

Articles of Government

IN EXERCISE OF THE POWERS CONFERRED UPON IT BY SECTION 129A OF THE EDUCATION REFORM ACT 1988 THE COUNCIL OF BISHOP GROSSETESTE UNIVERSITY (HEREINAFTER REFERRED TO AS "THE UNIVERSITY") BEING THE UNIVERSITY OF THE CHARITY OF THE SAME NAME MAKES THE FOLLOWING ARTICLES OF GOVERNMENT IN ACCORDANCE WITH WHICH BISHOP GROSSETESTE UNIVERSITY SHALL BE CONDUCTED:

1. INTERPRETATION

In these Articles words and expressions shall have the meanings ascribed to them in paragraph 1 of the Instrument of Government made by the Privy Council on 17th December 2009 and in addition;

"Holders of Senior Posts" means the Vice-Chancellor and Holders of such Senior Posts as the Governors may determine

The Interpretation Act 1978 shall apply for the interpretation of these Articles as it applies for the interpretation of an Act of Parliament.

2. CONDUCT OF THE UNIVERSITY

The University shall be conducted in accordance with the provisions of the Scheme and in accordance with provisions of the Education Acts 1944 to 1988, any subsequent Education Acts, any relevant regulations, orders or directions made by the Secretary of State, or by the Privy Council and subject thereto, in accordance with the provisions of the Instrument, these Articles and any rules or bye-laws made under the Instrument or these Articles.

3. RESPONSIBILITIES OF THE GOVERNORS, THE VICE-CHANCELLOR AND SENATE

3.1 The Governors are the managing trustees and shall be responsible for:

3.1.1 the character of the institution as a Church of England University

3.1.2 the determination of the educational character and mission of the University and for oversight of its activities;

3.1.3 the effective and efficient use of resources, the solvency of the University and for safeguarding its assets;

3.1.4 approving annual estimates of income and expenditure;

3.1.5 the appointment, grading, suspension, dismissal and determination of the pay and conditions of service of the Vice-Chancellor;

3.1.6 following consultation with the Vice-Chancellor, the appointment, grading, suspension, dismissal and for setting a framework for the pay and other conditions of service of the Holders of Senior Posts;

3.1.7 setting a framework for and approving the form of the contract of employment of all other Staff.

3.2 Subject to the responsibilities of the Governors, the Vice-Chancellor shall be the Chief Executive of the University and, in accordance with the powers delegated to the Vice-Chancellor by the Governors, shall be responsible for:

3.2.1 making proposals to the Governors about the educational character and mission of the University, and for implementing the decisions of the Governors;

3.2.2 the organisation, direction and management of the University and leadership of the Staff;

- 3.2.3 the appointment, assignment, grading, appraisal, suspension, dismissal, and determination - within the framework set by the Governors - of the pay and conditions of service of Staff other than the Holders of Senior Posts;
 - 3.2.4 preparing recommendations for the consideration by the Governors for the appointment, assignment, grading, suspension, dismissal and the determination of the pay and conditions of the Holders of Senior Posts.
 - 3.2.5 the assignment and appraisal of the Holders of Senior Posts subject to the approval of the Governors or any Committee formed by the Governors for that purpose;
 - 3.2.6 the determination, after consultation with the Senate and in accordance with the policies of the Governors, of the University's academic activities and for the determination of its other activities;
 - 3.2.7 preparing annual estimates of income and expenditure, for consideration by the Governors, and for the management of budget and resources, within the estimates approved by the Governors;
 - 3.2.8 the maintenance of Student discipline and, within the rules and procedures provided for within these Articles, for the suspension or expulsion of Students on disciplinary grounds and for implementing decisions to expel Students for academic reasons;
- 3.3 Subject to the provisions of these Articles, to the overall responsibility of the Governors, and to the responsibilities of the Vice-Chancellor, the Senate shall be responsible:
- 3.3.1 for general issues relating to the research, scholarship, teaching and courses at the University, including criteria for the admission of Students; the appointment and removal of internal and external examiners; policies and procedures for assessment and examination of the academic performance of Students; the content of the curriculum; academic standards and the validation and review of courses; the procedures for the award of qualifications and honorary academic titles; and the procedures for the expulsion of Students for academic reasons. Such responsibilities shall be subject to the requirements of validating and accrediting bodies;
 - 3.3.2 for considering the development of the academic activities of the University and the resources needed to support them and for advising the Vice-Chancellor and the Governors thereon;
 - 3.3.3 for advising on such matters as the Governors or the Vice-Chancellor may refer to the Senate.
- 3.4 The Senate may establish such committees, as it considers necessary to enable it to carry out its responsibilities provided that the establishment of such a committee is first approved by the Vice-Chancellor and the Governors. The number of members of any such committee and the terms on which they are to hold and vacate office shall be determined by the Senate.
- 3.5 Each term, the Senate shall submit a written report to the Governors on its activities.

