
3rd Session, 50th Legislature,
New Brunswick,
34 Elizabeth II, 1985

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BILL 73

AN ACT TO AMEND
THE UNIVERSITE DE MONCTON ACT

PROJET DE LOI

LOI MODIFIANT LA LOI INTITULÉE
UNIVERSITE DE MONCTON ACT

FACULTY OF
LAW LIBRARY
UNIVERSITY OF
NEW BRUNSWICK

1985 - 10 - 10007

MR. WEDGE

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**An Act to Amend
the Universite de Moncton Act**

WHEREAS Universite de Moncton prays that it be enacted as hereinafter set forth;

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of New Brunswick, enacts as follows:

1 *Subsection (3) of section 1 of the Universite de Moncton Act, chapter 119 of 12 Elizabeth II, 1963 is repealed and the following substituted therefor:*

1(3) The Board of Governors, which shall have the executive powers of the University, shall consist of the following twenty seven members:

- (a) The Chancellor, ex officio;
- (b) The president, who is the chief executive officer of the University, ex officio;
- (c) Three members of the teaching staff of the University, one from each campus, elected by the said staff of each of the three campuses of the University;
- (d) Three students, one from each campus, to be elected by the student body of each of the three campuses of the University;

**Loi modifiant la loi intitulée
Universite de Moncton**

CONSIDÉRANT QUE l'Universite de Moncton demande l'adoption des dispositions qui suivent;

À CES CAUSES, Sa Majesté, sur l'avis et du consentement de l'Assemblée législative du Nouveau-Brunswick, décrète:

1 *Le paragraphe 1(3) de la loi intitulée Universite de Moncton Act, chapitre 119 des Lois du Nouveau-Brunswick de 1963, est abrogé et remplacé par ce qui suit:*

1(3) The Board of Governors, which shall have the executive powers of the University, shall consist of the following twenty seven members:

- (a) The Chancellor, ex officio;
- (b) The president, who is the chief executive officer of the University, ex officio;
- (c) Three members of the teaching staff of the University, one from each campus, elected by the said staff of each of the three campuses of the University;
- (d) Three students, one from each campus, to be elected by the student body of each of the three campuses of the University;

(e) Three members, one for each of the three regions, that is the North West, the North East and the South East, to be elected by the association of alumni and friends of each of the three campuses;

(f) Three members, one from each of the three regions, that is a resident of the North West, the North East and the South East, to be appointed by the Lieutenant-Governor in Council;

(g) Three members from New Brunswick, but residing outside the North West, the North East and the South East regions, one of whom to be appointed by the Lieutenant-Governor in Council and the other two by the Board of Governors;

(h) Six members, two from each of the three regions, that is two residents of the North West, the North East and the South East, to be appointed by the Board of Governors;

(i) Four members from outside New Brunswick, two of whom residing in the Atlantic area, to be appointed by the Board of Governors.

1(3.1) All vice-presidents may attend the meetings of the Board of Governors, but without voting power.

2 *Subsection (4) of the said Act is repealed and the following substituted therefor:*

4(1) Subject to section 12, the Board of Governors shall appoint its Chairman, the members of its Executive Committee, the Chancellor, the President, the Vice-Presidents and, upon the recommendation of the Executive Committee, the other officers and staff of the University.

4(2) For the purpose of this subsection, officers and staff of the University shall include the President, the Vice-Presidents and all senior employees directly accountable to them, the Secretary General, the Director of Development, the Deans and Directors of faculties and schools, the Vice-Deans or their equivalent and all other senior employees so designated by the Board of Governors.

(e) Three members, one for each of the three regions, that is the North West, the North East and the South East, to be elected by the association of alumni and friends of each of the three campuses;

(f) Three members, one from each of the three regions, that is a resident of the North West, the North East and the South East, to be appointed by the Lieutenant-Governor in Council;

(g) Three members from New Brunswick, but residing outside the North West, the North East and the south East regions, one of whom to be appointed by the Lieutenant-Governor in Council and the other two by the Board of Governors;

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1(3.1) All vice-presidents may attend the meetings of the Board of Governors, but without voting power.

2 *Le paragraphe 1(4) de cette loi est abrogé et remplacé par ce qui suit:*

4(1) Subject to section 12, the Board of Governors shall appoint its Chairman, the members of its Executive Committee, the Chancellor, the President, the Vice-Presidents and, upon the recommendation of the Executive Committee, the other officers and staff of the University.

4(2) For the purpose of this subsection, officers and staff of the University shall include the President, the Vice-Presidents and all senior employees directly accountable to them, the Secretary General, the Director of Development, the Deans and Directors of faculties and schools, the Vice-Deans or their equivalent and all other senior employees so designated by the Board of Governors.

3 Section 7 of the said Act is repealed and the following substituted therefor:

7(1) The University is declared to be a degree-granting French-language University in New Brunswick with campuses in Moncton, Edmundston and Shippagan. The role of each campus cannot be modified, except by two-thirds of the votes cast by the members present at a meeting of the Academic Senate and of the Board of Governors respectively, and by an amendment to the present Act.

7(2) The role of each campus is outlined as follows:

(a) Subject to subparagraphs 7(2)(b) and (c), the Moncton campus is exclusively entitled to offer full University programs leading to degrees at the bachelor, masters and doctorate levels;

(b) The Edmundston campus is entitled to offer the two first years of University programs as well as the open bachelor of arts program, subject to the specific conditions set out by the Academic Senate. Furthermore, it is exclusively entitled to offer the five year forestry sciences program.

