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The following Act was passed by Parliament on 22nd March 1991 and assented to by the President on 28th March 1991:—

NANYANG TECHNOLOGICAL UNIVERSITY ACT 1991

(No. 17 of 1991)

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REPUBLIC OF SINGAPORE

No. 17 of 1991.

I assent.



WEE KIM WEE
President.
28th March 1991.

An Act to establish a university known as the Nanyang Technological University and for purposes connected therewith, to dissolve the Nanyang Technological Institute and to repeal the Nanyang Technological Institute Act (Chapter 192 of the 1985 Revised Edition).

Whereas the Nanyang Technological Institute was established and incorporated on 8th August 1981 to provide higher instruction, training and research in various branches of engineering and technology:

And Whereas it is desirable for the better provision of university education in Singapore that the Nanyang Technological Institute be dissolved and a university to be known as the Nanyang Technological University be established.

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act may be cited as the Nanyang Technological University Act 1991 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Interpretation

2. In this Act, unless the context otherwise requires —

“Council” means the Council of the University;

“Institute” means the Nanyang Technological Institute established and incorporated by the Nanyang Technological Institute Act (Cap. 192) repealed by this Act;

“National University of Singapore” means the National University of Singapore established and incorporated by the National University of Singapore Act (Cap. 204);

“University” means the Nanyang Technological University established and incorporated by this Act;

“University Constitution” means the Constitution of the University set out in the First Schedule.

Establishment of Nanyang Technological University

3. There shall be established a University to be known as the Nanyang Technological University which shall be a body corporate with perpetual succession and a common seal and shall, by that name, be capable of —

- (a) suing and being sued;
- (b) acquiring, owning, holding and developing or disposing of property, both movable and immovable; and
- (c) doing and suffering all such other acts or things as bodies corporate may lawfully do and suffer.

Common seal

4.—(1) The common seal of the University shall be kept in such custody as the Council directs.

(2) All deeds, documents and other instruments requiring the seal of the University shall be sealed with the common seal of the University, and the instruments to which the common seal is affixed shall be signed by the President of the University or its Deputy President and by a member of the Council.

(3) All courts, judges and persons acting judicially shall take judicial notice of the common seal of the University affixed to any document and shall presume that it was duly affixed.

Functions and powers of University

5.—(1) The functions of the University shall include —

- (a) the provision of educational facilities at university standards for persons enrolled therein;
- (b) the advancement and dissemination of knowledge and the promotion of research and scholarship; and
- (c) the conferring and awarding of degrees, diplomas and certificates, including honorary degrees and other distinctions.

(2) The University may, for the purpose of discharging its functions —

- (a) provide such facilities for its students as it considers desirable;
- (b) enter into and carry out such arrangements as the Council may think fit with the National University of Singapore for the co-ordination of the work of the University with the work of the National University of Singapore;
- (c) institute professorships, lectureships and other posts and offices and make appointments thereto;

- (d) regulate conditions of service of officers and employees of the University, including schemes of service, salary scales, leave and discipline;
- (e) fix, demand and receive fees and other charges;
- (f) promote the formation of or acquire any interest in any undertaking; and
- (g) do all such things as may be necessary, incidental or conducive to the attainment of all or any of its functions and powers.

University Constitution

6.—(1) The University shall be governed by the provisions of the University Constitution.

(2) The Minister may, on the advice of the Council, amend the University Constitution by order published in the *Gazette*.

(3) Statutes and regulations of the University made under the University Constitution shall not be deemed to be subsidiary legislation.

Grants-in-aid

7.—(1) The Minister for Finance shall pay to the University such moneys as may be provided by Parliament from time to time as grants-in-aid to the University.

(2) All moneys paid to the University under subsection (1) may be applied or expended by the University for all or any of the purposes of the University.

Accounts and financial statements

8.—(1) The University shall keep proper accounts and records of its transactions and affairs and shall do all things necessary to ensure that all payments out of its moneys are correctly made and properly authorised and that adequate control is maintained over the assets of, or in the custody of, the University and over the expenditure incurred by the University.

(2) The University shall, as soon as practicable after the close of each financial year, prepare and submit financial statements in respect of that year to the auditor of the University.

Audit of accounts

9.—(1) The accounts of the University shall be audited by the Auditor-General or such other auditor as may be appointed annually by the Minister in consultation with the Auditor-General.

(2) A person shall not be qualified for appointment as an auditor under subsection (1) unless he is an approved company auditor under the Companies Act (Cap. 50).

