

The University of Regina Act

being

Chapter U-5 of *The Revised Statutes of Saskatchewan, 1978* (effective February 26, 1979) as amended by the *Statutes of Saskatchewan, 1979, c.77; 1980-81, c.91; 1983, c.11 and 29; 1983-84, c.54; 1984-85-86, c.16; 1988-89, c.42 and 55; 1989-90, c.54; 1996, c.22; 1999, c.29; 2002, c.C-11.1; 2004, c.T-18.1 and 10; 2005, c.M-36.1 and 43; 2010, c.15; and 2011, c.20.*

NOTE:

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

Table of Contents

1	Short title	
2	Interpretation	
3	University continued	
4	Instruction, examination and granting degrees	
4.1	Academic freedom	
5	Real and personal property	
6	Investment powers	
7	Real property of university not subject to expropriation	
8	Power to expropriate real property	
		VISITOR
9	Repealed	
		CONVOCATION
10	Convocation	
11	Powers	
12	Meetings	
13	Extraordinary meetings	
14	Notice of extraordinary meeting	
15	Transmission of minutes to senate	
16	Questions decided by majority	
17	Voting	
18	Quorum	
		CHANCELLOR
19	Election	
19.1	Duties of chancellor	
19.2	Election of chancellor	
20	Vice-chancellor	
21	Vacancy in office	
22	Appointment of new chancellor on vacancy	
23	Repealed	
24	Absence of chancellor and vice-chancellor	
		SENATE
25	Senate	
26	Meetings	
27	Composition of senate	
28	Power to establish districts	
29	Nominations and elections	
30	Term of office	
31	Vacancy in office	
32	Vacancies, how filled	
33	Duties and powers	
34	Certain senate bylaws approved by board	
35	Certain senate actions, required report from council	
36	All bylaws under seal	
		ELECTION OF CHANCELLOR AND MEMBERS OF SENATE
37	Convocation list	
38	Inspection of convocation list	
39	Eligibility to vote	
40	Rectifying the convocation list	
40.1	Bylaws respecting elections	
41	Chancellor and members of senate to be properly nominated	
42	Manner of nomination	
43	Submitting nominations	
44	Repealed	
45	Repealed	
46	Report to senate of result of election	
47	Repealed	
48	Repealed	
49	Repealed	
50	Repealed	
51	Repealed	
52	Repealed	
53	Repealed	
54	Repealed	
55	Repealed	
		BOARD OF GOVERNORS
56	Board of governors	
57	Chairman and vice-chairman	
58	Quorum	
59	Terms of office	
60	Vacancies	
61	Management of affairs of university	
62	Powers of board	
63	Limitations respecting liabilities	
64	Maintenance of accounts and audit of accounts	
65	Action against the board barred	
66	Decisions of questions as to powers	
		LIABILITIES INCURRED BY THE BOARD
67	Approval of liabilities for expenditures for land, etc.	
67.1	Limitation on purchase of land, etc.	
68	Financial report	
		BORROWING POWERS
69	Current expenses	
70	Transfer of real and personal property	
71	Acquisition of real property, etc.	
72	Guarantee by the province	

	EXECUTION OF INSTRUMENTS
73	Execution of instruments
	CONTROLLER
74	Controller
	COUNCIL
75	Council
76	Composition of council
77	Chairman
78	Duties of council
	PRESIDENT
79	President
80	Duties and powers
81	Vice-president and acting president and their duties
	DEAN OF A FACULTY
82	Deans and their duties
	HEAD OF A DEPARTMENT
83	Heads and their duties
	SECRETARY
84	Secretary and his duties
	INSTRUCTION
85	Persons entitled to instruction

	ATTENDANCE AND ENROLMENT OF STUDENTS
86	Enrolment of students
87	Examinations for outside students
88	Examinations subsequent to matriculation
89	Standing granted in certain cases
	MAINTENANCE OF THE UNIVERSITY
90	Fees
	PARKING
90.1	Interpretation of sections 90.1 to 90.3
90.2	Authority over parking
90.3	Liability of owner or person in charge of vehicle
	GENERAL PROVISION
91	Exemption from taxation
91.1	Fiscal year
92	Non-liability in respect of acts, etc., of students
93	Regulations
	TRANSITIONAL
94	Bylaws of senate continue
	SCHEDULE
	Form A Repealed

CHAPTER U-5

An Act respecting the University of Regina

Short title

1 This Act may be cited as *The University of Regina Act*.

Interpretation

2 In this Act:

- (a) “**board**” means The Board of Governors of The University of Regina;
- (b) **Repealed.** 1983, c.11, s.91.
- (c) “**council**” means The University of Regina Council;
- (d) “**educational council**” means the Educational Council provided for by *The School Act*;
- (d.1) “**minister**” means the member of the Executive Council to whom for the time being the administration of this Act is assigned;
- (e) “**secretary**” means the secretary of the university appointed by the board;
- (f) “**senate**” means The University of Regina Senate;
- (g) “**university**” means The University of Regina.

R.S.S. 1978, c.U-5, s.2; 1983, c.11, s.91.

University continued

3(1) The University of Regina is hereby continued a body corporate and politic consisting of the board, a chancellor, convocation, senate and council, and no other university having corporate powers capable of being exercised within the province or any portion thereof shall be known by the name of The University of Regina or, except The University of Saskatchewan, shall have power to grant degrees other than in theology.

(2) Unless with the authority of the board, no person shall use or adopt in any manner whatever the words “University” or “varsity” either alone or in conjunction with any other word or words as the name of a firm, partnership, company or otherwise as a trading name or as the name of a manufactory or of any article or thing offered or to be offered for sale.

(3) Unless with the authority of the board, no person shall in any advertisement or in any other manner represent or indicate that the university, or any official or employee of the university, has in any way passed upon the merits of any commercial article, thing, process, activity, enterprise or undertaking.

(4) Without the assent of the Lieutenant Governor in Council, no person shall use the word “Regina” as part of the name of a school, college, seminary or other institution of learning except in the case of schools established under *The School Act*.

(5) A person who contravenes subsection (2), (3) or (4) is guilty of an offence and liable on summary conviction to a fine not exceeding \$100.

R.S.S. 1978, c.U-5, s.3.

Instruction, examination and granting degrees

4 The university may:

- (a) give such instruction and teaching in the several faculties and different branches of knowledge as may from time to time be recommended by the senate;
- (b) examine candidates for degrees in the several faculties and for certificates of honour in the different branches of knowledge;
- (c) grant such degrees and certificates after examination in the manner herein provided.

R.S.S. 1978, c.U-5, s.4.

Academic freedom

4.1 The university shall exclusively exercise the powers conferred on it in relation to:

- (a) the formulation and adoption of its academic policies and standards;
- (b) the establishment of its standards for admission and graduation; and
- (c) the selection, appointment, suspension and removal of its staff.

