



CHAPTER 115.

An Act respecting Victoria College.

[Assented to 15th March, 1955.]

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

Short Title.

Short title.

1. This Act may be cited as the "Victoria College Act."

Corporate Powers.

"Victoria College"

2. The college established under the "Public Schools Act" of the Province of British Columbia and known as "Victoria College" is hereby created a corporation which shall be a body politic and corporate under the name of "Victoria College" (hereinafter referred to as "the College").

Property

3. Victoria College may acquire, by gift, purchase, or any other manner, and hold, for its purposes, any and all property, real and personal, of every nature and kind whatsoever; and, subject to the terms of any grant, conveyance, gift, devise, or bequest of any property to the College, shall have power to mortgage, sell, transfer, lease for not more than ninety-nine years, or otherwise dispose of all its property, real or personal, up to the value of one thousand dollars, and above that amount with the approval of the Lieutenant-Governor in Council, and to make and execute all necessary and proper conveyances, transfers, or leases for carrying the same into effect.

Application of the
Statute of Limitations
with reference to real
property vested in
the College.

4. All real property which is vested in the College shall, as far as the application thereof of any Statute of Limitations is concerned, be in the same position as real property vested in the Crown for the public uses of the Province.

Real property of the College not to be expropriated.

5. Real property which is at any time vested in the College 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 whatsoever; and no power to expropriate real property hereafter conferred shall extend to such real property, unless in the Act conferring the power it is made in express terms to apply to such real property.

investments.

6. The College shall have power to invest for the benefit of the College all or any sums of money belonging to it and available for investment in any of the following securities: The bonds, stocks, debentures, or securities of Canada or of any Province thereof; the debentures of any municipality in the Province; or first mortgages of any freehold property in the Province, or the purchase of rental-bearing real estate therein.

Academic instruction

7. The College, as far as and to the full extent which its resources permit, shall provide:—

- (a) Instruction in all branches of a liberal education and the education of teachers as may be approved by the Senate of the University of British Columbia:
- (b) Such scholarships, bursaries, prizes, and rewards and pecuniary and other aids as shall facilitate or encourage proficiency in the subjects taught in the College:
- (c) Such extra-collegiate instruction and teaching and such public lecturing, whether by radio, television, or otherwise, as may be recommended by the College Council.

Victoria College Council.

Victoria College Council.

8. There shall be a council for Victoria College, under the name of "Victoria College Council" (herein referred to as the "Council").

Members of the Council.

9. The Council shall consist of eleven members: The President of the University of British Columbia or his representative; the Dean of the Faculty of Arts and Science of the University of British Columbia or his representative from the Faculty of Arts and Science; the Dean of the College of Education of the University of British Columbia or his representative from the Faculty of the College of Education; the Municipal Inspector of Schools of School District No. 61 (Greater Victoria); the Principal of Victoria College or the Acting-Principal; and six appointed members who are resident within the Counties of Victoria or Nanaimo, as follows: Two appointed by the Lieutenant-Governor in Council, two appointed by the Board of Governors of the University of British Columbia, and two appointed, not necessarily from its membership, by the Board of School Trustees of School District No. 61 (Greater Victoria). The appointed members shall be appointed for four years each, except the first six appointed, one of whom will be

appointed by each said body for two years and the other for four years. The appointed members shall be eligible for reappointment.

Appointment to
vacancy of appointed
member.

10. (1) In the case of a vacancy in the Council caused by death, resignation, residence without the Counties of Victoria or Nanaimo, or otherwise, of an appointed member, which happens before the term for which the member has been appointed expires, a declaration of the existence of the vacancy shall be entered upon the minutes of the Council, and shall be conclusive evidence thereof.

(2) Where a vacancy exists in respect of an appointed member, the respective appointing persons set out in section 9 shall appoint a person to fill the vacancy. The person so appointed shall hold office only for the remainder of the term for which his predecessor was appointed.

Quorum.

11. Five members of the Council shall constitute a quorum for the transaction of business.

Powers of the
Council, general.

12. The management, administration, and control of the property, revenues, business, and affairs of Victoria College are vested in the Council, subject, however, to the powers of the President, the Board of Governors, and Senate of the University of British Columbia, as set forth in this Act and in the "British Columbia University Act."

Powers of the
Council, specific.