(3) The remuneration of the auditor of the University shall be paid out of the funds of the University.

(4) The auditor or any person authorised by him shall be entitled at all reasonable times to full and free access to all accounting and other records relating, directly or indirectly, to the financial transactions of the University.

(5) The auditor or any person authorised by him may require any person to furnish him with such information in the possession of that person or to which that person has access as the auditor considers necessary for the purposes of his functions under this Act.

(6) Any person who fails without reasonable excuse to comply with any requirement of the auditor under subsection (5) or who otherwise hinders, obstructs or delays the auditor in the performance of his duties or the exercise of his powers shall be guilty of an offence and shall be liable on conviction to a fine not exceeding \$1,000.

(7) The auditor shall in his report state —

- (a) whether the financial statements show fairly the financial transactions and the state of affairs of the University;
- (b) whether proper accounting and other records have been kept, including records of all assets of the University whether purchased, donated or otherwise;
- (c) whether the receipts, expenditure and investment of moneys, and the acquisition and disposal of assets by the

University during the financial year were in accordance with the provisions of this Act; and

(d) such other matters arising from the audit as he considers necessary.

(8) The auditor shall, as soon as practicable after the accounts have been submitted for audit, send a report of his audit to the University and shall also submit such periodical and special reports to the Minister and to the University as may appear to him to be necessary or as the Minister or the University may require.

Presentation of financial statements and auditor's report to Parliament

10.—(1) The University shall, as soon as the accounts of the University and the financial statements have been audited in accordance with the provisions of this Act, send to the Minister a copy of the audited financial statements, signed by the President of the University and its Bursar, together with a copy of the auditor's report.

(2) Where the Auditor-General is not the auditor of the University, a copy of the audited financial statements and any report made by the auditor shall be forwarded to the Auditor-General when they are submitted to the University.

(3) The Minister shall as soon as practicable cause a copy of the audited financial statements and of the auditor's report referred to in subsection (1) to be presented to Parliament.

Annual report

11.—(1) The University shall, as soon as practicable after the end of each academic year, submit to the Minister an annual report of the activities of the University during that year.

(2) The Minister shall as soon as practicable cause a copy of every such report to be presented to Parliament.

Grant and acquisition of land for purposes of University

12.—(1) The President may by order grant to the University any State land for the purposes of the University subject to such restrictions, conditions and prohibitions relating to the use, occupation or disposition of the land as may be specified in the order.

(2) Where any immovable property, not being State land, is needed for the purpose of the University and cannot be acquired by agreement, the University may request and the President may if he thinks fit direct the acquisition of the immovable property; in such a case the immovable property may be acquired in accordance with the provisions of any written law relating to the acquisition of land for a public purpose, and any declaration required to be made under any such written law that the property is so needed may be made (notwithstanding that compensation is to be paid out of the funds of the University) and shall have effect as if it were a declaration that the land is needed for a public purpose made in accordance with that written law.

(3) Expenses and compensation in respect of any immovable property acquired under subsection (2) shall be paid by the University.

(4) All State land granted or immovable property acquired under this section shall vest in the University and an entry to that effect shall be made in the appropriate register by the appropriate registering authority.

Application of Societies Act to student bodies

13.—(1) Notwithstanding anything to the contrary in the Societies Act (Cap. 311), the provisions of that Act shall have effect in relation to the Nanyang Technological University Students' Union and its constituent bodies constituted in accordance with the University Constitution.

(2) The Minister responsible for societies may, by order published in the *Gazette*, exempt the Nanyang Technological University Students' Union and any of its constituent bodies from all or any of the provisions of the Societies Act (Cap. 311) subject to such conditions as may be specified in the order.

Consequential amendment

14. In any written law, agreement, bequest, will, trust or other document, any reference to the Institute shall be construed as a reference to the University.

Rules

15.—(1) The Minister may make rules —

- (a) to provide for the removal of any difficulty which may arise by reason of the establishment of the University and the dissolution of the Institute; and
- (b) for the appointments of the Deans of the Schools of the University.

(2) Any rules made under subsection (1) shall have effect notwithstanding anything to the contrary in the University Constitution.

Repeal

16. The Nanyang Technological Institute Act (Cap. 192) is repealed.

Savings and transitionals

17. The savings and transitional provisions contained in the Second Schedule shall have effect.

FIRST SCHEDULE

Sections 2 and 6.