1988-89, c.42, s.106.

Real and personal property

5(1) In addition to the powers, rights and privileges vested in corporations by *The Interpretation Act* the university may:

- (a) acquire by gift, purchase or in any other manner both real and personal property of any nature and kind for the uses and purposes of the university and for such uses and purposes possess, hold and enjoy the same;
- (b) sell, mortgage or otherwise dispose of part or all of its real or personal property and any right, title or interest it may have in, to or out of the property, and make and execute all necessary and proper conveyances or transfers for carrying the same into effect; and lease any of its real property for any period not exceeding twenty-one years or with the approval of the minister, for any longer period not exceeding ninety-nine years;
- (c) acquire, take and hold all such property both real and personal as shall be *bona fide* mortgaged, hypothecated or pledged to it by way of security, or conveyed to it in satisfaction of debts previously contracted or purchased at judicial sales upon levy for such indebtedness, or otherwise purchased for the purpose of avoiding a loss to the university in respect thereof;

(d) acquire by gift, purchase or in any other manner, and hold in trust for Her Majesty, land having an historical interest, or buildings, monuments or other erections having an historical interest and the land on which such buildings, monuments or other structures are situated or so much thereof as is considered advisable and provide for the care, maintenance and preservation of property so acquired.

(2) Nothing in subsection (1) shall be construed as authorizing the university to sell, mortgage or otherwise dispose of property given, devised or bequeathed to it or held in trust for it contrary to the terms of any gift, devise, bequest or trust with respect to the property.

(3) Notwithstanding subsection (2), the board may alter the terms and conditions of gifts, devises and bequests to the university when the circumstances within the university program make it impossible or inconvenient to carry out the gift, devise or bequest according to its express terms and for this purpose the board may in its absolute discretion specify by bylaw new terms and conditions which will as closely as possible carry out the intentions of the donor or testator.

R.S.S. 1978, c.U-5, s.5; 1983, c.11, s.91.

Investment powers

6 The university may:

(a) invest any of its moneys in any security or class of securities authorized for the investment of moneys in the general revenue fund pursuant to *The Financial Administration Act, 1993*; and

(b) dispose of the investments in any manner, on any terms and in any amount that the university considers expedient.

1996, c.22, s.2.

Real property of university not subject to expropriation

7 Real property vested in the university shall not be liable to be entered upon, used or taken by any municipal or other corporation or by any person possessing the right of taking lands compulsorily for any purpose whatever; and no power to expropriate real property hereafter conferred shall extend to that real property unless in the Act conferring the power it is made in express terms to apply to that real property.

R.S.S. 1978, c.U-5, s.7.

Power to expropriate real property

8(1) The university may, without the consent of the owner thereof or of any person interested therein, enter upon, take and appropriate all real property that is considered necessary for the purposes of the university, making due compensation therefor to the person entitled thereto.

(2) *The Expropriation Procedure Act* applies to the expropriation of real property by the university.

R.S.S. 1978, c.U-5, s.8.

VISITOR

9 Repealed. 2011, c.20, s.3.

CONVOCATION

Convocation

10(1) All convocations shall be composed of the chancellor, the senate, all graduates of The University of Saskatchewan at Regina, and all graduates of the university and such other classes of persons as the senate may from time to time determine.

(2) Any graduate of The University of Saskatchewan at Saskatoon, as defined by *The University Act, 1968*, or any previous University Act, may become a member of convocation of University of Regina by notifying the secretary in writing of his desire to do so and such person shall also continue to be a member of convocation of The University of Saskatchewan.

R.S.S. 1978, c.U-5, s.10; 1984-85-86, c.16, s.40.

Powers

11 Convocation may:

- (a) make such rules and bylaws as it considers requisite for governing its proceedings and keeping records thereof;
- (b) in the case of the absence of the chancellor and vice-chancellor from any meeting, elect a presiding officer for that meeting;
- (c) consider all questions affecting the interests and well-being of the university and make representations thereon to the senate or to the board;
- (d) fix a fee to be paid by its members to defray the necessary expenses of convocation.

R.S.S. 1978, c.U-5, s.11; 1989-90, c.54, s.6.

Meetings

12 Convocation shall meet at such times and places and with such notice as may be fixed by convocation by bylaws, and also when convened by the chancellor.

R.S.S. 1978, c.U-5, s.12; 1989-90, c.54, s.4.

Extraordinary meetings

13 An extraordinary meeting of convocation shall be called by the chancellor on the requisition of 50 members; and the requisition shall state the objects of the meeting and no matter shall be discussed at the meeting except the matters for which it was convened.

R.S.S. 1978, c.U-5, s.13; 2011, c.20, s.4.

Notice of extraordinary meeting

14 At least twenty days' notice of every extraordinary meeting of convocation shall be given in writing to each member whose address is known and the objects of the meeting shall be clearly stated in the notice.

R.S.S. 1978, c.U-5, s.14.

Transmission of minutes to senate

15 A true copy of the minutes of the proceedings of every extraordinary meeting of convocation shall be transmitted without unnecessary delay to the senate and to the board.

R.S.S. 1978, c.U-5, s.15.

Questions decided by majority

16 All questions shall be decided by a majority of the members present.

R.S.S. 1978, c.U-5, s.16.

Voting

17 The chancellor or presiding officer shall be entitled to vote as a member of convocation, and any question on which there is an equality of votes shall be deemed to be negated.

R.S.S. 1978, c.U-5, s.17.

Quorum

18 No question shall be decided at any meeting unless at least fifty members are present.

R.S.S. 1978, c.U-5, s.18.

CHANCELLOR**Chancellor**

19 The office of chancellor is continued.

2011, c.20, s.5.

Duties of chancellor

19.1 The chancellor shall:

- (a) preside at all meetings of convocation and the senate; and
- (b) confer degrees.

2011, c.20, s.5.

Election of chancellor

19.2(1) The senate shall elect the chancellor in accordance with this Act and the bylaws of the senate.

(2) Any member of convocation may submit a nomination for chancellor during the call for nominations.

(3) Only persons who have been members of convocation for at least 10 years before nomination are eligible to be elected as chancellor.

(4) If only one person is duly nominated for the office of chancellor, the secretary shall declare that person to be elected by the senate as chancellor.

(5) The chancellor holds office for a term of three years and until his or her successor is elected.

(6) The chancellor may be elected to serve office for a second term, but no person may serve more than two consecutive terms as chancellor.

2011, c.20, s.5.

Vice-chancellor

20(1) The president shall hold the office of vice-chancellor.

(2) If the chancellor is absent or is incapable of acting for any reason or if the office of the chancellor is vacant, the vice-chancellor may exercise the powers and shall perform the duties of the chancellor.

