

Proposed Supplemental Charter for University of Wales: Trinity Saint David

February 2010

THE CHARTER

ELIZABETH THE SECOND by the Grace of God of the United Kingdom of Great Britain and Northern Ireland and of Our other Realms and Territories Queen, Head of The Commonwealth, Defender of the Faith:

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING!

WHEREAS His Majesty King George the fourth did by Royal Charter (hereinafter referred to as "the Charter of 1828") dated the sixth day of February in the year of our Lord One thousand eight hundred and twenty-eight found and establish at Lampeter in Our County of Cardigan a Perpetual College for the reception and education of persons destined for Holy Orders and did provide that the College should be called by the name of "Saint David's College":

AND WHEREAS in the years One thousand eight hundred and fifty-two, One thousand eight hundred and sixty-five, One thousand eight hundred and ninety-six and One thousand nine hundred and sixty-three Supplemental Charters (hereinafter referred to as "the previous Supplemental Charters") were granted to Saint David's College whereby certain powers of conferring Degrees were granted to the said College and further provisions made for the government of the said College:

AND WHEREAS in the year One thousand nine hundred and seventy-one, a further Supplemental Charter (hereinafter referred to as "the Supplemental Charter of 1971") was granted to Saint David's College whereby the whole of the Charter of 1828 except that part thereof which constituted and founded Saint David's College as a Body Corporate with perpetual succession and a Common Seal was revoked, as were the previous Supplemental Charters:

AND WHEREAS the Supplemental Charter of 1971 has been amended at divers times by resolution approved by Our Privy Council and by such a resolution made on the twenty-sixth day of June, one Thousand nine hundred and ninety-six, the name and style of Saint David's College was changed to "University of Wales, Lampeter" or in Welsh "Prifysgol Cymru, Llanbedr Pont Steffan":

AND WHEREAS on twelfth day of June, one Thousand nine hundred and ninety-seven the Charity Commissioners established a Scheme in respect of the institution known as Trinity College Carmarthen of which the company limited by guarantee then known as Trinity College Carmarthen Foundation, and now known as Trinity University College Carmarthen, (hereinafter called "Trinity University College") was appointed trustee:

AND WHEREAS the Council of Trinity University College resolved on the [] day of 20 [] to amend its Memorandum and Articles of Association so that, subject to Our

approval, and to the grant by Us of this Supplemental Charter, its sole member would be the corporation known as University of Wales Lampeter:

AND WHEREAS We have granted Our approval to such amendment
AND WHEREAS the University of Wales, Lampeter has resolved to change its name to University of Wales: Trinity Saint David and has presented to Us in Our Council a humble Petition praying for the grant of a Supplemental Charter:

AND WHEREAS We are minded to accede to the prayer of the said Petition so that both institutions might be run under the aegis of a single merged University under the name of University of Wales: Trinity Saint David:

NOW, THEREFORE KNOW YE that We having taken the said Petition into Our Royal consideration by virtue of Our Prerogative Royal and of Our especial grace, certain knowledge and mere motion, have willed and ordained and do by these Presents for Us, Our Heirs and Successors, will and ordain as follows:

I CONTINUANCE OF THE CORPORATION

- 1 Except in so far as it continued in force the incorporation constitution and founding by the Charter of 1828 of Saint David's College as a Body Corporate with perpetual succession and a Common Seal, The Supplemental Charter of 1971 shall be and is hereby revoked, but nothing in this revocation shall affect the legality or validity of any act, deed or thing lawfully done or executed under the provisions of the said Supplemental Charter of 1971 nor its preceding Charters.
- 2 The provisions hereinafter contained shall be substituted for those of the Supplemental Charter of 1971 but so that any reference in any Charter of Incorporation or any deed, will or instrument of any kind to or to any provisions of the Charter of 1828 or any of the previous Supplemental Charters or of the Supplemental Charter of 1971 hereby revoked shall be read and construed as a reference to or to the most nearly corresponding provision or provisions of this Our Supplemental Charter and the Statutes, Ordinances and Regulations made hereunder.
- 3 The Council may by Ordinance provide for the participation of any other institution, its governing body, staff, students and graduates in the academic life of the University, its governance and administration and otherwise in the activities and business of the University.