THE UNIVERSITY CONSTITUTION**PART I****PRELIMINARY****Citation**

1. This Constitution may be cited as the Constitution of the Nanyang Technological University.

FIRST SCHEDULE — *continued***Interpretation**

- 2.—(1) In this Constitution, unless the context otherwise requires —
- “Academic Board” means the Academic Board of the University;
 - “Chancellor” means the Chancellor of the University;
 - “Convocation” means a Convocation held in accordance with section 30;
 - “Council” means the Council of the University;
 - “Deputy President” means the Deputy President of the University;
 - “institution” means a division or other body established under section 17;
 - “officer” means the Chancellor, a Pro-Chancellor, the President, a Deputy President, the Dean of a School, the Registrar, the Bursar, the Librarian or the holder of any office created by statute;
 - “President” means the President of the University;
 - “regulation” means any regulation made by any authority or officer or other body of the University in accordance with the provisions of this Constitution or any statute;
 - “School” means a School established under section 17;
 - “statute” means statute of the University;
 - “teacher” means a person appointed to be a teacher by the Council in accordance with this Constitution and includes a professor, associate professor, senior lecturer and lecturer.
- (2) In this Constitution —
- (a) a reference to a specified section is a reference to that section of this Constitution;
 - (b) a reference to a specified subsection is a reference to that subsection of the section in which the reference occurs; and
 - (c) a reference to a specified paragraph is a reference to that paragraph of the subsection in which the reference occurs.

PART II

OFFICERS OF THE UNIVERSITY

Chancellor

- 3.—(1) The President of the Republic of Singapore shall be the Chancellor of the University.

FIRST SCHEDULE — *continued*

(2) The Chancellor shall be the Head of the University and shall preside when present at —

- (a) meetings of the Council; and
- (b) any Convocation,

and shall have the authority to confer degrees and to grant diplomas and certificates at any Convocation and such other powers and perform such other duties as may be conferred or imposed upon him by this Constitution or any statute or regulation.

Pro-Chancellors

4.—(1) The Chancellor may appoint such persons to be Pro-Chancellors as he may consider proper.

(2) If for any reason the Chancellor is unable to exercise any of his functions under this Constitution or any statute or regulation, he may authorise any of the Pro-Chancellors to exercise those functions on his behalf.

(3) Every Pro-Chancellor shall hold office during the pleasure of the Chancellor.

President and Deputy Presidents

5.—(1) There shall be a President of the University who shall be appointed by the Council after consultation with the Academic Board.

(2) The President shall —

- (a) be the principal executive and academic officer of the University;
- (b) subject to the provisions of this Constitution, exercise general supervision over the arrangements for instruction, research, finance, administration, welfare and discipline in the University, and may exercise such other powers and perform such other duties as may be conferred or imposed upon him by this Constitution and any statute or regulation; and
- (c) have the right to attend and to address meetings of any committee of the Council or the Academic Board.

(3) The terms of office and other conditions of service of the President shall be determined by the Council and shall be embodied in a contract under the seal of the University.

(4) There shall be one or more Deputy Presidents who shall be appointed by the Council after consultation with the President for such period as the Council may determine or as may be prescribed by statute.

FIRST SCHEDULE — *continued*

(5) The duties of a Deputy President may be prescribed by statute.

(6) If for any substantial period the President is unable, by reason of illness, leave of absence or any other cause, to exercise any of the functions of his office, the Deputy President (if there is only one Deputy President) shall exercise those functions and, in the event of the absence or disability of the Deputy President, the Council shall make such temporary arrangements as it may think fit for the exercise of those functions.

(7) If there is more than one Deputy President, the Deputy President nominated by the President (or by the Council if the President is unable to so nominate) shall exercise the functions of the President in accordance with subsection (6).

Registrar, Bursar and Librarian

6.—(1) There shall be a Registrar, a Bursar and a Librarian who shall be full-time officers of the University and shall have such powers and duties as may be prescribed by statute.

(2) The Registrar, the Bursar and the Librarian shall be appointed by the Council after consultation with the President.

(3) Subject to the provisions of this Constitution, the terms of office and other conditions of appointment of the Registrar, the Bursar and the Librarian shall be determined by the Council and shall be embodied in contracts under the seal of the University.