13. Without thereby limiting the general powers by this Act conferred upon or vested in the Council, it is hereby declared that the Council shall have the following powers:—

- (a) To make rules and regulations appertaining to the meetings of the Council and its transactions:
- (b) From time to time to appoint its Chairman, Vice-Chairman, and other officers:
- (c) Subject to section 17, to appoint, promote, or dismiss members of the faculty or staff, and all such officers, clerks, employees, and servants as may be necessary:
- (d) To consider and adopt salary schedules for the faculty and staff, and to enter into agreements regarding conditions of employment:
- (e) To submit to the Minister of Education, subject to the approval of the Board of Governors of the University of British Columbia, annual budgetary provisions and capital expenditures for the College:
- (f) To fix, determine, and collect the fees to be paid for all purposes in connection with the work of the College:
- (g) To administer all funds, grants, fees, endowments, and other assets received, subject to the provisions of the "Victoria College Foundation Act" as such may apply:
- (h) To select a seal and arms for the College and have sole custody and use of the seal:

- (i) To determine the curricula and courses to be offered, subject to the approval of the Senate of the University of British Columbia:
- (j) To approve the standards of teaching and the general conduct of the College, and to promote the well-being of the College
- (k) To approve the awards of scholarships and prizes:
- (l) To do and perform all other matters and things which may be necessary for the well ordering and advancement of the College.

Purchase of lands and
erection of buildings.

14. The Council shall not incur any liability or make any expenditure for the purchase of lands or the erection of buildings without the approval of the Lieutenant-Governor in Council.

Execution of deeds
by College.

15. All deeds, transfers, mortgages, instruments, or documents required to be in writing, and to which the College is a party, shall be deemed to be properly executed by the College if the corporate name and seal of the College are affixed thereto by the Registrar or Acting-Registrar, or by some other officer authorized by the Council in that behalf, and such corporate name and seal are immediately followed on the same page by the signatures of the Registrar, Acting-Registrar, or other officer authorized as aforesaid and the Chairman or Acting-Chairman of the Council.

The Principal.

Principal.

16. There shall be a Principal of the College who shall be the chief executive officer thereof

Appointment
of Principal.

17. The Principal shall be appointed by the Council with the approval of the Board of Governors of the University of British Columbia.

Powers of the
Principal.

18. The Principal of the College shall have general supervision of and direction over the academic work of the College and the teaching staff thereof and the officers and servants employed in or in connection with such work, and, without thereby limiting the same, shall have the following powers:—

- (a) To prepare the draft of the annual budget of the College and submit it to the Victoria College Council for consideration:
- (b) To recommend appointments, promotions, and dismissals of members of the teaching staff and of the officers and servants to the Council:
- (c) To deal with all matters of student discipline, and in all such cases his action will be final, subject to an appeal to the Council:
- (d) To prepare an annual report on the progress of the College and submit it to the Council, with copies to the Minister of Education, the Board of Governors and the Senate of the University of British Columbia:

- (e) To convene meetings of the Faculty of the College:
- (f) To represent the College on the Joint Board of the College of Education:
- (g) To perform such other duties as the Council may from time to time assign to him.

The Registrar.

Appointment and duties of Registrar.

19 There shall be a Registrar of Victoria College, appointed by the Council, who shall keep all necessary records and accounts and perform such other duties as the Council may require. The Registrar shall be ex officio secretary of the Council, but shall have no right to vote as such.

Term of office.

20. The Registrar shall hold office during the pleasure of the Council; and in the event of disability or absence, the Council may appoint an Acting-Registrar, who shall perform the duties of the Registrar and have all his powers.

Curriculum and Standards.

Credit courses approved by University of British Columbia.

21. The courses given by the College for which credits can be claimed by students towards degrees at the University of British Columbia shall be those offered by the University of British Columbia or approved for credit by the Senate of the University of British Columbia.

Standard of instruction must be acceptable to Senate of the University.

22. The Senate of the University of British Columbia shall be the sole judge of the standard of instruction in the College for the courses which carry university degree credit; and in the event of the standard not being satisfactory, the Senate of the University shall have the right to withhold credit for such courses pending the results of special examinations set by the University.

Supervisory authority of Deans of University of British Columbia.

23. The Deans of the University of British Columbia shall be ex officio Deans of the branches of their respective Faculties operating at the College, and shall have supervisory authority over them.

Annual report to Senate of University.