R.S.S. 1978, c.U-5, s.20; 2011, c.20, s.6.

Vacancy in office

21(1) The office of chancellor becomes vacant if the person serving as chancellor:

- (a) dies;
- (b) resigns;
- (c) ceases to be a resident of Saskatchewan; or
- (d) is incapable of acting for any reason.

(2) A declaration by the senate of a vacancy in the office of chancellor that is entered in the senate's minutes is conclusive evidence of the vacancy.

2011, c.20, s.7.

Appointment of new chancellor on vacancy

22 Notwithstanding section 19.2, if the office of chancellor becomes vacant in accordance with section 21, the senate shall appoint a new chancellor in accordance with its bylaws for the unexpired portion of the term.

2011, c.20, s.7.

23 Repealed. 2011, c.20, s.8.

Absence of chancellor and vice-chancellor

24 A person elected as presiding officer for a meeting, pursuant to clause (b) of section 11, shall have and exercise all the powers of the chancellor for the purpose of the meeting.

R.S.S. 1978, c.U-5, s.24.

SENATE**Senate**

25 There shall be a senate of the university under the name of The University of Regina Senate.

R.S.S. 1978, c.U-5, s.25.

Meetings

26 The senate shall meet at least twice a year, at times fixed by its bylaws.

R.S.S. 1978, c.U-5, s.26; 1989-90, c.54, s.4.

Composition of senate

27(1) The senate shall be composed of:

(a) the present and past chancellors of the university, the president of the university, the vice-president or vice-presidents of the university, the deputy minister of the ministry over which the minister presides, the chair of the educational council, the principals of federated or affiliated colleges of the university, the deans or acting deans of faculties or schools that are now or may hereafter be established by the university, such other deans of academic and student affairs and such directors as are nominated by the president and approved by the senate;

(b) fourteen members of convocation elected by convocation;

(c) the minister, who shall be a member *ex officio*;

(d) six students of the university elected by the students registered in the university who on the date of their election are certified by the registrar to be full-time students.

(2) Any professional society, and any group or organization in the province, that in the opinion of the senate contributes in a significant way to the social, economic and cultural welfare of the province may be represented in the senate; and, notwithstanding anything in this Act to the contrary, the senate may make such provision as it considers advisable for one or more representatives of each professional society, group or organization to be members of the senate.

(3) No person shall be a member of the senate who is not a resident of Saskatchewan.

R.S.S. 1978, c.U-5, s.27; 1983, c.11, s.91; 1988-89, c.42, s.106; 2011, c.20, s.9.

Power to establish districts

28 For the purpose of the election of the members of the senate mentioned in clause 27(1)(b), the senate may, by bylaw:

- (a) establish districts and the boundaries of each district;
- (b) amend the boundaries of the districts established pursuant to clause (a);
- (c) prescribe the number of persons resident within a district who are to be elected as members of the senate from that district; and
- (d) provide for all necessary details in connection with the election of members of the senate, not otherwise provided for by this Act.

2011, c.20, s.10.

Nominations and elections

29(1) Every member of convocation, regardless of his or her place of residence, may nominate a member of convocation for election as a member of the senate in accordance with this Act and any bylaws.

(2) Only the members of convocation residing in a particular district are eligible to vote for the member of the senate to represent that district.

(3) Subject to subsection (4), if the number of persons duly nominated for election as members of the senate to represent convocation is equal to the number of members to be elected by convocation pursuant to clause 27(1)(b), the secretary shall declare those persons to be elected as members of the senate.

(4) If the senate establishes districts for the purpose of the election of the members of the senate mentioned in clause 27(1)(b) and if the number of persons duly nominated for election from a particular district is the same as the number of persons required to be elected to the senate from that district, the secretary shall declare those persons to be elected as members of the senate.

(5) If no person is duly nominated for the office of member of the senate from a district, the senate may appoint a person pursuant to its bylaws as the member of the senate from that district for a term of one year.

2011, c.20, s.11.

Term of office

30(1) The members of the senate elected by convocation or appointed pursuant to subsection 27(2) shall hold office for a term of three years, and shall be eligible for a second term, but after two such terms of service shall not be eligible for election or appointment to the senate until after the expiration of one year from the date of termination of the second term.

(2) The members of the senate elected pursuant to clause 27(1)(d) shall hold office from May 1 of the year in which they are elected to April 30 of the following year and are eligible to serve for a second term.

2011, c.20, s.11.

Vacancy in office

31(1) The office of a member of the senate becomes vacant if the member:

- (a) dies;
 - (b) resigns;
 - (c) is incapable of acting for any reason; or
 - (d) in the case of an elected member mentioned in clause 27(1)(b), ceases to reside in the district the member was elected to represent.
- (2) A declaration by the senate of a vacancy in the office of a member that is entered in the senate's minutes is conclusive evidence of the vacancy.

2011, c.20, s.11.

Vacancies, how filled

32(1) Subject to subsection (3), if a vacancy occurs among the elected members of the senate from any cause other than the passage of time, the vacancy shall be filled by the members of convocation at the time of the next election of members of the senate, and every person so elected shall hold office for a term of three years.

(2) If a vacancy occurs among members of the senate who are the representatives of professional societies or other groups or organizations, the relevant professional society, group or organization shall immediately fill the vacancy by appointing another representative to the senate, and the member so appointed shall hold office for a term of three years.

(3) If a vacancy occurs among the members of the senate who are elected pursuant to clause 27(1)(d), the vacancy shall be filled by the students of the university in accordance with that clause, and the term of office of the member elected to fill the vacancy shall be for the unexpired portion of the term of his or her predecessor.

2011, c.20, s.11.

Duties and powers

33(1) The senate shall:

- (a) provide for the regulation and conduct of its meetings and proceedings, including the determining of the quorum necessary for the transaction of business;
- (b) hear such reports as may be provided for by this Act and the bylaws of the senate;
- (c) consider and take action upon all matters reported to it by the board or council;

- (d) appoint scrutineers for the counting of the votes for the election of chancellor and for the elective members of the senate;
 - (e) appoint a committee to hear and decide upon appeals by students and others from decisions of the council;
 - (f) make bylaws respecting the discipline of students enrolled including the admonition, dismissal, suspension and expulsion of students and the imposition of fines and the levying of assessments for damage done by them to property;
 - (g) appoint examiners for, and make necessary rules relating to, the conduct of examinations for professional societies or other bodies where and insofar as the university or any agency thereof is required or authorized by any Act to do.
- (2) The senate may:
- (a) establish any committees that it considers necessary;
 - (b) provide for the granting of degrees, certificates of proficiency and honorary degrees;
 - (c) authorize on academic grounds the establishment of any faculty, school, department, chair, institute or program of instruction or any major changes or revisions in the curricula related to them, and recommend on these matters to the board;
 - (d) authorize the establishment of an advisory council for any faculty, school or department and prescribe or alter the composition, duties and powers of an advisory council, whether established before or after the coming into force of this Act, and discontinue an advisory council for any faculty, school or department;
 - (e) determine admission requirements and standards for students;
 - (f) provide for:
 - (i) the affiliation or federation of any educational institution with the university;
 - (ii) the modification or alteration of the terms of any affiliation or federation of the university with another educational institution; or
 - (iii) the dissolution of any affiliation or federation of the university with another educational institution;
 - (g) recommend to the board or the council any matters or things that the senate considers proper to promote the interests of the university or to carry out the purposes of this Act;
 - (h) request the board or the council to report to it on any matter over which the senate has authority;
 - (i) appoint members to committees composed of members of the senate and members of the board or council;