II THE UNIVERSITY OF WALES: TRINITY SAINT DAVID

The corporation created by the Charter of 1828 shall henceforth be a University to be known as University of Wales: Trinity Saint David, or in Welsh Prifysgol Cymru: Y Drindod Dewi Sant, with power in either name to sue and be sued and to hold land and property and to bear arms and with the

power to exhibit either or both of such names or styles upon its Common Seal. Hereinafter in this Our Supplemental Charter the said Corporation and the said University of Wales: Trinity Saint David is referred to as “the University”.

III THE OBJECTS OF THE UNIVERSITY

The objects of the University shall be to advance learning and knowledge by teaching and research, and, by the example and influence of its bilingual corporate life and Anglican Christian tradition as well as by its academic work, to enable students to obtain the advantages of University education. and to engage in activities to promote and contribute to spiritual, cultural, social, environmental and economic development within Wales and beyond.

IV MEMBERSHIP OF THE UNIVERSITY

- 1 Eligibility for membership of the University or for holding office therein or for graduating thereat or for holding any advantage or privilege thereof shall be regardless of age, ethnic or national origins, race, religion, gender, sexual preference, marital status, family responsibility, physical or sensory disability, or political or religious beliefs and activities.
- 2 The Council shall make Ordinances setting out who shall be members of the University and what their rights, obligations and privileges shall be. Different provision may be made for different categories of members.

V POWERS OF THE UNIVERSITY

Subject to the provisions of the Charter and Statutes, and in the furtherance of its objects, the University shall have all the powers of a University and of a natural person including, but not limited to, power:

- (a) To provide instruction in such branches of learning as the University may think fit and to carry out, supervise, participate in and otherwise make provision for research and for the advancement and dissemination of knowledge in such manner as the University may determine.
- (b) To prescribe in Ordinances the requirements for Matriculation and the conditions under which persons shall be admitted to the University or to any particular course of study therein.
- (c) To confer, under conditions prescribed in Ordinances, Degrees of any rank of the University upon:
 - (i) persons who shall have pursued a course of study approved by the University and who shall have passed the examinations or other tests prescribed by the University and met any other requirements determined by the University;
 - (ii) persons who shall hold Degrees or distinctions of equal or similar rank conferred by any University or by any place of higher education with power to confer the same;

- (iii) persons who shall have rendered any signal service to the University;
- (iv) persons of distinction whom the University may wish to recognise.
- (d) To grant, under conditions prescribed in Ordinances, Licences, Diplomas, Certificates and other awards or distinctions to persons within categories (i) (ii) (iii) and (iv) prescribed in paragraph (c) hereof and adapted as necessary.
- (e) To present to any University or other place of higher education with which arrangements in that regard shall have been made persons within categories (i) (ii) (iii) and (iv) of paragraph (c) hereof with the object of Degrees, Licences, Diplomas, Certificates or other academic distinctions of such University or other institution being conferred upon or awarded to such persons.
- (f) For what the University shall deem to be good cause, to deprive persons of any Degrees, Licences, Diplomas or Certificates or other awards or distinctions conferred or granted by the University.
- (g) To prescribe in the Ordinances the disciplinary provisions to which Students of the University and other persons using any facilities of the University shall be subject.
- (h) To provide such lectures and courses of instruction, whether at the University or elsewhere, for persons not Members of the University as the University may determine and to grant Diplomas, Certificates and other awards or distinctions to such persons.
- (i) To accept the examinations and periods of study passed by persons at other Universities or bodies of higher education as equivalent to such examinations and periods of study in the University as the University may determine and to withdraw such acceptance at any time.
- (j) To affiliate other bodies and institutions or branches or departments or staff thereof and to admit members thereof to any of the privileges of the University, and to accept attendance at courses of study in such bodies or branches or departments thereof in place of such parts of the attendance at courses of study in the University and upon such terms and conditions and subject to such regulations as may from time to time be determined by the University.
- (k) To co-operate by any means with any Universities, other recognised institutions of higher education, other educational bodies, other authorities and persons for such purposes as the University may from time to time determine and to participate in any way in the governance of any other educational institutions or bodies.
- (l) To enter into and put into effect any agreement for the incorporation within the University of any other institution and for taking over rights, property and

liabilities and for any other purpose not repugnant to this Our Supplemental Charter.