Other officers

7. The University may appoint such other officers as may be prescribed by statute.

PART III

THE COUNCIL, ACADEMIC BOARD, SCHOOLS AND INSTITUTIONS

The Council

Council

8.—(1) There shall be a Council of the University which shall consist of the following members:

(a) the President;

(b) 4 members representing the Academic Board to be appointed by the Chancellor on the recommendation of the President, of whom —

(i) at least two shall be professors of the University; and

FIRST SCHEDULE — *continued*

- (ii) at least one shall be a full-time teacher who is neither a professor nor a head of an institution;
 - (c) 4 persons to be appointed by the Chancellor;
 - (d) 4 persons to be appointed by the Government; and
 - (e) 3 persons to be appointed by the Council, of whom one shall be a graduate of the National University of Singapore or the University.
- (2) Every appointed member of the Council shall hold office for a term of 4 years or such period as may be specified in his terms of appointment and shall be eligible for reappointment.
- (3) The Council shall from time to time elect a chairman and a deputy chairman from among its members.
- (4) The chairman and the deputy chairman of the Council shall hold office for a term of 3 years unless he sooner resigns that office or vacates his seat as a member of the Council.
- (5) No member of the Council who is an officer, teacher or full-time employee of the University shall be eligible for election as chairman or deputy chairman of the Council.

Casual vacancies in Council

- 9.—(1) If any appointed member of the Council —
- (a) dies;
 - (b) resigns his office by writing under his hand delivered to the Registrar;
 - (c) ceases, in the case of a member appointed under section 8 (1)(b), to be a member of the Academic Board;
 - (d) becomes a mentally disordered person within the meaning of the Mental Disorders and Treatment Act (Cap. 178);
 - (e) is adjudicated a bankrupt;
 - (f) has been convicted of an offence punishable by imprisonment for a term of not less than two years; or
 - (g) fails to attend 3 consecutive meetings of the Council without leave of the Council,

his seat shall become vacant, and the vacancy thereby created shall be deemed to be a casual vacancy.

- (2) Every casual vacancy in the office of an appointed member shall, as soon as practicable, be filled by the appointment of a member in place of the vacating

FIRST SCHEDULE — *continued*

member in accordance with whichever paragraph of section 8(1) as is appropriate; and the member appointed to fill any casual vacancy shall hold office for only the residue of his predecessor's term of office.

Powers of Council

10.—(1) The Council shall be the executive body of the University and may exercise all the powers conferred on the University except those powers which are by this Constitution or the statutes and regulations conferred on some other body or on some officer of the University:

Provided that no resolution shall be passed by the Council relating to any matter within the powers of the Academic Board unless the Academic Board has first been given the opportunity of recording and transmitting to the Council its opinion on that matter.

(2) The Council may by resolution appoint such committees as it thinks fit to assist and advise the Council in carrying out its functions and the exercise of its powers.

(3) A committee appointed under subsection (2) shall have, and may exercise and discharge, such powers, authorities, duties and functions as the Council may determine.

Meetings of Council

11.—(1) The Council shall meet at such time and place as it may determine.

(2) At any meeting of the Council, 6 members of the Council shall form a quorum.

(3) The Chancellor shall preside at all meetings of the Council at which he is present.

(4) Subject to subsection (3), the chairman of the Council shall preside at all meetings of the Council and in his absence the deputy chairman shall preside. In the absence of both the chairman and the deputy chairman, the members present shall elect one of their number to preside.

(5) Every question before the Council shall be decided by the majority of the votes of the members present at the meeting of the Council and entitled to vote on that question.

(6) The person presiding at any meeting of the Council shall have a deliberative vote, and in the case of an equality of votes shall have a casting vote.

FIRST SCHEDULE — *continued***Proceedings of Council not affected by vacancies, etc**

12. No act or proceeding of the Council or any committee thereof or any person acting as a member of the Council shall be invalidated in consequence of there being a vacancy in the membership of the Council at the time of the act or proceeding, or of any defect in the appointment of any person so acting or that he was incapable of being or had ceased to be such a member.

The Academic Board

Academic Board

13.—(1) There shall be an Academic Board of the University which shall consist of —

- (a) the President who shall be the chairman;
- (b) the Deans of Schools;
- (c) the professors of the University; and
- (d) such other persons as may be prescribed by statute.

(2) The Academic Board shall be the academic body of the University and, subject to the provisions of this Constitution, the statutes and regulations, shall have the control and general direction of instruction, research and examination, and the power to award degrees, diplomas and certificates.

Academic Board may appoint committees

14.—(1) The Academic Board may from time to time appoint standing or special committees.

(2) The Academic Board may delegate any of its powers and duties to any such committee or to any person; and the committee or person may, without confirmation by the Academic Board, exercise or perform those powers and duties in like manner and with the same effect as the Academic Board itself have exercised or performed them.

(3) Without prejudice to the generality of subsection (2), the Academic Board may delegate its power to award diplomas and certificates to a committee of any School or institution of the University.