- (j) subject to sections 27 to 32, make bylaws governing the election of members of the senate;
- (k) subject to section 19.2, make bylaws governing the nomination and election of the chancellor;
- (l) make or alter bylaws touching any matter whatever regarding the university and not inconsistent with this Act or with any law in force in Saskatchewan;
- (m) delegate to the council any of the powers conferred on it by this Act;
- (n) do any other thing that the senate considers necessary, incidental or conducive to exercising its powers, to promoting the best interests of the university or to meeting the purposes of this Act.

R.S.S. 1978, c.U-5, s.33; 1989-90, c.54, s.4;
2011, c.20, s.12.

Certain senate bylaws approved by board

34 A certified copy of every bylaw or decision of the senate pertaining to any of the matters or things mentioned in clauses 33(2)(c), (d) and (f) shall be transmitted to the board before the next meeting of the board, and no such bylaw or decision has force or effect until it is approved by the board.

2011, c.20, s.13.

Certain senate actions, required report from council

35 The senate shall not take any action respecting any of the matters or things referred to in clauses (b), (c), (d), (e) or (f) of subsection (2) of section 33 without having first received a report from the council embodying its recommendations on such matters or things or any of them.

R.S.S. 1978, c.U-5, s.35.

All bylaws under seal

36 All bylaws of the senate shall have the corporate seal of the university affixed thereto, and the bylaws shall be binding in accordance with the true intent and meaning thereof.

R.S.S. 1978, c.U-5, s.36.

ELECTION OF CHANCELLOR AND MEMBERS OF SENATE

Convocation list

37 The secretary shall prepare a convocation list consisting of an alphabetical list of the names and last known addresses of all members of convocation.

2011, c.20, s.14.

Inspection of convocation list

38 The convocation list is open for inspection by any member of convocation during the normal business hours of the secretary.

2011, c.20, s.14.

Eligibility to vote

39 Only members of convocation whose names appear in the convocation list are eligible to vote at an election of a member of the senate.

2011, c.20, s.14.

Rectifying the convocation list

40(1) Any person may ask the secretary, in writing, to rectify the convocation list by:

- (a) including an omitted name from the convocation list;
- (b) correcting a name that appears on the convocation list; or
- (c) removing a name that should not appear on the convocation list.

(2) A request pursuant to this section must be made to the secretary at least 21 clear days before the date of any election in order for any action respecting the request to be effective for that election.

(3) After providing any notice that the secretary considers necessary to all parties who appear to the secretary to be interested, the secretary shall examine the request and make any decision that the secretary considers proper.

(4) Any interested party may appeal a decision of the secretary pursuant to subsection (3) to the chancellor.

2011, c.20, s.14.

Bylaws respecting elections

40.1 The senate may make bylaws for the following purposes:

- (a) prescribing dates for the election of chancellor and the members of the senate;
- (b) subject to this Act, prescribing the procedures for the election of chancellor and the members of the senate;
- (c) respecting appeals and complaints arising out of elections of chancellor and the members of the senate.

2011, c.20, s.14.

Chancellor and members of senate to be properly nominated

41 No person shall be elected as a chancellor or as a member of the senate unless he has been nominated as provided in the following provisions of this Act, and every vote cast for a person not so nominated is void.

R.S.S. 1978, c.U-5, s.41.

Manner of nomination

42 To be valid, a nomination must:

- (a) be in writing;
- (b) in the case of the chancellor, be signed by at least seven members of convocation;
- (c) in the case of a member of the senate, be signed by at least three members of convocation; and
- (d) be endorsed with the written consent of the person being nominated.

2011, c.20, s.15.

Submitting nominations

43(1) A nomination must be received by the office of the secretary within the period set in the bylaws of the senate before the date of the election for which the nomination is being made.

(2) On receiving each nomination, the secretary shall:

- (a) endorse on the nomination the exact time of its receipt; and
- (b) immediately acknowledge the receipt of the nomination by sending to each person duly nominated a written notice of his or her nomination.

2011, c.20, s.15.

44 Repealed. 2011, c.20, s.16.

45 Repealed. 2011, c.20, s.16.

Report to senate of result of election

46 The secretary shall report to the senate at its next meeting the result of the election.

R.S.S. 1978, c.U-5, s.46.

47 Repealed. 2011, c.20, s.17.

48 Repealed. 2011, c.20, s.17.

49 Repealed. 2011, c.20, s.17.

50 Repealed. 2011, c.20, s.17.

51 Repealed. 2011, c.20, s.17.

52 Repealed. 2011, c.20, s.17.

53 Repealed. 2011, c.20, s.17.

54 Repealed. 2011, c.20, s.17.

55 Repealed. 2011, c.20, s.17.

BOARD OF GOVERNORS

Board of governors

56(1) There shall be a board of management of the university under the name of The Board of Governors of The University of Regina.

(2) The board shall consist of:

- (a) the chancellor;
- (b) the president;
- (c) five members appointed by the Lieutenant Governor in Council;
- (d) two members elected by the senate;
- (e) one student who shall be the president of the students' union;
- (f) one member of the faculty who is a lecturer, assistant professor, associate professor or professor, who holds a full-time academic appointment in the university and who is elected by members of the council.

(3) The secretary of the university shall be the secretary of the board.

R.S.S. 1978, c.U-5, s.56; 2005, c.43, s.2.

Chairman and vice-chairman

57 The board shall, from among its members, appoint a chairman and a vice-chairman who, in the event of the disability or absence of the chairman, has all the powers and shall perform all the duties of the chairman.

R.S.S. 1978, c.U-5, s.57.

Quorum

58 Six members of the board constitute a quorum for the transaction of business.

R.S.S. 1978, c.U-5, s.58.

Terms of office

59(1) Members of the board appointed by the Lieutenant Governor in Council and members elected by the senate or the faculty shall hold office for a term of three years and thereafter until their successors are appointed or elected and are eligible to serve for a second term.