- (m) To institute Professorships, Readerships and Lectureships and any other offices or posts of any kind and whether academic or not as may be required by the University and to appoint persons to, to employ or engage them in and to remove them from such offices and other posts or employment and to prescribe their conditions of service.
- (n) To institute and award Fellowships, Scholarships, Studentships, Exhibitions, Bursaries and Prizes and other aids to study and research.
- (o) To establish and maintain and to administer and govern places for the residence of the Students of the University or other persons using any facilities of the University and to supervise such places of residence maintained by the University and to provide goods, services and facilities of all kinds for Students.
- (p) To provide, for reward or otherwise, research, consultancy, design, development and advisory services, to buy, sell, acquire and otherwise deal in scientific and technological equipment, patents, designs and inventions of all kinds and to engage in printing and publishing and to turn to account in any way goods, articles, designs and processes of all kinds made, executed or invented by Members of the University or others and for these and other purposes to form own shares in and participate in the governance of companies and other types of business entities, to enter into contracts and arrangements with any persons, companies or institutions as the University may think fit.
- (q) To provide for reward or otherwise such books and other goods and services for Members of the University and other persons using any facilities of the University as may be deemed expedient and consistent with the objects of the University as a place of education and learning.
- (r) To demand and receive fees.
- (s) To act as trustee or manager of any scheme, property, legacy, endowment, bequest or gift for purposes of education or research, or otherwise in furtherance of the work and welfare of the University, and to invest any funds representing the same as the University may think fit.
- (t) To bear and display the armorial bearings granted to the University by Our College of Arms and if the University shall think fit to apply for such amendments and variations thereto as the University may deem desirable.
- (u) To acquire and hold property and assets.
- (v) To maintain, manage, deal with, dispose of and to invest all the property, money, assets and rights of the University and to enter into engagements and to mortgage and charge property and to accept obligations and liabilities in all

respects without any restriction and in the same manner as an individual may manage their own affairs.

- (w) To give guarantees of any kind to any persons.
- (x) To take such steps as may from time to time be deemed expedient for the purpose of procuring contributions to the funds of the University and to raise money in such other manner as the University may deem fit.
- (y) To provide vocational training for persons intending to enter into the Christian Ministry and other vocations or professions in accordance with conditions prescribed in the Ordinances.
- (z) To promote a Bill or Bills in Parliament.
- (za) To do all such other acts and things whether incidental to the powers aforesaid or not as may further the objects, welfare or interests of the University.
- (z b) To provide and maintain the chapels, buildings, premises, grounds, furniture, apparatus and other means needed for carrying on the work of the University of Wales: Trinity Saint David and to license lodgings, apartments, and other places of residence, whether maintained by the University of Wales: Trinity Saint David or not, upon such conditions as the Council shall think fit.

VI THE VISITOR AND SUB-VISITOR

- 1 The Visitor of the University shall be the Right Reverend Father in God, the Lord Bishop for the time being of Saint Davids or such member of the House of Lords or member of former member of the judiciary as the Lord Bishop may nominate. In addition to the powers and functions vested by law the Visitor shall have and may exercise such powers and functions as may be conferred by Ordinances.
- 2 There shall be one Sub-Visitor of the University who shall be appointed by the Visitor as prescribed by the Statutes and who shall exercise all the powers and functions of the Visitor in the event of incapacity or any vacancy in that office. It shall be the responsibility of the Visitor to ensure that no vacancy in the office of Sub-Visitor shall subsist for any period longer than that reasonably required to fill the same and each Sub-Visitor shall hold office only during the pleasure of the Visitor or until earlier death or resignation by notice to the Visitor and the Clerk to the Council.

VII THE PRESIDENT AND VICE-PRESIDENT

1. There shall be a President of the University who shall be the Chair of the Court.

2. There shall be a Vice-President of the University who shall be Chair of the Council and perform such duties as shall be prescribed by or in accordance with the Statutes. The Council may by Ordinance provide for another person or persons to be appointed to the office of Vice-President concurrently.
3. The terms of office of the President and Vice-President(s) shall be determined in accordance with Ordinances.

VIII THE TREASURER

There shall be a Treasurer of the University who shall serve for such term of office and perform such duties as may be prescribed by Ordinances.

IX THE VICE-CHANCELLOR AND PRO VICE-CHANCELLOR

- 1 There shall be a Vice-Chancellor of the University who shall be the Chief Executive and Principal Academic and Administrative Officer of the University and Chair of the Senate, and who shall have power to confer the degrees awards and other academic distinctions of the University of Wales: Trinity Saint David.
2. There shall be two or more Pro Vice-Chancellors of the University of Wales: Trinity Saint David who shall have such duties and functions as may be prescribed by Council.

