
STATUTORY INSTRUMENTS

1988 No. 1715 (S.163)

EDUCATION, SCOTLAND

The Central Institutions (Scotland) Regulations 1988

<i>Made</i>	- - - - -	<i>5th October 1988</i>
<i>Laid before Parliament</i>		<i>11th October 1988</i>
<i>Coming into force</i>		
<i>for the purposes of</i>		
<i>regulation 9(4)</i>		<i>1st November 1988</i>
<i>For all other purposes</i>		<i>1st January 1989</i>

The Secretary of State, in exercise of the powers conferred on him by sections 74(1) and 77(1) and (4) of the Education (Scotland) Act 1980(1) and of all other powers enabling him in that behalf, hereby makes the following Regulations:

PART I

CITATION, COMMENCEMENT AND INTERPRETATION

Citation and commencement

1. These Regulations may be cited as the Central Institutions (Scotland) Regulations 1988 and shall come into force for the purposes of regulation 19(4) on 1st November 1988 and for all other purposes on 1st January 1989.

Interpretation

2.—(1) In these Regulations, unless the context otherwise requires, the following expressions have the meanings respectively assigned to them:2

“academic council”, in relation to a central institution, means the body of persons appointed for that institution in accordance with regulation 18 of these Regulations, or, prior to the first such appointment, in accordance with any corresponding provision of Regulations revoked by these Regulations;

“central institution” means any central institution within the meaning of section 135(1) of the Education (Scotland) Act 1980⁽²⁾ the governing body of which is for the time being receiving grant in respect of that institution under section 73(c) of said Act;

“co-opted membership”, means the membership of the governing body of a central institution co-opted in accordance with regulation 6;

“core membership”, means the membership of the governing body of a central institution appointed in accordance with regulation 5;

“governing body”, means the governing body or other body of persons responsible for the management of a central institution:

Provided that where a company (as defined in section 735 of the Companies Act 1985⁽³⁾) is responsible for the management of a central institution “governing body” means the Governors or Council who manage the affairs of the company;

“governor”, means a member of a governing body

“institution” means a central institution;

“principal”, in relation to a central institution, means the principal or the director or any person authorised, whether for the purposes of these Regulations or otherwise, for the time being to act as principal or director, as the case may be, of the institution and “vice-principal” shall be construed accordingly.

(2) In these Regulations, unless the context otherwise requires, any reference to a regulation or Schedule is a reference to a regulation of these Regulations or a Schedule to these Regulations.

PART II

GOVERNING BODIES

Recomposition of governing bodies

3. As from 1st January 1989, and subject to regulation 19, the composition and appointment of the membership of the governing bodies of the central institutions shall be in accordance with these Regulations.

The composition of the governing bodies

4. The governing body of each central institution shall be composed of a core membership appointed in accordance with regulation 5 and a co-opted membership appointed in accordance with regulation 6.

Core membership

5.—(1) The core membership of each governing body shall be composed of —

- (a) governors of a number determined in accordance with paragraphs (2) and (3) being not less than 9 and not more than 13, who shall be appointed in accordance with those paragraphs, from among persons appearing to the appointing authority to have experience of, and to have shown capacity in, industrial, commercial or employment matters or the practice of any profession;

(2) 1980 c. 44

(3) 1985 c. 6

- (b) the principal of the institution, the vice-principal of the institution and the president of the students' representative council or students' association in the institution, as governors ex officio; and
- (c) staff governors appointed as follows—
 - (i) one who shall be appointed by the academic council of the institution from among the members of the full-time academic staff of the institution who are members of the academic council;
 - (ii) one who shall be elected by the full-time academic staff of the institution from among such staff; and
 - (iii) one who shall be elected by the full-time non-academic staff of the institution from among such staff.

(2) The Secretary of State shall be the appointing authority for the first appointment of governors to be made under paragraph (1)(a) and he shall determine in respect of the governing body of each central institution, subject to the limits stated in paragraph (1)(a), the number of governors to be appointed thereunder, shall make appointments accordingly and shall determine the respective terms of office of each appointment.

(3) Following the Secretary of State's determination of the number of governors and his appointment of governors under paragraph (2) in respect of a governing body—

- (a) the appointing authority for the appointment of governors under paragraph (1)(a) shall be the core membership of that governing body;
- (b) the governing body may by resolution vary the determination of the number of governors made by the Secretary of State under paragraph (2), subject to the limits stated in paragraph (1)(a), and the core membership of that governing body shall, where the number is increased, make additional appointments accordingly;
- (c) a variation by the governing body under sub-paragraph (b) of the determination made by the Secretary of State under paragraph (2)—
 - (i) may in turn be varied by a subsequent resolution of that governing body, subject to the limits stated in paragraph (1)(a);
 - (ii) shall not have effect so as to terminate the appointment of any person who is a governor at the time when it takes effect.