Meetings of Academic Board

15.—(1) The Academic Board shall meet at such time and place as it may determine.

FIRST SCHEDULE — *continued*

(2) At any meeting of the Academic Board, not less than one-third of the members of the Academic Board shall form a quorum.

(3) Every question before the Academic Board shall be decided by the majority of the votes of the members present at the meeting of the Academic Board and entitled to vote on that question.

(4) The President may depute a Deputy President or the Dean of the School to preside at any meeting which the President is unable to attend.

(5) The person presiding at any meeting of the Academic Board shall have a deliberative vote, and in the case of an equality of votes shall have a casting vote.

Proceedings of Academic Board affected by vacancies, etc

16. No act or proceeding of the Academic Board or of any committee thereof or of any person acting as a member of the Academic Board shall be invalidated in consequence of there being a vacancy in the membership of the Academic Board at the time of that act or proceeding, or of any defect in the appointment of any person so acting or that he was incapable of being or had ceased to be such a member.

Schools and institutions

Schools and institutions

17.—(1) The University shall be divided into such number and names of Schools and institutions as may be prescribed by the statute.

(2) A School or an institution (not being a division of any School) shall be responsible to the Academic Board for the organisation of instruction in the subjects of study within the purview of the School or institution, as the case may be, and may exercise such other functions as may be conferred on it by statute or regulation.

(3) The President shall, after consultation with a School appoint from among its members a Dean for that School. The Dean shall be the chairman of the School and shall exercise such other functions as may be vested in him by statute or regulation.

(4) Subject to the provisions of any statute, the President shall have power to appoint a person to be the head of an institution, and the head shall have such designation as may be prescribed by statute or regulation, and if owing to absence on leave or for any other reason the head of an institution is unable to perform his duties, the President may, except as otherwise provided by statute, appoint a person to perform the duties for such time as the disability may continue.

FIRST SCHEDULE — *continued*

(5) The head of an institution being a division of a School shall be responsible to his School for the organisation of teaching and research in his institution.

PART IV

STATUTES AND REGULATIONS

Statutes of University

18.—(1) Subject to the provisions of this Constitution, the Council may from time to time make such statutes of the University as may be necessary or expedient for the administration of the affairs or for carrying out the functions of the University.

(2) Without prejudice to the generality of subsection (1), statutes may be made to prescribe or provide for all or any of the following matters:

- (a) the powers and duties of the officers of the University;
- (b) the manner of appointment, the dismissal and the conditions of service of the officers and employees of the University;
- (c) the determination of and the principles governing the award of degrees, diplomas, certificates and other distinctions;
- (d) the conditions of admission and residence of students and their discipline and welfare;
- (e) the number and scope of examinations;
- (f) the appointment, powers, duties, remuneration and conditions of service of examiners and the conduct of examinations;
- (g) the admission of students to the examinations and to degree, diploma and other courses of the University;
- (h) the management of the library, lecture halls, the laboratories, research institutes and halls of residence;
- (i) the fees to be charged for courses of study, for residence and for admission to examinations and any other fees that may be levied by the University;
- (j) any matters which by this Constitution are required or permitted to be prescribed by statute; and
- (k) matters incidental to or consequential upon any of the matters aforesaid.

(3) No statute or any amendment to a statute or any revocation thereof dealing with any of the following matters:

FIRST SCHEDULE — *continued*

(a) the powers and duties of the Dean of a School or the head of an institution; and

(b) the manner of appointment and conditions of service of teachers,

shall be made by the Council until it has been referred to the Academic Board and the Academic Board has reported to the Council its observation thereon.

(4) No statute dealing with —

(a) any matter referred to in subsection (2)(c) to (h); or

(b) any matter within the jurisdiction of the Academic Board,

shall be made unless the Academic Board has agreed to the terms of the statute.

Regulations of University

19.—(1) The Council and the Academic Board may each make regulations for or with respect to its own procedure.

(2) The Academic Board may make regulations for or with respect to the procedure of a School, institution or any other board or committee subject to the jurisdiction of the Academic Board.

(3) The Academic Board may make regulations prescribing courses of study or syllabuses for examinations.

(4) A statute may provide for empowering any School or institution (not being a division of a School) or officer of the University to make regulations (not inconsistent with this Constitution or any statute) for dealing with any specified matter or for carrying out or giving effect to any statute.

Publication of statutes and regulations

20.—(1) When any statute is made, amended or revoked every such statute, amendment or revocation shall, within one month after it is made, be published in the *Gazette* and may be published in such newspapers circulating in such places as the Council may direct.