(2) An elected or appointed member of the board who has served for two terms is eligible for a further appointment but shall not be elected or appointed, as the case may be, until after the expiration of at least one year from the date of expiration of his second term.

R.S.S. 1978, c.U-5, s.59.

Vacancies

60(1) Where a vacancy occurs on the board among members elected or appointed pursuant to clauses (c), (d) and (f) of subsection (2) of section 56, the vacancy shall be filled in the manner herein provided and the person elected or appointed to fill the vacancy shall hold office for a term of three years.

(2) A vacancy among the elected or appointed members of the board does not impair the authority of the remaining members of the board to act.

R.S.S. 1978, c.U-5, s.60.

Management of affairs of university

61 The management, administration and control of the property, revenues, business and affairs of the university are hereby vested in the board except for those matters which are specifically vested in the minister pursuant to another Act.

R.S.S. 1978, c.U-5, s.61; 1983, c.11, s.91; 1988-89, c.42, s.106.

Powers of board

62 The board may:

- (a) make rules relating to the meetings of the board and its transactions;
- (b) maintain and keep in proper order and condition the real property of the university and erect and maintain such buildings and structures thereon as in its opinion are necessary and proper, subject to the prior approval of the minister;
- (c) lay out and expend such sums as it considers necessary for the support and maintenance of the university and for the furnishings, but purchases or provision of major bulk items of materials, goods or services of a non-specialized nature, and transportation equipment may be made through an appropriate government agency or through the minister;
- (d) lay out and expend such sums as it considers expedient for the maintenance of residences and dining halls for the use of the officers, professors and other members of the teaching staff or any faculty and students and make such rules respecting the management, government and control thereof as it considers necessary;
- (e) make provision for the establishment and maintenance of such advisory councils, chairs, exhibitions, scholarships and prizes as have been determined by the senate;

(f) appoint the president, the vice-president or vice-presidents, the librarians, the professors, teachers and instructors and all such officers, clerks, employees and servants as it considers necessary for the purposes of the university, fix their salaries or remuneration and define their duties and terms of office or employment which, unless otherwise provided, shall be during the pleasure of the board, but:

(i) no person shall be appointed a member of the teaching staff of the university or of any faculty thereof unless he has been nominated for the position to which it is proposed to appoint him by the president of the university; and

(ii) no member of the teaching staff or of any faculty thereof shall be promoted or removed from office except upon the recommendation of the president unless the office of president is vacant;

(g) consider recommendations from the senate for the establishment of new faculties, schools, departments, programs or major extensions to existing programs and consult with the commission on the funding thereof.

(h) provide for the establishment of such faculties, schools, departments, chairs, programs of instruction or change in existing programs of instruction as the board considers necessary;

(i) **Repealed.** 1983, c.11, s.91.

(j) establish a system of pensions or retiring allowances for any or all classes of university officials and other employees;

(k) fix and determine the fees to be paid for instruction in the several faculties of the university, the fees to be paid by regular and occasional students, the library fee, the laboratory fees, fees for examination, degrees and certificates and such other fees as may be considered advisable;

(l) pay to each member of the board, except the president of the university or an employee of the Government of Saskatchewan, a sum to be determined by the board for each day that the member attends a meeting of the board or any committee of the board;

(m) consistent with the powers conferred on the board by this Act, pass bylaws;

(n) delegate any of the powers conferred upon it by this Act to committees or officers of the board;

(o) do and perform all other matters and things that to it may seem good, fit and useful for the welfare and advancement of the university and the doing and performing of which are not contrary to this Act or any law in force in the province.

Limitations respecting liabilities

63 The board shall not incur any liability or make any expenditure that will have the effect of impairing the financial status of the university unless an estimate thereof has been first submitted to and approved by the minister.

R.S.S. 1978, c.U-5, s.63; 1983, c.11, s.91.

Maintenance of accounts and audit of accounts

64 The accounts of the board shall be maintained in the form required by the minister and shall be audited at least once each fiscal year by the Provincial Auditor or by a person appointed by Lieutenant Governor in Council for that purpose.

R.S.S. 1978, c.U-5, s.64; 1980-81, c.91, s.3;
1983, c.11, s.91.

Action against the board barred

65 No action shall be brought against the board or against any member thereof on account of anything done or omitted to be done by him in good faith in the execution of his office.

R.S.S. 1978, c.U-5, s.65.

Decisions of questions as to powers

66 Where any question arises respecting the powers and duties of convocation, the senate, board, council or any officer or servant of the university, the question shall be settled by a committee composed of the chancellor, the president and the board chairman.

R.S.S. 1978, c.U-5, s.66.

LIABILITIES INCURRED BY THE BOARD

Approval of liabilities for expenditures for land, etc.

67 The board shall not incur any liability or make any expenditure exceeding \$100,000 for the purchase of lands or the erection of buildings without the prior approval of the minister and all plans, specifications and other data pertaining to building or other construction projects exceeding \$100,000 shall be subject to approval of the minister.

R.S.S. 1978, c.U-5, s.67; 1983, c.11, s.91.

Limitation on purchase of land, etc.

67.1 The board shall not incur any liability or make any expenditure exceeding \$500,000 for the purchase of lands or the erection of buildings without the prior approval of the Lieutenant Governor in Council.

1988-89, c.42, s.106.

Financial report

68(1) The board shall submit to the minister, on or before November 15 in each year, a report:

- (a) setting forth in detail all the receipts and expenditures for the board for the preceding fiscal year; and
 - (b) containing any other particulars that the Lieutenant Governor in Council or the minister may require; and
- (2) The minister shall, in accordance with *The Tabling of Documents Act*, lay before the Legislative Assembly each report and statement received by him pursuant to subsection (1).
- (3) The board shall submit to the minister, on or before November 15 in each year, an estimate of all expenditures the board intends to make during the next fiscal year, setting out the details of expenditures in any form that the minister may prescribe.

1983, c.11, s.91.

BORROWING POWERS**Current expenses**

69 The board may by resolution authorize the borrowing of such sums of money as may be required to meet the expenditures of the university until the revenues for the current year are available; and loans so made shall be repaid out of and shall be a first charge upon those revenues and may be secured by the promissory note or notes of the chairman and secretary of the board or such other person or persons as the board or their executive committee may designate, given on behalf of the university.

R.S.S. 1978, c.U-5, s.69.

Transfer of real and personal property

70(1) All of the real and personal property held by The University of Saskatchewan as defined by *The University Act, 1968*, and which is located in Regina or environs or was, prior to the repeal of that Act, administered or programmed from the Regina campus of that university is the property of The University of Regina.

(2) When any dispute arises or ambiguity exists as a result of this section it shall be adjudicated by the minister.

R.S.S. 1978, c.U-5, s.70; 1983, c.11, s.91.

Acquisition of real property, etc.

