

**WOMEN'S COLLEGE (AMENDMENT) ACT, 1977**

**New South Wales**



ANNO VICESIMO SEXTO

**ELIZABETHÆ II REGINÆ**

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**Act No. 52, 1977.**

An Act to amend the Women's College Act, 1902, to enable persons other than female students to reside in the College, to alter the constitution of the Council of the Women's College, and in certain other respects; and to amend section 37 of the University and University Colleges Act, 1900. [Assented to, 21st June, 1977.]

**BE**

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*Women's College (Amendment).*

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**B**E 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 "Women's College (Amendment) Act, 1977".

Schedules.      2. This Act contains the following Schedules :—  
                          SCHEDULE 1.—AMENDMENTS TO THE WOMEN'S  
    COLLEGE ACT, 1902.  
                          SCHEDULE 2.—AMENDMENT TO THE UNIVERSITY  
    AND UNIVERSITY COLLEGES ACT, 1900.

Amendment of Act No. 71, 1902.      3. The Women's College Act, 1902, is amended in the manner set forth in Schedule 1.

Amendment of Act No. 22, 1900.      4. The University and University Colleges Act, 1900, is amended in the manner set forth in Schedule 2.

Sec. 3.

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SCHEDULE 1.

AMENDMENTS TO THE WOMEN'S COLLEGE ACT, 1902.

(1) Section 2 (2), (3)—

Omit the subsections.

SCHEDULE

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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

(2) (a) Section 3, definition of "by-laws"—

Before the definition of "College", insert :—

"by-laws" means by-laws under this Act;

(b) Section 3, definition of "College"—

Omit "College for Women", insert instead  
"Women's College".

(c) Section 3, definitions of "councillor" and "elective  
councillor"—

After the definition of "Council", insert :—

"councillor" means a councillor referred to in  
section 5;

"elective councillor" means a councillor  
elected under section 6 or appointed  
under section 7;

(3) (a) Section 4 (1)—

Omit "them and their", insert instead "it and its".

(b) Section 4 (3), (4)—

After section 4 (2), insert :—

(3) Without prejudice to the generality of  
subsection (2), the Council may, and shall be  
deemed always to have been able to, fix fees or  
other charges for residential accommodation or  
any other amenity or service provided by the  
Council under this Act.

SCHEDULE

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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

(4) Sections 38 (III) and 39 of the Interpretation Act, 1897, apply to and in respect of the Council as if it had been constituted by or under an Act passed after the commencement of the Interpretation (Amendment) Act, 1969.

## (4) (a) Section 5—

Omit "said body corporate", insert instead "Council".

## (b) Section 5 (a)—

Omit "women, and", insert instead "women;"

## (c) Section 5 (b) and (c)—

Omit the paragraphs, insert instead :—

(b) subject to subsection (2), three ex-officio councillors of whom one shall be the Principal of the College and the other two the persons nominated under section 8 (1); and

(c) the councillor appointed under section 8A.

## (d) Section 5, proviso—

Omit the proviso.

## SCHEDULE

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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

(e) Section 5 (2)—

At the end of section 5, insert :—

(2) Any person holding office as Vice-Principal of the College shall be an ex-officio councillor in addition to the persons referred to in subsection (1) (b).

(5) (a) Section 6—

Omit “the appointment of” wherever occurring.

(b) Section 6 (3)—

Omit the subsection, insert instead :—

(3) Only persons who are members of the class of persons prescribed by the by-laws for the purposes of this subsection are qualified to vote at an election of elective councillors.

(c) Section 6 (4)—

Omit “and the votes shall be recorded”.

(d) Section 6 (5)—

After section 6 (4), insert :—

(5) A by-law made for the purposes of subsection (3) may prescribe a class of persons by reference to a roll or other instrument in writing that is required by the by-laws to be kept by a prescribed person.

**SCHEDULE**

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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

## (6) (a) Section 7—

Omit “rules and”.

## (b) Section 7 (2)—

At the end of section 7, insert :—

(2) An appointment required to be made under subsection (1) shall be made within 4 months of the occurrence of the casual vacancy in respect of which it is required to be made.

## (7) (a) Section 8—

Omit “, and such persons so nominated shall be ex-officio councillors during the period for which they are respectively so nominated”, insert instead “for a period of time specified by the Senate”.

## (b) Section 8 (2), (3)—

At the end of section 8, insert :—

(2) The Senate may revoke a nomination made under subsection (1).

(3) A person nominated under subsection (1) shall be an ex-officio councillor from the commencement of the period of time for which that person has been nominated to be a councillor until—

(a) that person ceases to be a member of the Senate;

SCHEDULE

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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

- (b) the nomination of that person is  
revoked by the Senate; or
- (c) the expiration of the period of time for  
which that person has been nominated,  
whichever first occurs.

