian Church of New South Wales.

Removal and suspension.

9. The Council of the College shall have power from time to time to make and establish all such by-laws and rules for carrying into effect the several provisions and objects of this Act as to the said Council shall seem expedient and such laws and rules from time to time to alter and revoke or to substitute others in their places. Provided that every such by-law and rule shall be transmitted to the Governor within thirty days after being made to be by him laid before the Houses of Parliament of the Colony as soon as conveniently may be thereafter.

Power of making by-laws.

Cataract Coal Mine Railway.

Residence after
graduation.

10. The College of Saint Andrew's hereby incorporated shall be a College of and within the University of Sydney and all students in the College shall immediately upon entering therein matriculate in the said University and shall be subject to the discipline thereof and shall be required duly and regularly to attend the lectures of the University on those subjects an examination and proficiency in which are required for honors and degrees with the exception (if thought fit by the Council) of the lectures on ethics metaphysics and modern history But students after taking their degrees at the University may continue in the College for a period not exceeding four years for the purpose of prosecuting such branches of learning as may not be taught in the University.

Deed of grant how
to be construed.

11. And whereas in the deed of grant to the University of Sydney of land in trust for certain Colleges when the founders of the same shall have complied with the conditions of public endowment as therein mentioned a portion of the said land is vested in the Senate of the University in trust for a College in connection with the "Church of Scotland" the phrase "Church of Scotland" shall be understood to signify the Presbyterian Church of New South Wales.