71(1) In this section “**securities**” includes notes, bonds, debentures and other securities.

(2) Subject to section 63 and, subject to the approval of the Lieutenant Governor in Council, the board may, by resolution, authorize the borrowing of money from time to time by the issue and sale of securities of the university for any one or more of the following purposes of the university, namely:

- (a) acquiring any real property;
- (b) erecting, repairing, adding to, furnishing or equipping any building;
- (c) the repayment or refunding, from time to time, of the whole or any part of any loan raised or securities issued by the university;
- (d) the payment of any other liability or indebtedness of the university;
- (e) carrying out any of the powers of the university, providing in whole or in part for expenditures of the university made or to be made in connection therewith, reimbursing the university for any such expenditures heretofore or hereafter made, and repaying in whole or in part any temporary borrowings of the university for any such purposes.

(3) The securities shall be in such form, shall bear such rate of interest and shall be payable as to principal, interest, and redemption premium, if any, in the currency of such country at such time and place and in such amounts and manner as the board may determine.

(4) The securities may be made redeemable in advance of maturity in whole or in part at such time, at such price and on such previous notice as the board may determine in the resolution authorizing the issue of the securities.

(5) Notwithstanding any other provision of this Act, securities of the university shall bear the seal of the university and, together with the interest coupons, if any, attach thereto, shall be signed by the chairman and the secretary of the board or by such other persons as the board may designate for that purpose; and the signatures on the interest coupons, if any, attached to the securities, the signature of one of the aforesaid persons on the securities, and the seal of the university on the securities may be engraved, lithographed, printed or otherwise mechanically reproduced.

(6) The mechanically reproduced seal of the university and signatures of the persons mentioned in subsection (5) when affixed to securities in accordance with that subsection have the same force and effect as if they were manually affixed and are valid and binding upon the university, notwithstanding that a person whose signature is so reproduced and affixed has ceased to hold office before the date of the securities or their issue.

(7) The board may, with the approval of the Lieutenant Governor in Council, provide for the creation, management and application of sinking funds or other means of securing the repayment of any loan raised or securities issued by the university, including the redemption by call of any securities issued subject to redemption in advance of maturity.

(8) For the purposes specified in subsection (2), the board may borrow money from time to time by the issue of securities of the university as aforesaid in such principal amounts as will realize the net sum required by the university for such purposes and a recital or declaration in the resolution of the board authorizing the issue of the securities to the effect that it is necessary to issue securities in the principal amount so authorized to realize the net sum required for the purposes of the university is conclusive evidence of the fact.

(9) The board may, with the approval of the Lieutenant Governor in Council, sell any such securities on such terms and conditions and prices as the board considers advisable.

(10) Subject to the approval of the Lieutenant Governor in Council, pending the sale of securities of the university pursuant to subsection (2), the board may borrow by way of temporary loans from any bank, trust corporation licensed pursuant to *The Trust and Loan Corporations Act*, credit union or any other person any sum of money the board considers necessary on any terms that the board may determine.

(11) A temporary borrowing pursuant to subsection (10) may be:

- (a) by way of overdraft or line of credit;
- (b) by pledging as security for the temporary borrowing any securities of the university pending their sale or in place of their sale; or
- (c) by any other means the board may determine.

R.S.S. 1978, c.U-5, s.71; 1999, c.29, s.3.

Guarantee by the province

72(1) The Lieutenant Governor in Council, on behalf of the Province of Saskatchewan, may guarantee the payment of the principal and interest of any notes, bonds, debentures or other securities issued by the university or of any temporary loans raised by the university.

(2) The form and manner of any such guarantee shall be such as the Lieutenant Governor in Council may approve.

(3) The guarantee shall be signed by the Minister of Finance or by such other official of the Department of Finance as may be designated by the Lieutenant Governor in Council for that purpose, and on being so signed, the Province of Saskatchewan in case of default by the university shall become liable for the payment of the principal and interest of the loans and notes, bonds, debentures or other securities guaranteed according to the tenor thereof; and a guarantee so signed is conclusive evidence that the terms of this section have been complied with.

(4) The Lieutenant Governor in Council may discharge any liability resulting from such a guarantee out of the general revenue fund, or out of the proceeds of securities of the province issued and sold for that purpose under the authority of *The Financial Administration Act, 1993*.

R.S.S. 1978, c.U-5, s.72; 1983, c.29, s.52; 1988-89, c.42, s.106; 2004, c.10, s.17 and 18.

EXECUTION OF INSTRUMENTS

Execution of instruments

73 All transfers, mortgages or other instruments or documents required to be in writing and to which the university is a party shall be deemed to be properly executed by the university if the corporate name and seal of the university are affixed thereto by the secretary of the board or by some other officer of the university authorized by the board to do so, and such corporate name and seal are immediately followed on the same page by the official signatures of the secretary of the board and the chairman or vice-chairman of the board or by the official signatures of any two officers of the university designated by the board for such purpose.

R.S.S. 1978, c.U-5, s.73.

CONTROLLER

Controller

74(1) There shall be a controller of the university, appointed by the board, who shall be responsible to such officer of the board as the board may designate.

(2) The controller shall under the direction of the board perform all duties assigned to him under this Act, shall be the chief accounting and business officer of the university and shall perform such other duties as the board may require of him.

(3) The board may appoint some other person to act as controller during the disability or absence of the controller.

(4) The acting controller shall, during such disability or absence, perform the duties and have all the powers of the controller.

R.S.S. 1978, c.U-5, s.74.

COUNCIL

Council

75 There shall be a council to be known as The University of Regina Council.

R.S.S. 1978, c.U-5, s.75.

Composition of council

76 The council shall consist of the president and vice-presidents of the university, the secretary, the registrar, the librarian, the assistant librarian, the professional libraries, the deans, directors, professors, associate professors, assistant professors, full-time lecturers, special-lecturers and instructors who are employed by the university or a federated college of the university and a number of the students who are full-time students as attested by the registrar, to be determined by the council but in no case to exceed ten per cent of the council membership, and who shall be chosen for one-year terms by annual election by students under regulations established by the council with a view to obtaining equitable representation of students in the various faculties, and schools of the university.

R.S.S. 1978, c.U-5, s.76.

Chairman

77 The president shall be the chairman of the council and in his absence the vice-president shall be chairman but in the absence of the president and the vice-president, the council may appoint its own chairman.

R.S.S. 1978, c.U-5, s.77.