24. Each year a formal report of College examination standings, as approved by the Council and signed by the Principal and College Registrar, shall be transmitted to the Senate of the University of British Columbia for purposes of approval.

Session

25. The regular sessions of the College shall commence and terminate on the days prescribed for the University of British Columbia.

Financial Provisions.

Means of financing College.

26. Victoria College shall be financed and maintained as follows:—

- (a) By the collection of fees:
- (b) By grants from the Government of British Columbia under a vote of the Legislature, to be known as the "Victoria College Vote";
- (c) By such grants, endowments, or gifts as may from time to time accrue to the College.

Present buildings and grounds property of Government of British Columbia.

27. The present buildings and grounds of Victoria College, and any buildings which may hereafter be erected on the present campus, shall remain and become the property of the Government of the Province of British Columbia, and shall be maintained and operated by the Department of Public Works.

Annual audit of accounts.

28. The accounts of the Victoria College Council shall be audited at least once a year by the Comptroller-General, or by some person appointed by the Lieutenant-Governor in Council for that purpose.

Borrowing powers to meet current expenditures.

29. The Council may by resolution authorize the Principal and the Registrar to borrow from any person, bank, or corporation such sum of money as may be required to meet the expenditures of the College until such time as the revenues for the current year are available; and such loan shall be repaid out of, and shall be a first charge upon, such revenues, and may be secured by the promissory note or notes of the Principal and Registrar, given on behalf of the College.

Borrowing powers to meet capital expenditures.

30. (1) In the event of it being necessary for the College to secure a loan of money for the purpose of purchasing or otherwise acquiring any real property for the uses of the College, or for the purpose of erecting, repairing, adding to, furnishing, or equipping any building for the uses of the College, it shall be lawful for the Lieutenant-Governor in Council to sanction the loan.

(2) The Council is hereby authorized and empowered to make and enter into any agreement which it may deem necessary for carrying out the purposes mentioned in this section, and to make and execute in the name of the College all such agreements, deeds, and other instruments as may be deemed necessary to carry into effect the provisions of any such agreement.

Limit of expenditures

31. The Council shall not incur any liability or make any expenditure beyond the amount unexpended of the grant made to the College by the Legislature and the estimated revenue of the College from other sources for the current year, unless an estimate thereof has been first submitted to and approved by the Lieutenant-Governor in Council.

Exemption from taxation

32. The property, real and personal, vested in the College shall not be liable to taxation for Provincial, municipal, or school purposes, but shall be exempt from every description of taxation until disposed of by sale, lease, or otherwise.

General Provisions.

University credit courses not to be offered by School Boards of District No. 61, 62, or 63

33. In School Districts Nos. 61 (Greater Victoria), 62 (Sooke), and 63 (Saanich), courses for university credit shall not be offered by the Board of School Trustees of those districts.

Attendance of students
in training for
teaching.

34. It shall from time to time be determined by agreement between the Minister of Education and the Board of Governors of the University which branch of the College of Education—that is, at Victoria College or at the University of British Columbia—students in training for teaching shall attend.

The College to be
non-sectarian.

35. (1) The College shall be strictly non-sectarian in principle, and no religious creed or dogma shall be taught.

(2) No religious test shall be required of any professor, teacher, lecturer, or student or servant of the College, nor shall religious observances, according to the forms of any particular religious denomination or otherwise, be imposed on them or any of them, but the Council may make regulations touching the moral conduct of the students.

Actions against the
College or members
of the Council.

36. An action shall not be brought against the College or against any member of the Council on account of anything done or omitted by him in the execution of his office without first obtaining the written consent of the Attorney-General to the bringing of the action.

Term of present
administration.

37. Notwithstanding anything contained herein, the administration of Victoria College as it now exists shall continue under the provisions of the "Public Schools Act" until such time as shall be set by the Lieutenant-Governor in Council, and at such time all personal property belonging to Victoria College as established under the "Public Schools Act," or held in trust for or to the use of Victoria College as established under the "Public Schools Act," its students or its Faculty, shall become vested in the College, to be held, used, and administered for the benefit of the College, its students or Faculty, and all trustees acting in any trust for or to the use of the said Victoria College shall be deemed to be and shall be the trustees of their respective assets, and shall henceforth hold the same upon and subject to the said respective trusts for the benefit of the College, its students or Faculty.

VICTORIA, B.C.

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