(2) The statutes and regulations of the University in force on the date of publication shall be published annually in book form and copies thereof shall be made available for purchase at a reasonable price by members of the public.

(3) Nothing in this section shall apply to any regulation containing only instructions to examiners or invigilators or to any other regulation which the Council with the approval of the Chancellor resolves not to publish.

FIRST SCHEDULE — *continued***Inconsistencies between the Constitution and statutes, etc**

21. In the event of —

- (a) any statute being inconsistent with the provisions of this Constitution;
or
- (b) any regulation being inconsistent with the provisions of this Constitution or any statute,

the provisions of this Constitution or any statute, as the case may be, shall prevail and that statute or regulation, as the case may be, shall to the extent of the inconsistency be void.

PART V

FINANCIAL PROVISIONS

Financial year

22. The financial year of the University shall begin on 1st April each year and end on 31st March the succeeding year except that the first financial year of the University shall begin on the date of its establishment and end on 31st March 1992.

Standing Finance Committee

23. The Council shall appoint a Standing Finance Committee for regulating and controlling the finances of the University.

Preparation of estimates

24. It shall be the duty of such officers of the University as may be prescribed by statute to prepare for the consideration of the President the estimates of income and expenditure of the University for each financial year.

Estimates

25.—(1) The estimates of income and expenditure shall be in such form as the Council may direct and shall be presented by the President to the Council and approved by the Council before the beginning of the financial year, except that the President may present, and the Council may approve, supplementary estimates at any time.

(2) The annual and supplementary estimates shall be prepared in such form and shall contain such information as the Council may direct.

FIRST SCHEDULE — *continued***Powers of investment**

26. The Council may invest the funds of the University in such manner and to such extent as it may think necessary or expedient.

Power of Council to accept gifts

27.—(1) The Council may on behalf of the University accept by way of grant, gift, testamentary disposition or otherwise, property and moneys in aid of the finances of the University on such conditions as it may determine.

(2) Records shall be kept of all donations to the University including the names of donors and any special conditions on which any donation may have been given.

Property, etc., donated for specific purposes to be separately accounted for

28. All property, moneys or funds donated for any specific purpose shall be applied and administered in accordance with the purpose of which they may have been donated and shall be separately accounted for.

Endowment Fund Committees

29. The Council shall appoint one or more Endowment Fund Committees for the administration of any endowments established for or in connection with the University.

PART VI

GENERAL

Convocation

30.—(1) A Convocation for the conferment of degrees or presentation of graduates may be held annually, or as often as the Chancellor may direct, on such date as may be approved by the Chancellor.

(2) In the absence of the Chancellor or of a Pro-Chancellor authorised for this purpose by the Chancellor, the President shall preside at a Convocation.

Boards of selection

31.—(1) A teacher of the University shall be appointed by the Council after consideration of the advice of the appropriate board of selection.

(2) The composition and powers of the boards of selection shall be prescribed by statute.

FIRST SCHEDULE — *continued*

Board of studies

32.—(1) The Academic Board may from time to time appoint a board of studies —

- (a) to deal with matters pertaining to one or more Schools or institutions; and
- (b) to consider proposals referred to it by the Academic Board for the establishment of a new School or institution,

and in either case to report thereon to the Academic Board or to such other body as the Academic Board may direct.

(2) The composition, powers and duties of a board of studies shall be determined by the Academic Board.

Students' Union

33.—(1) There shall be a students' association to be known as the Nanyang Technological University Students' Union which shall be constituted by statute for that purpose and shall consist of such constituent bodies as may be prescribed by statute.

(2) The constitution, membership, functions and other matters relating to the Nanyang Technological University Students' Union and each of its constituent bodies shall be prescribed by statute.

(3) The Council may impose and collect from the students or any class of students such fees as it may determine for the benefit of the Nanyang Technological University Students' Union and its constituent bodies; and the fees may be applied in such manner as the Council thinks fit for the purposes of the Union and its constituent bodies.

(4) No student who is not reading a full-time course of study leading to a Bachelor's Degree shall be eligible to be a member of the Students' Union.

Delegation of powers of officers

34.—(1) An officer may from time to time, in respect of a specified matter or class of matters, by writing delegate to any person the exercise of any power or the performance of any duty to be exercised or performed by the officer under the provisions of this Constitution or any statute or regulation.

(2) A delegation under this section may —

- (a) be subject to such terms and restrictions as may be specified in the instrument of delegation; and
- (b) be revoked at any time by the officer making the delegation.