Co-opted membership

6.—(1) The governing body of each central institution shall co-opt, subject to paragraph (3), no less than 2 and no more than 6 persons to serve as governors, which co-opted membership shall include—

- (a) at least one person having experience of local government; and
- (b) at least one person from the full-time academic staff of another establishment of further or higher education.

(2) In respect of the first co-option of governors to a governing body under these Regulations, the core membership shall act as the governing body for the purposes of paragraph (1).

(3) A governing body may co-opt more than 2 governors only if upon such co-option the governors appointed under regulation 5(1)(a) remain in overall majority in the governing body.

Election of certain governors

7.—(1) The governing body of each central institution shall—

- (a) after consultation with the full-time academic staff of the institution make rules for the election of governors to be elected by the full-time academic staff from among such staff under regulation 5(1)(c)(ii); and
- (b) after consultation with the full-time non-academic staff of the institution, make rules for the election of the governors to be elected by the full-time non-academic staff from among such staff under regulation 5(1)(c)(iii).

(2) Any rules made by a governing body under paragraph (1) above may, after consultation with the full-time academic staff of the institution, or with the full-time non-academic staff of the institution, whichever is appropriate, be revoked and replaced, or varied, by further rules made by that governing body.

(3) The governing body of each central institution shall be responsible for the holding and conduct of any election to be carried out for the appointment of governors under regulation 5(1)(c)(ii) or (iii).

Appointment of chairman

8.—(1) The governing body of each central institution shall appoint a chairman from among the governors appointed under regulation 5(1)(a), who shall hold office until the expiry of such period as may be determined by the governing body, which period shall not extend beyond his period of office as a governor, or until he resigns from his office as chairman, or until he is removed from office as chairman by resolution of the governing body: Provided that if the chairman is deemed to have vacated office as governor under regulation 12 he shall also cease to hold office as chairman.

(2) In the absence of the chairman the governing body may appoint one of their own number to preside at any meeting.

Period of office of governors

9.—(1) Any governor ex officio specified in regulation 5(1)(b) shall hold the office of such a governor for the duration of his tenure of the office by virtue of which he is such a governor.

(2) Any governor appointed to the governing body of a central institution under regulation 5(1)(a) or (c) or co-opted to it under regulation 6 may be further appointed or co-opted to it on expiry of his term of office, if he is still eligible in accordance with these Regulations and his appointment is not precluded by paragraph (3).

(3) A person shall not be appointed or co-opted to a governing body where his term of office, if aggregated with any previous terms of office, would cause him to serve for more than 12 years as a governor in that body: Provided that this paragraph shall not apply to the first appointment of governors made by the Secretary of State under regulation 5(2).

(4) For the purposes of paragraph (3), a term of office shall include any term of office as a governor, whether served before or after the coming into force of these Regulations, and whether taken by appointment under regulation 5(1)(a) or (c) or by co-option under regulation 6, or otherwise, but not any term of office served ex officio.

(5) The governing body of each central institution shall make rules for the duration of the terms of office of governors appointed under regulation 5(1)(a) or (c) or co-opted under regulation 6, which rules may be revoked and replaced, or varied, by further rules made by the governing body.

Provided that:

- (a) no governor shall be appointed or co-opted for a term of office of more than 4 years;
- (b) no variation or revocation of rules for the duration of the terms of office of governors shall have effect so as to vary or terminate the period of office of any person who is a governor at the time when said variation or revocation takes effect;

- (c) such rules shall not apply to the first term of office of governors appointed by the Secretary of State in accordance with regulation 5(2).

Age limit for governors

10. A person who has attained the age of 70 years shall not thereafter be eligible to take office, whether for a first or subsequent term, as a governor of any of the central institutions: Provided that nothing in this regulation shall prohibit a person who attains the said age during a term of office as a governor of such an institution from continuing as a governor thereof until the expiry of that term.

Disqualification of governors

11. A person shall be disqualified from being appointed or co-opted as a governor of a central institution, or, where appropriate, from remaining in office as a governor of a central institution, other than in the case of a governor *ex officio* or a governor appointed in accordance with regulation 5(1)(c), if he is a member of the staff of the institution.

