

No. S 29

EMERGENCY (UNIVERSITI BRUNEI DARUSSALAM) ORDER, 1988

CONSTITUTION OF UNIVERSITI BRUNEI DARUSSALAM
(AMENDMENT) ORDER, 1991

In exercise of the powers conferred by section 14 of the Emergency (Universiti Brunei Darussalam) Order, 1988, His Majesty The Sultan and Yang Di-Pertuan hereby makes the following Order —

Citation and commencement. 1. This Order may be cited as the Constitution of Universiti Brunei Darussalam (Amendment) Order, 1991 and shall be deemed to have come into force on 1st. July, 1991.

Amendment to section 9 of the University Constitution. 2. The Constitution of Universiti Brunei Darussalam (hereinafter referred to as "the Constitution") is hereby amended by deleting subsection (1) of section 9 and substituting therefor the following —

"9. (1) There shall be a Vice-Chancellor who shall be appointed by His Majesty The Sultan and Yang Di-Pertuan, after consultation with the Minister of Education."

Amendment of section 10. 3. Section 10 of the Constitution is deleted and the following substituted therefor —

"Deputy Vice-Chancellor. 10. (1) His Majesty The Sultan and Yang Di-Pertuan may, after consultation with the Vice-Chancellor, appoint one or more Deputy Vice-Chancellors.

(2) Any fit and proper person from within or without the University may be appointed as a Deputy Vice-Chancellor, and the term of office and other conditions of service of a Deputy Vice-Chancellor shall be determined by His Majesty The Sultan and Yang Di-Pertuan, after consultation with the Council and shall be binding on the University.

(3) The duties of a Deputy Vice-Chancellor shall be prescribed by the Vice-Chancellor or by this Constitution or any statute or regulations :

Provided that if any duty is prescribed by this Constitution or any statute or regulations to be performed by a Deputy Vice-Chancellor, such duty shall, unless prescribed otherwise in this Constitution, be performed by the Vice-Chancellor.

(4) If the Vice-Chancellor is unable to exercise any of the functions of his office by reason of illness, leave of absence or any other cause, the following arrangements shall apply :

- (a) where the Vice-Chancellor has been appointed in an ex-officio capacity, the person acting or discharging the functions of that ex-officio capacity shall be deemed to be acting as Vice-Chancellor ;
- (b) where the Vice-Chancellor has been appointed by name, the Deputy Vice-Chancellor, if appointed, or, if there is more than one Deputy Vice-Chancellor, such one of them as may be named by the Vice-Chancellor shall exercise such functions ; and in the event of the absence or disability of the Deputy Vice-Chancellor or all the Deputy Vice-Chancellors (if there be more than one) or if no Deputy Vice-Chancellor has been appointed, His Majesty The Sultan and Yang Di-Pertuan shall, after consultation with the Minister of Education, make such temporary arrangements as His Majesty may think fit for the exercise of the functions of the Vice-Chancellor."

4. The Constitution is amended by deleting section 15 and substituting therefor the following — Amendment of section 4.

"The Council. 15. (1) The Council shall consist of :

- (a) a Chairman who shall be appointed by His Majesty The Sultan and Yang Di-Pertuan ;
- (b) a Deputy Chairman who shall be appointed by His Majesty The Sultan and Yang Di-Pertuan ;
- (c) the Vice-Chancellor ;
- (d) the Mufti of Brunei Darussalam ;
- (e) not more than five (5) persons appointed by His Majesty The Sultan and Yang Di-Pertuan on the advice of the Vice-Chancellor ;
- (f) one person elected by the Senate from among its members other than the Vice-Chancellor or Deputy Vice-Chancellor ;
- (g) the Permanent Secretary, Ministry of Finance (or his representative) ;
- (h) the Permanent Secretary, Ministry of Education (or his representative) ;

- (i) the Permanent Secretaries of such other Ministries (or their representatives) as His Majesty The Sultan and Yang Di-Pertuan may appoint, after consultation with the Chairman of the Council ;
- (j) the Attorney-General (or his representative) ;
- (k) the Director of Establishment (or his representative) ; and
- (l) one representative of the Guild of Graduates of Universiti Brunei Darussalam elected from among its members provided that such representative is not a full-time staff member of the University.

(2) The Registrar and Secretary shall be Secretary to the Council.

(3) The Deputy Chairman shall act as Chairman of the Council in the absence of the Chairman.

(4) In the absence of both the Chairman and the Deputy Chairman at any meeting of the Council, a member of the Council elected by the members present at the meeting shall preside at the meeting.

(5) Except as may be otherwise prescribed by His Majesty, the term of office of the Chairman, the Deputy Chairman and the members of the Council appointed under paragraph (e) and (i) of sub-section (1) shall be three years, calculated from the date of their appointment.

(6) The term of office of the members of the Council elected under paragraph (f) and (l) of subsection (1) shall be two years, calculated from the date of their election.

(7) A Deputy Vice-Chancellor may attend meetings of the Council but shall have no vote."

Amendment of section 17. 5. Sub-section (2) of section 17 of the Constitution is deleted and the following substituted therefor —

"(2) The Vice-Chancellor may appoint a Deputy Vice-Chancellor or, if no Deputy Vice-Chancellor has been appointed, any member of the Senate to deputise for him as Chairman at any meeting of the Senate if the Vice-Chancellor is unable to attend the meeting."

6. Section 19 of the Constitution is amended —

Amendment of
section 19.

- (a) by deleting the words "the Council shall, on the advice of the Vice-Chancellor" in sub-section (1) and substituting therefor "the Vice-Chancellor shall, after consultation with the Council",
- (b) by deleting the words "the Council may, on the advice of the Vice-Chancellor" in sub-section (6) and substituting therefor "the Vice-Chancellor may, after consultation with the Council."

7. The Constitution is amended by deleting sub-section (1) of section 22 and substituting therefor the following —

Amendment of
section 22.

"(1) There shall be established a Board of Student Welfare consisting of a Chairman and such other persons as may be appointed by the Vice-Chancellor."

8. The Constitution is amended by deleting sub-section (1) of section 51 and substituting therefor the following —

Amendment of
section 51.

"(1) The disciplinary authority of the University in respect of every student of the University shall be the Deputy Vice-Chancellor or, if there are more than one Deputy Vice-Chancellor, such one of them as may be named by the Vice-Chancellor, or, if there is no Deputy Vice-Chancellor, such staff member or officer of the University as may be named by the Vice-Chancellor to be the disciplinary authority."

Made this 19th day of September, 1991, at Our Istana Nurul Iman, Bandar Seri Begawan, Brunei Darussalam.

HIS MAJESTY
THE SULTAN AND YANG DI-PERTUAN
BRUNEI DARUSSALAM