FIRST SCHEDULE — *continued*

(3) No delegation of any power or any duty under this section shall affect the exercise of the power or the performance of the duty by the officer making the delegation.

Register of Graduates

35.—(1) The Registrar of the University shall maintain a Register of Graduates which shall consist of the names of all graduates of the University and all graduates of the National University of Singapore who were matriculated students of the Institute.

(2) Any person whose name is on the Register of Graduates may receive such documents or other papers of the University as the Council may from time to time determine.

SECOND SCHEDULE

Section 17.

SAVINGS AND TRANSITIONAL PROVISIONS

Interpretation

1. In this Schedule, “appointed day” means the date of commencement of this Act.

Transfer of property

2. On and after the appointed day, all property, movable and immovable, and all rights and interests of every description which immediately before that day were vested in or held in trust for the Institute shall be vested in or held in trust for the University.

Application of property to purposes of University

3.—(1) All property vesting in or transferred to the University under paragraph 2 shall be applied to the purposes of the University.

(2) Any property which by any scheme, will or other instrument or otherwise was held upon trust for any specific foundation or object of the Institute and which vests in or has been transferred to the University by virtue of paragraph 2 shall, after such vesting or transfer, be held upon trust for and applied as far as possible to the like foundation or object of the University.

(3) Any property which was held upon any trust and which vests in or has been transferred to the University by virtue of paragraph 2 shall, after such vesting or transfer, be held upon the same trust.

SECOND SCHEDULE — *continued*

Transfer without further assurance, etc

4. The transfer of property to and its vesting in the University under paragraphs 2 and 3 shall have effect without any further assurance, conveyance or other instrument.

Transfer of liabilities

5. On the appointed day, all outstanding liabilities incurred before that day by the Institute shall be transferred to the University and shall thereafter be discharged by the University.

Continuation of legal or other proceedings

6. All legal or other proceedings by or against the Institute which are pending on the appointed day may be carried on, completed and enforced by or against the University.

President, staff and officers of University

7.—(1) The first President of the University shall be the person who, immediately before the appointed day, held office as President of the Institute.

(2) The first Registrar, first Bursar and first Librarian of the University shall be the persons who, immediately before the appointed day, held the offices of the Registrar, the Bursar and the Librarian of the Institute, respectively.

(3) On the appointed day —

(a) all persons who, immediately before that day, were members of the teaching staff of the Institute shall become members of the teaching staff of the University; and

(b) all such other persons who, immediately before that day, were employed in any capacity by the Institute shall become employees of the University.

(4) Every person referred to in sub-paragraphs (1), (2) and (3) shall hold office or continue to hold office upon the same terms and conditions as governed by his appointment immediately before the appointed day; and the person's service as an officer, a member of the teaching staff or employee of the Institute shall be regarded as service as an officer, a member of the teaching staff or employee of the University.

(5) Notwithstanding the provisions of the Pensions Act (Cap. 225), any person who —

SECOND SCHEDULE — *continued*

- (a) prior to 1st January 1991 was an employee of the Institute of Education, a body corporate established under the Institute of Education Act (Cap. 140);
- (b) under the terms and conditions of his transfer to the Institute of Education from the public service is entitled to certain benefits under the Pensions Act; and
- (c) is transferred to the service of the University under sub-paragraph (3), shall be entitled to those benefits.

Council and Academic Board

8.—(1) Notwithstanding section 16 of this Act, the members of the Council of the Institute shall continue to hold office as members of the Council of the University until such time as the Council of the University is constituted in accordance with the University Constitution.

(2) Any person who, immediately before the appointed day, is a member of the Academic Board of the Institute by virtue of section 11(1)(*d*), (*e*) or (*f*) of the Constitution of the Institute, shall continue to hold office on the same terms and conditions as governed by his appointment immediately before the appointed day as a member of the Academic Board of the University as if he was appointed under section 13(1)(*b*), (*c*) or (*d*) of the University Constitution.

Existing statutes and regulations

9.—(1) All statutes of the Institute in force immediately before the appointed day shall, until amended or revoked, continue in force on and after that day as if they were statutes made under the University Constitution but shall be construed with such modifications and adaptations as the circumstances may require.

(2) All regulations of the Institute in force immediately before the appointed day shall, until amended or revoked, continue in force on and after that day as if they were regulations of the University but shall be construed with such modifications and adaptations as the circumstances may require.

Maintenance of Schools and institutions

10. Any School or institution established by the Institute and being maintained by the Institute immediately before the appointed day shall continue and be maintained by the University as if this Act had been in force when it was so established.