(8) Section 8A—

After section 8, insert :—

8A. (1) The Principal of the College shall from time to time appoint by instrument in writing a resident of the College who is a student of the University to be a councillor representing the residents of the College. <sup>Appointed councillor.</sup>

(2) The Principal of the College shall, when appointing a councillor under subsection (1), specify or describe in the instrument appointing the councillor the period of time for which that person shall hold office as a councillor.

(3) A person appointed under subsection (1) shall be a councillor on and from the day commencing the period of time for which that person has been appointed to be a councillor until—

- (a) the expiration of the period of time for which that councillor has been appointed;
- (b) the first anniversary of that day; or

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*Women's College (Amendment).*


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SCHEDULE 1—*continued.*AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

(c) the councillor ceases to be a resident of the College or a student of the University, whichever first occurs.

(4) A person who has been appointed under subsection (1) and whose term of office as a councillor has expired may be re-appointed as a councillor under this section if that person is otherwise qualified to be so appointed.

(9) (a) Section 10—

Omit "Vice-Chancellor", insert instead "Deputy Chancellor".

(b) Section 10—

Omit "its laws, by-laws, and rules", insert instead "the by-laws and resolutions of the Council".

(10) Sections 11, 12—

Omit the sections, insert instead :—

Purposes  
of Council.

11. (1) The main purposes of the Council are—

- (a) to provide, maintain and develop the College as a residence for such female students of the University as the Council may approve and for related purposes; and
- (b) to provide such assistance in the educational development of the residents of the College who are students of the University as the Council may decide.

SCHEDULE



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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

(2) To the extent that its exercise of the following powers does not hinder or prevent the Council from carrying out its main purposes, the Council may, on such conditions as it thinks fit—

- (a) provide the College as a residence for male students of the University;
- (b) provide the College as a residence for persons other than students of the University; and
- (c) approve of the use of the College or any part thereof in connection with activities other than those related to the furtherance of its main purposes.

12. No political or religious test shall be administered to any person to entitle that person to be admitted as or continue as a resident of the College, to hold any office related to the person's being a resident of the College or to enjoy any benefit, advantage or privilege related to the College. Political or religious discrimination prohibited.

(11) (a) Section 13 (1)—

Omit “, who shall be a woman,”.

(b) Section 13 (2)—

Omit “said”.

(c) Section 13 (2)—

Omit “and rules of the College,”.

**SCHEDULE**

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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

(d) Section 13 (2)—

Omit "students and of the institution", insert instead "residents of the College and of the College".

(12) Sections 13A, 13B—

After section 13, insert :—

Vice-  
Principal.

13A. (1) The Council may appoint a person as Vice-Principal of the College to hold office for such period as it specifies at the time of the appointment.

(2) The Vice-Principal shall, in the absence of the Principal from the College, exercise and perform the powers, authorities, duties and functions of the Principal.

(3) The Vice-Principal shall be liable to suspension or removal for sufficient cause by the Council, subject to an appeal to the Visitor.

Appeals  
to Visitor.

13B. (1) If the Principal or the Vice-Principal appeals to the Visitor under section 13 (1) or 13A (3), as the case may be, the Visitor may address the Council or make representations in writing to the Council in relation to the decision of the Council from which the appeal was made.

SCHEDULE

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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*

AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

(2) A decision of the Council to suspend or remove the Principal or Vice-Principal remains in force notwithstanding that an appeal has been made to the Visitor under section 13 (1) or 13A (3), as the case may be, except in so far as the Council subsequently varies the decision.

(13) Sections 14, 15—

Omit the sections.

(14) (a) Section 16—

Omit "rules and".

(b) Section 16—

Omit "Every such rule and by-law". insert instead  
"(2) By-laws".

(c) Section 16—

Omit "rules or" wherever occurring.

(d) Section 16 (c)—

Omit "rule or".

(e) Section 16 (c)—

Omit "such rule, by-law, or part thereof respectively", insert instead "the by-law or part thereof disallowed".

SCHEDULE

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*Women's College (Amendment).*

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SCHEDULE 1—*continued.*AMENDMENTS TO THE WOMEN'S COLLEGE  
ACT, 1902—*continued.*

## (f) Section 16 (3)—

At the end of section 16, insert :—

(3) A by-law may confer on the Council or the Principal of the College power to give residents of the College, in such manner as may be prescribed, instructions, orders or directions.

## Sec. 4.

## SCHEDULE 2.

AMENDMENT TO THE UNIVERSITY AND UNIVERSITY  
COLLEGES ACT, 1900.

## Section 37—

Omit "established by the University".  
  

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