Duties of council

78(1) The council shall:

- (a) make rules for governing its meetings and proceedings including the determining of the number of members that shall constitute a quorum for the transaction of business, and establish committees as required;
- (b) appoint the examiners for and conduct the examination of all courses and determine the results of the examinations;
- (c) appoint a committee to hear and decide upon, subject to an appeal to the senate, all applications and memorials by students or others in connection with any faculty of the university;
- (d) consider and report to the senate upon the courses of study to be provided for the several faculties and departments and upon such matters affecting the educational interests and well-being of the university;
- (e) conduct such examinations for professional societies or other bodies as may be directed by the senate under rules made by the senate;
- (f) deal with or report upon such other matters as are referred to it by the senate or the board where such matters fall within the powers of the senate or the board respectively as conferred by this Act.

(2) The council may:

- (a) make recommendations to the senate respecting changes in admission requirements and standards;
- (b) authorize the establishment of exhibitions, scholarships and prizes and recommend them to the senate;
- (c) determine the dates for the beginning and ending of lectures and the timetable for examinations;
- (d) make recommendations to the senate with regard to affiliation and federation;
- (e) review the academic and physical plans for the university and make recommendations thereon to the president;
- (f) make recommendations to the president regarding matters considered by the council to be of interest to the university;
- (g) exercise such other powers as are delegated to it by the senate or the board.

R.S.S. 1978, c.U-5, s.78; 1989-90, c.54, s.4 and 6.

PRESIDENT

President

79 There shall be a president of the university responsible for the general supervision over and direction of:

- (a) the academic work of the university and the teaching staff and student body thereof and the officers and servants employed in or in connection with such work, including the secretary; and
- (b) the business affairs of the university and the officers and servants employed in connection therewith;

and he has such other powers and shall perform such other duties as are conferred upon or assigned to him by the board.

R.S.S. 1978, c.U-5, s.79.

Duties and powers

80(1) The president shall:

- (a) call meetings of the board and council in accordance with their respective bylaws;
- (b) make recommendations to the board respecting the appointment, promotion or removal of any member of the teaching staff of the university or any of the officers or servants thereof; but before recommending the appointment of a member of the teaching staff, or of an academic officer, the president shall consult an advisory committee set up for the purpose under the bylaws of the board;
- (c) report upon any matter that may be referred to him by the senate, board or council;
- (d) report annually to the senate upon the progress and efficiency of the academic work of the university and upon the progress and requirements of the university and may make such recommendations thereon as he considers necessary.

(2) The president may:

- (a) suspend any member of the teaching staff of the university and any officer or servant thereof, and when he exercises such power he shall forthwith report his action to the board with a statement of his reason therefor;
- (b) summon meetings of the teaching staff of the university when he considers it necessary to do so and take the chair at any such meeting.

R.S.S. 1978, c.U-5, s.80; 1989-90, c.54, s.4.

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UNIVERSITY OF REGINA

Vice-president and acting president and their duties

81(1) The vice-president or vice-presidents shall have such powers and perform such duties as may be determined by the board or the president.

(2) The board shall appoint, by annual resolution, a member of the staff to be acting president to exercise the powers and perform the duties of the president when the president is ill or absent.

R.S.S. 1978, c.U-5, s.81.

DEAN OF A FACULTY

Deans and their duties

82 There shall be a dean of each faculty of the university who shall be appointed by the board, who shall be the chief executive officer of the faculty, and who shall, subject to the authority of the president, have general supervision over and direction of the work of the faculty, and of the teaching and training of the students of his faculty.

R.S.S. 1978, c.U-5, s.82.

HEAD OF A DEPARTMENT

Heads and their duties

83(1) There shall be a head of each department of a faculty who shall be appointed by the board who shall have general supervision over and direction of the work of the department and who shall assign teaching duties to the members of the department, following consultation with the department, in committee.

(2) The head of each department of a faculty is responsible to the dean in the first instance for the satisfactory performance of the work of the department.

R.S.S. 1978, c.U-5, s.83.

SECRETARY

Secretary and his duties

84(1) There shall be a secretary of the university who shall be appointed by the board and who shall be responsible to the board through the president.

(2) The secretary shall perform all duties assigned to him under this Act, shall keep all records necessary to his office and shall perform such other duties as the board, the senate or the council may require of him.

(3) The board may appoint some other person to act as secretary during the disability or absence of the secretary.

(4) The acting secretary shall, during such disability or absence, perform the duties and have all the powers of the secretary.

R.S.S. 1978, c.U-5, s.84.

INSTRUCTION

Persons entitled to instruction

85 Instruction in the university shall be open to every regularly matriculated student thereof who is duly enrolled in the university or in an institution affiliated with the university and who has entered his name with the registrar of the university and every such student shall pay the fees fixed by the board.

R.S.S. 1978, c.U-5, s.85.

ATTENDANCE AND ENROLMENT OF STUDENTS

Enrolment of students

86 All students proceeding to any degree, except in cases for which special provision is made to the contrary by a bylaw of the senate, shall be enrolled at the university or in an affiliated college or institution.

R.S.S. 1978, c.U-5, s.86.

Examinations for outside students

87 Persons who have not received their instruction at the university, or in any affiliated college or institution, may be admitted as candidates for examination for standing or for any degrees, honours, scholarships or certificates of proficiency authorized to be granted or conferred by the university on such conditions as the council may from time to time determine.

R.S.S. 1978, c.U-5, s.87.

Examinations subsequent to matriculation

88 No student in the university or in any affiliated college or institution shall be permitted to present himself for any university examination subsequent to that of matriculation without producing a certificate, if required to do so by the council, that he has complied with the requirements of the university, college or institution affecting his admission to such examination.

R.S.S. 1978, c.U-5, s.88.

Standing granted in certain cases

89 The council may, upon application subject to such conditions as it may from time to time determine, allow to persons holding certificates showing that they have passed other examinations, such standing thereon as it thinks fit.

R.S.S. 1978, c.U-5, s.89.

MAINTENANCE OF THE UNIVERSITY

Fees

90 All fees shall be payable to the board and shall be carried to one general fee fund which shall be available for any of the expenses of the university.

R.S.S. 1978, c.U-5, s.90.

PARKING

Interpretation of sections 90.1 to 90.3

90.1 In this section and sections 90.2 and 90.3:

- (a) **“bylaw”** means a parking bylaw made by the board pursuant to section 90.2;
- (b) **“dangerous goods”** means any product, substance or organism included by its nature or by the regulations in the schedule to the *Transportation of Dangerous Goods Act* (Canada);
- (c) **“university campus”** includes any real property owned by the university;
- (d) **“vehicle”** means a vehicle as defined in *The Traffic Safety Act*.

1999, c.29, s.4; 2004, c.T-18.1, s.297.