SECOND SCHEDULE — *continued*

Students' Union

11.—(1) The students' association known as the Nanyang Technological Institute Students' Union as constituted and in existence immediately before the appointed day shall on such day be known as the Nanyang Technological University Students' Union and deemed to be duly constituted under section 33 of the University Constitution, and all persons who immediately before that day were members of the Nanyang Technological Institute Students' Union shall on such day be deemed to have become members of the Nanyang Technological University Students' Union.

(2) The change of name pursuant to sub-paragraph (1) shall not affect the identity of the students' association or any rights or obligations of the students' association or render defective any legal or other proceedings by or against the students' association, and any such proceedings that might have been continued or commenced by or against it by its former name may be continued or commenced by or against it by its new name.

Students

12.—(1) Subject to the provisions of this paragraph, every person who at any time on or after 3rd July 1989 becomes a matriculated student of the Institute reading an undergraduate course of study leading to a Bachelor's degree shall be entitled to be conferred or awarded a Bachelor's degree in respect of his course of study by the University if he passes the examinations conducted for the award of that degree or otherwise successfully completes his course of study.

(2) Every person —

(a) who at any time on or after 3rd July 1989 becomes a matriculated student of the Institute reading an undergraduate full-time course of study leading to a degree of Bachelor of Engineering from the National University of Singapore; and

(b) who at any time before the expiration of the academic year 1993–1994 passes the examinations conducted by the University for the award of that degree, or otherwise successfully completes his course of study,

shall be entitled to opt to be conferred or awarded that degree by the National University of Singapore or the University.

(3) Every person who at any time before 31st December 1988 became a matriculated student of the Institute reading an undergraduate course of study leading to a degree of Bachelor of Accountancy or Bachelor of Engineering, and —

SECOND SCHEDULE — *continued*

- (a) in the case of a person reading a course of study leading to a degree of Bachelor of Accountancy — who at any time before the expiration of the academic year 1992–1993 passes the examinations conducted for the award of the degree of Bachelor of Accountancy, or otherwise successfully completes his course of study; or
- (b) in the case of a person reading a course of study leading to a degree of Bachelor of Engineering — who at any time before the expiration of the academic year 1993–1994 passes the examinations conducted for the award of the degree of Bachelor of Engineering, or otherwise successfully completes his course of study,

shall be entitled to be conferred or awarded a degree of Bachelor of Accountancy or Bachelor of Engineering, as the case may be, by the National University of Singapore.

(4) Every person —

- (a) who immediately before 31st December 1988 has been admitted to the National University of Singapore to read a full-time undergraduate course of study leading to a degree of Bachelor of Engineering or Bachelor of Accountancy from that University;
- (b) who, by reason of his rendering full-time national service under the Enlistment Act (Cap. 93), became a matriculated student of the Institute in the academic year 1989–1990 or 1990–1991; and
- (c) who in the relevant academic year passes the examinations conducted by the University for the award of a degree of Bachelor of Engineering or Bachelor of Accountancy, or otherwise successfully completes his course of study,

shall be entitled to opt to be conferred or awarded a degree of Bachelor of Engineering or Bachelor of Accountancy, as the case may be, by the National University of Singapore or the University.

(5) For the purposes of sub-paragraph (4)(c), a reference to a relevant academic year shall be a reference to —

- (a) in relation to a person reading a course of study leading to a degree of Bachelor of Engineering — the academic year 1992–1993 or 1993–1994; or
- (b) in relation to a person reading a course of study leading to a degree of Bachelor of Accountancy — the academic year 1991–1992 or 1992–1993.

SECOND SCHEDULE — *continued*

(6) In this paragraph, “matriculated student”, in relation to the Institute, means any person whose name and signature is entered upon the register of matriculated students referred to in Part II of Statute VII of the Institute.

Continued consultation with National University of Singapore

13. For the purposes of paragraph 12(2), (3) and (4), the Senate of the National University of Singapore shall for the duration of the academic years 1991–1992, 1992–1993 and 1993–1994 continue to be consulted by the Academic Board of the University on all matters relating to the instruction and examination of matriculated students of the University reading an undergraduate course of study leading to a degree of Bachelor of Accountancy or Bachelor of Engineering and may make recommendations to the Academic Board on such matters.

Saving of delegations

14. Any delegation made by an officer of the Institute under section 29 of the Constitution of the Institute and in force immediately before the appointed day shall be deemed to be a delegation by a corresponding officer of the University made under section 34 of the University Constitution.