X OTHER OFFICES

In addition to the offices hereinbefore constituted there shall be such other offices of the University as may be prescribed by the Statutes or Ordinances.

XI THE COUNCIL

1. There shall be a Council of the University of Wales: Trinity Saint David which, subject to this Our Supplemental Charter and the Statutes, shall be the governing body of the University of Wales: Trinity Saint David.
2. The Council shall have the custody of the use of the Common Seal and shall be responsible for the management and administration of the revenue, property and investments of the University of Wales: Trinity Saint David and shall have general control over the conduct of the affairs of the University of Wales: Trinity Saint David and shall have the sole power to make Ordinances and all such other powers and duties as may be conferred upon it by the Statutes.

XII THE SENATE

There shall be a Senate of the University, which shall have the constitution, functions powers and duties as assigned by Ordinances and subject to such Ordinances and the supervision of Council shall regulate the academic activities of the University.

XIII THE COURT

There shall be a Court of the University, which shall serve as a forum for the engagement of the wider community with the University and which shall have constitution, powers and duties as assigned by the Ordinances.

XIV OTHER BODIES

The Council may by Ordinance create other organs, bodies or divisions of the University which shall have the constitution, functions, powers and duties assigned to them by the Ordinances.

XV STUDENTS' UNION

There shall be a Students' Union of the University with a constitution approved by the Council and, so far as is reasonably practicable, the Council shall ensure that the Students' Union operates in a fair and democratic manner and is accountable for its finances.

XVI NO DISTRIBUTION OF ASSETS

The University shall not make any dividend, gift, division or bonus to any of its members except by way of prize, reward or special grant or of lawful remuneration.

XVII AMENDING THE CHARTER

The Council may, after consultation with the Senate and by Special Resolution, amend or add to this Our Supplemental Charter. Such amendment or addition when approved by Us, Our Heirs or Successors in Council shall have effect so that this Our Supplemental Charter shall henceforward continue and operate as though it had been originally granted and made as so added to or amended.

XVIII AMENDING THE STATUTES

The Council may, after consultation with the Senate and by Special Resolution, make, add to, amend or repeal Statutes to prescribe matters to support this Our Supplemental Charter provided that no such changes shall be either repugnant to the provisions of this Our Supplemental Charter or shall have effect until approved by the Lords of our Most Honourable Privy Council.

XIX SPECIAL RESOLUTION

For the purpose of this Our Supplemental Charter a "Special Resolution" means a Resolution of the Council passed at a meeting of the Council, provided that notice of such meeting shall be given to each member of the Council not less than fourteen days before the date of the meeting, and that the Resolution shall be passed at such meeting by a majority of not less than three-quarters of those present and voting.

XX THE STATUTES

1. The Statutes scheduled to this Our Supplemental Charter shall be the Statutes of the University until they shall have been added to, amended or repealed in the manner prescribed.
2. Subject to this Our Supplemental Charter and the Statutes, the Council may make, amend, add to or repeal Ordinances to direct and regulate the University and its members.

XXI REGULATIONS

Subject to this Our Supplemental Charter, the Statutes and the Ordinances, the Council and the Senate and the bodies and committees established by them may make, amend, add to or repeal regulations and standing orders to support and enforce their respective powers and functions.

XXII INCONSISTENCIES

1. In the event of any conflict or inconsistency between any provision in any Ordinance and any provision in any Regulation, the provision in the Ordinance shall prevail.
2. In the event of inconsistency between any provision in any Ordinance and any provision in any other Ordinance, or between any Regulation and any other Regulation, the matter shall be referred to the Council for resolution.

XXIII COMMENCEMENT

This Our Supplemental Charter shall come into effect on the first day of August 2010.

Our Royal Will and Pleasure is that this Our Supplemental Charter shall ever be construed benevolently and in every case most favourably to the University and to the promotion of its objects.

IN WITNESS whereof We have cause these Our Letters to be made Patent.

WITNESS Ourselves at Westminster the [] day of [] in the [] year of Our Reign.

BY WARRANT UNDER THE QUEEN'S SIGN MANUAL

.....
Dr R Brinley Jones, President

.....
Mrs T Carter, Vice President

Date

Date