Authority over parking

90.2(1) Notwithstanding *The Cities Act*, *The Municipalities Act* and *The Wascana Centre Act*, the board may make bylaws:

- (a) regulating and governing parking and the standing or stopping of vehicles on any street or other public place on the university campus;
- (b) defining, enlarging or restricting the meaning of any word or expression used in the bylaws;
- (c) prescribing the content and placement of signs that the board considers necessary to regulate or govern parking and the standing or stopping of vehicles on any street or other public place on the university campus;
- (d) establishing, controlling, regulating and designating parking areas or parking stands on any street or place on the university campus for parking purposes;
- (e) prohibiting, restricting, controlling or regulating:
 - (i) the parking of all or any class of vehicles on all or any streets or in any designated area on the university campus;
 - (ii) the parking on all or any streets, or within a specified distance from any building, of vehicles used for carrying or transporting inflammable, explosive or dangerous goods or any classification of dangerous goods, whether the vehicles are carrying those goods or not;
- (f) establishing a schedule of fees or charges to be paid by persons using established parking stands or designated parking areas on the university campus and, for that purpose, may vary the fees or charges according to the location of the parking stands or designated parking areas, the hours of use and the class of vehicles utilizing the parking stands or designated parking areas;

- (g) establishing, controlling or regulating a parking meter system, providing for the collection of fees or charges payable by persons using parking stands or places and prescribing the consequences for failure to pay a fee or charge that has been imposed pursuant to any bylaw;
 - (h) permitting certain individuals or a class of individuals to utilize established parking facilities on the university campus without any fee or charge;
 - (i) exempting any person or type or category of vehicle from any or all bylaws;
 - (j) authorizing members of the City of Regina Police Service or any designated employees of the university to move or remove any vehicle that is unlawfully parked, placed, left or kept on any street, parking place, parking stand or other public place on the university campus;
 - (k) permitting the university to impound or store any vehicle that has been unlawfully parked, placed, or left on the university campus, and to release it to the owner on payment of the cost of removal and impoundment or storage within a period of 30 days after the date of the removal of the vehicle, or within any longer time that may be specified in the bylaw;
 - (l) respecting the recovery of any costs incurred pursuant to clause (k) and interest incurred if the costs are not paid within the specified period, from the owner of the vehicle by action in a court of competent jurisdiction or by sale of the vehicle at public auction, and prescribing that vehicles impounded for 30 days or more may be dealt with as lost or unclaimed personal property;
 - (m) prescribing the fines payable for the contravention of any bylaw and the consequences for failure to pay a fine that has been imposed pursuant to any bylaw;
 - (n) prescribing the procedures for enforcing bylaws, including directing that hearings respecting bylaw enforcement may be brought before a justice of the peace or a judge of the provincial court;
 - (o) respecting the determination of any matter the board considers necessary in order to regulate parking of vehicles on the university campus.
- (2) The board shall publish a copy of every bylaw in the Gazette within 30 days after the bylaw has been enacted.
- (3) No person is to be convicted of an offence against a bylaw that is not published in the Gazette unless it is shown that reasonable steps had been taken by the time of the offence to bring the substance of the bylaw to the notice of the public, of persons likely to be affected by it or of the person charged.
- (4) All fines, fees and charges imposed pursuant to this section are to be paid to the university, are the property of the university and are to be deposited in the general fee fund.

Liability of owner or person in charge of vehicle**90.3(1)** In this section:

- (a) **“authorized person”** means a person who is in charge of a vehicle with the express or implied consent of the owner of the vehicle;
 - (b) **“owner”** means, with respect to any vehicle, the person to whom a current certificate of registration or registration permit for a vehicle is issued;
 - (c) **“unauthorized person”** means a person who is in charge of a vehicle without the express or implied consent of the owner of the vehicle.
- (2) Where a vehicle is found to be in contravention of a bylaw and that contravention is committed by the person in charge of the vehicle, the owner of the vehicle is liable for the offence unless the owner proves to the satisfaction of the court that, at the time of the offence, the vehicle:
- (a) was not being operated and had not been parked or left by the owner; or
 - (b) was not being operated and had not been parked or left by any authorized person in charge of the vehicle.
- (3) Where, at the time of the commission of any offence against a bylaw involving a vehicle, the vehicle was not being operated and had not been parked or left by the owner or by any authorized person in charge of the vehicle, the unauthorized person in charge of the vehicle is liable for the offence unless the unauthorized person in charge of the vehicle proves to the satisfaction of the court that, at the time of the offence, the vehicle:
- (a) was not being operated and had not been parked or left by that unauthorized person in charge of the vehicle; and
 - (b) was not being operated and had not been parked or left by any person in charge of the vehicle with the express or implied consent of that unauthorized person in charge of the vehicle.
- (4) Notwithstanding subsection (2), where, at the time of the offence, the vehicle was not being operated by the owner and had not been parked or left by the owner, the owner is not liable to imprisonment.
- (5) Notwithstanding subsection (3), where, at the time of the offence, the vehicle was not being operated by the unauthorized person in charge of the vehicle and had not been parked or left by that unauthorized person, that unauthorized person in charge of the vehicle is not liable to imprisonment.

GENERAL PROVISION

Exemption from taxation

91(1) The property real and personal of the university is not liable to taxation for provincial, municipal or school purposes, and is exempt from every description of taxation.

(2) No undertaking, project, plan or activity of the university, any faculty or department thereof or any affiliated college located on or adjacent to a university or of its or their student organizations, approved by the board, is subject to taxation by any municipality.

R.S.S. 1978, c.U-5, s.91.

Fiscal year

91.1(1) The fiscal year of the university is the period commencing on May 1 in one year and ending on April 30 in the next year.

(2) Notwithstanding subsection (1), the fiscal year of the university, with respect to:

(a) the 1980-81 fiscal year, is the period commencing on July 1, 1980 and ending on June 30, 1981;

(b) the 1981-82 fiscal year, is the period commencing on July 1, 1981 and ending on April 30, 1982.

1980-81, c.91, s.5.

Non-liability in respect of acts, etc., of students

92 No action, prosecution or other proceeding shall lie or be instituted against the university, the board, the senate, or any member of the board, or the senate or any officer or servant of the university, in respect of any act or omission of any student body or not arising out of any association or activity organized, managed or controlled, in whole or in part, by students of the university or of any affiliated college.

R.S.S. 1978, c.U-5, s.92.

Regulations

93 For the purpose of carrying out the provisions of this Act according to their intent, the Lieutenant Governor in Council may make such regulations as are ancillary thereto and are not inconsistent therewith; and every regulation made under and in accordance with the authority granted by this section has the force of law.

R.S.S. 1978, c.U-5, s.93.

TRANSITIONAL

Bylaws of senate continue

94 Insofar as they do not conflict with the provisions of this Act, the bylaws of the senate as it was constituted pursuant to *The University Act, 1968*, shall continue to apply to the senate unless and until they are altered by the senate.

R.S.S. 1978, c.U-5, s.95.

SCHEDULE

FORM A

[*Section 47*]

VOTING PAPER

Repealed. 2011, c.20, s.18.