(c) The Shippagan campus is entitled to offer the two first years of University programs. Furthermore, it is exclusively entitled to offer the program leading to a certificate, diploma or bachelor's degree in secretarial sciences as well as three years of the fisheries management program.

7(3) Each campus shall have its own budget. The distribution of grants originating from the Provincial or Federal Governments shall be made to each campus according to the same standards and criteria used in the allotment of regular grants to the various universities of the Province.

4 Section 10 of the said Act is repealed and the following substituted therefor:

3 L'article 7 de cette loi est abrogé et remplacé par ce qui suit:

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7(2) The role of each campus is outlined as follows:

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(b) The Edmundston campus is entitled to offer the two first years of University programs as well as the open bachelor of arts program, subject to the specific conditions set out by the Academic Senate. Furthermore, it is exclusively entitled to offer the five year forestry sciences program.

(c) The Shippagan campus is entitled to offer the two first years of University programs. Furthermore, it is exclusively entitled to offer the program leading to a certificate, diploma or bachelor's degree in secretarial sciences as well as three years of the fisheries management program.

7(3) Each campus shall have its own budget. The distribution of grants originating from the Provincial or Federal Governments shall be made to each campus according to the same standards and criteria used in the allotment of regular grants to the various universities of the Province.

4 L'article 10 de cette loi est abrogé et remplacé par ce qui suit:

10(1) The University shall have an Academic Senate composed of the following members:

- (a) The President of the University, ex officio;
- (b) The Vice-President (academic);
- (c) The Director of Studies of the Edmundston campus;
- (d) The Director of Studies of the Shippagan campus;
- (e) The Dean or Director of each faculty or school of the University;
- (f) Twelve members elected by the teaching staff of the Moncton campus;
- (g) Four members elected by the teaching staff of the Edmundston campus;
- (h) Two members elected by the teaching staff of the Shippagan campus;
- (i) The Director of Research;
- (j) The Chief Librarian;
- (k) The Director of Extension Services; and
- (l) Five students as follows: one graduate student and two undergraduate students to be elected by the graduate students and the undergraduate students respectively of the Moncton campus, one student to be elected by the student body of the Edmundston campus, and one student to be elected by the student body of the Shippagan campus.

10(2) The other vice-presidents may attend the meetings of the Academic Senate, but without voting power.

5 *Section 11 of the said Act is repealed and the following substituted therefor:*

10(1) The University shall have an Academic Senate composed of the following members:

- (a) The President of the University, ex officio;
- (b) The Vice-President (academic);
- (c) The Director of Studies of the Edmundston campus;
- (d) The Director of Studies of the Shippagan campus;
- (e) The Dean or Director of each faculty or school of the University;
- (f) Twelve members elected by the teaching staff of the Moncton campus;
- (g) Four members elected by the teaching staff of the Edmundston campus;
- (h) Two members elected by the teaching staff of the Shippagan campus;
- (i) The Director of Research;
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- (l) Five students as follows: one graduate student and two undergraduate students to be elected by the graduate students and the undergraduate students respectively of the Moncton campus, one student to be elected by the student body of the Edmundston campus, and one student to be elected by the student body of the Shippagan campus.

10(2) The other vice-presidents may attend the meetings of the Academic Senate, but without voting power.

5 *L'article 11 de cette loi est abrogé et remplacé par ce qui suit:*

11(1) The Academic Senate shall have the power to manage, control and regulate all University matters relating to teaching and research. Without restricting the generality of the foregoing, such matters include planning, the creation of programs and their implementation, the choice of their location, control over the quality of teaching and programs and the pursuit of academic excellence. The creation of a new program and the location where it will be offered shall not be considered separately and any decision thereon must be made at the same time and include both factors.

11(2) Notwithstanding subsection 11(1), the Board of Governors may, subject to section 12:

(a) grant or deny approval of a new program for financial reasons only;

(b) approve or refuse to give effect to any decision of the Academic Senate to discontinue a program, with or without financial considerations;

(c) set up a new campus, upon the approval of the Academic Senate as expressed by a majority vote;

(d) close an existing campus, following consultation with the Academic Senate.

11(3) Subject to section 12, the Board of Governors may request the academic Senate to amend a decision which it has made with respect to the matters outlined in subsection 11(1). Subject to section 7, no decision of the Academic Senate shall be amended by the Board of Governors, without the latter having first obtained the consent of the Academic Senate, as expressed by a majority vote, and without having complied with the requirements of section 12.

6 *Section 12 of the said Act is repealed and the following substituted therefor:*

12 The Board of Governors shall exercise the powers contained in section 1, subsections (4) and (5), and in sections 5 and 11, by a resolution

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30 *L'article 12 de cette loi est abrogé et remplacé par ce qui suit:*

12 The Board of Governors shall exercise the powers contained in section 1, subsections (4) and (5), and in sections 5 and 11, by a resolution adopted by

adopted by at least two-thirds of the votes cast by the members present at a special or general meeting, of which notice of at least fifteen days has been given specifying the intention to consider such a resolution. The Board of Governors may also, through the same procedure, seek to have this Act amended.

at least two-thirds of the votes cast by the members present at a special or general meeting, of which notice of at least fifteen days has been given specifying the intention to consider such a resolution. The Board of Governors may also, through the same procedure, seek to have this Act amended.