4. COMPOSITION OF THE SENATE

- 4.1 The Senate shall consist of no more than thirty members, comprising the Vice-Chancellor (who shall be Chair) and such other numbers of Staff and Students as may from time to time be approved by the Governors. The composition of the Senate, the period of appointment of members, the selection of election arrangements and the procedures of the Senate shall be a matter for the Governors, provided that a majority of members shall be drawn from individuals in senior

management positions including the Holders of Senior Posts. Co-options may be admitted.

- 4.2 The Vice-Chancellor may nominate a Deputy Chair from among the members of the Senate to take the Chair in his or her place.

5. APPOINTMENT OF STAFF

- 5.1 Each member of Staff shall serve under a contract of employment with the University. For all Staff the contract shall conform with those Articles relating to dismissal and suspension.

6. CONDUCT OF STAFF

- 6.1 After consultation with the Staff, the Governors shall make rules relating to the conduct of the Staff.

6.2 Academic Freedom

6.2.1 Staff and Students are reminded that they must at all times be aware of the ethos of the University in that it was established as a Church of England Institution and continues to be so. Consequently they must not undermine this ethos or the values which are based on that ethos.

6.2.2 However, subject, to the above qualification, in making rules under Article 6.1, the Governors shall have regard to the need to ensure that Academic Staff have freedom within the law to question and test received wisdom, and to put forward new ideas and controversial or unpopular opinions, without placing themselves in jeopardy or losing their jobs or any privileges they may have at the University curtailed.

7. SUSPENSION, DISCIPLINE AND DISMISSAL OF STAFF

Following consultation with the Staff and any relevant Staff organisation the Governors shall put in place rules and regulations relating to the suspension, discipline and dismissal of Staff.

8. GRIEVANCE PROCEDURES

After consultation with the Staff, the Governors shall make rules specifying procedures according to which Staff may seek redress of any grievance relating to their employment.

9. STUDENTS

9.1 The Students' Union shall conduct and manage its own affairs and funds in accordance with a constitution approved by the Governors and shall present audited accounts annually to the Governors. No amendment to or rescission of that constitution, in part or in whole, shall be valid unless and until approved by the Governors.

9.2 The Governors, after consultation with the Senate and representatives of the Students, shall make rules with respect to the Students, including procedures for suspension and expulsion.

9.3 In exercise of their responsibilities under Article 3.3, the Senate, after consultation with the Governors and representatives of the Students, shall determine procedures for the expulsion of a Student for an unsatisfactory standard of work or other academic reasons.

9.4 The Governors shall make arrangements whereby matters of proper concern to the Students of the University may be submitted by the Students' Union to the Governors, the Senate or the Vice-Chancellor as may be appropriate.

10. POSTS SUBJECT TO GENUINE OCCUPATIONAL REQUIREMENT

- 10.1 The Vice-Chancellor shall be a communicant member of the Church of England or a member of a church which is a member of Churches Together in All England and be committed to the core values of the University.
- 10.2 The University shall employ a full-time University Chaplain who shall be an ordained priest of the Church of England.

11. FINANCIAL PROCEDURES

Fees

- 11.1 The Governors shall determine the tuition and other fees payable to the University (subject to any terms and conditions attached to grants, loans or other payments paid or made by the appropriate Higher Education Funding Bodies).

Accounts Estimates and Audit

- 11.2 The Governors shall keep true accounts and records, and appoint auditors in accordance with the provisions of the Act and shall provide the relevant authority with true accounts at such time and in such form as the relevant authority may direct.
- 11.3 Annual estimates of income and expenditure shall be prepared by the Vice-Chancellor for the consideration and approval of the Governors.
- 11.4 The Governors may receive and hold any additional donations or endowments for the general purposes of the University and they may also receive and hold donations or endowments for any special objects connected with the University not inconsistent with or calculated to impede the due workings of these Articles of Government.

12. RULES AND BYE-LAWS

The Governors shall have power to make rules and bye-laws concerning such matters with regard to the government and conduct of the University as it shall think fit. Such rules and bye-laws shall be subject to the provision of these Articles.

13. COPIES OF ARTICLES, SCHEME, RULES AND BYE-LAWS

A copy of these Articles, the Scheme, and any rules or bye-laws, shall be given to every Governor and shall be available for inspection upon request to every member of Staff and every Student.

14. AMENDMENT OF ARTICLES

These Articles may be amended or replaced from time to time by resolution of the University Council subject to the approval of the Privy Council or as required by the Privy Council, in accordance with the provisions of Section 129A of the Education Reform Act 1988.

CHAIR OF THE UNIVERSITY COUNCIL:

R. R. Marx

VICE-CHANCELLOR OF THE UNIVERSITY:

Mr S. Hill

CLERK TO THE UNIVERSITY COUNCIL:

[Signature]

DATED:

17/4/14