Vacancies among governors

12.—(1) A governor shall be deemed to have vacated his office as governor and the governing body of which he was a member shall declare his place vacant, in any of the following circumstances:

—

- (a) where he intimates in writing to the governing body his resignation as a governor;
- (b) where his estate is sequestrated or a bankruptcy order is made against him or he has granted a trust deed for, or entered into an arrangement with his creditors;
- (c) where he becomes unable to carry out his duties as a governor by reason of physical or mental illness;
- (d) where he has failed to attend any meetings of the governing body or any of its committees or sub-committees for a period longer than six consecutive months otherwise than for a reason approved by the governing body;
- (e) in the case of a staff governor whose appointment falls to be made under regulation 5(1)(c) either from among the members of the Academic Council or from the full-time academic or non-academic staff of the institution, when he ceases to be a member of the Academic Council or the full-time academic or non-academic staff, as the case may be;
- (f) where in accordance with regulation 11 he becomes disqualified from remaining in office as a governor.

(2) Where the place of a governor who has been appointed to the office of governor under regulation 5(1)(a) has been declared vacant under paragraph (1), or where such a governor has died, the core membership shall appoint a governor to fill the vacancy.

(3) Where the place of a governor who has been appointed to the office of governor under regulation 5(1)(c) has been declared vacant under paragraph (1), or where such a governor has died—

- (a) in the case of a governor appointed under regulation 5(1)(c)(i), the governing body shall intimate the vacancy to the academic council who shall appoint a governor to fill the vacancy;
- (b) in the case of a governor elected under regulation 5(1)(c)(ii) or (iii) an election shall be held to fill the vacancy in accordance with regulation 7 and the relevant rules made under it.

(4) Where the place of a governor who has been appointed to the office of governor under regulation 6 has been declared vacant under paragraph (1), or where such a governor has died, the governing body shall appoint a governor to fill the vacancy if that is necessary to satisfy the

requirements of regulation 6(1), and in other cases may so appoint a governor in accordance with regulation 6.

Administrative arrangements

13.—(1) The governing body of each central institution shall make arrangements to secure that such of their functions as are specified in paragraph (2) of this regulation shall be discharged on their behalf by the principal of the institution.

(2) In pursuance of arrangements made under paragraph (1) of this regulation the principal of a central institution shall discharge the functions of the governing body (other than those delegated to the academic council of the institution by virtue of regulation 18(4) of these Regulations) relating to the organisation and management of the institution and to the discipline therein.

(3) In discharging the functions specified in paragraph (2) of this regulation, the principal of the institution shall be subject to the general control and direction of the governing body but otherwise the principal shall have all the powers and duties of the governing body in relation to those functions.

Pensions, allowances and gratuities for staff

14.—(1) Subject to the following provisions of this regulation, the governing body of any central institution shall have power to pay such sum or sums by way of pension, allowance or gratuity as they may think fit to—

- (a) any member of the staff of the institution, on his retirement, through age or permanent incapacity, from the employment of the governing body; or
- (b) the surviving spouse or any dependant of any such member in the event of the death of the member in the employment of the governing body,

in respect of any period of such member's service in the employment of the governing body:

Provided that the award of a pension, allowance or gratuity shall not be competent, and no payment thereof shall be made under this regulation unless the Secretary of State has given his consent in writing to that award.

(2) In paragraph (1) the reference to the permanent incapacity of a member of the staff of a central institution is a reference to a disability of mind or body of such a nature or to such an extent as, in the opinion of the governing body of that institution, renders that member permanently incapable of continuing to serve efficiently in their employment.

(3) In paragraph (1) the reference to "service in the employment of the governing body" shall, in the case of Dundee Institute of Technology and Duncan of Jordanstone College of Art, include service in the employment of the governors of the Dundee Institute of Art and Technology immediately preceding service in the employment of the governing body.

(4) A pension, allowance or gratuity under this regulation shall not be payable in respect of any period of service which is reckoned for the purpose of any other pension, allowance, gratuity, or other like benefit, payable—

- (a) out of any superannuation scheme or fund established by or under any enactment; or
- (b) directly or indirectly out of moneys provided by Parliament or raised by a rate.

(5) In paragraph (4) of this regulation the reference to "any other pension" does not include a retirement pension under Part II of the Social Security Act 1975(4) and the reference to "like benefit" does not include any benefit payable under the Social Security Acts 1975 to 1988.

Allowances

15. The governing body of any central institution may pay to any of its members such financial loss allowances and travelling and subsistence allowances, subject to the same limits, as are payable to members of local authorities in Scotland under sections 45(4) and 46 of the Local Government (Scotland) Act 1973(5).

Reserved areas of business

16. Where any meeting of the governing body of any central institution or of any committee of such governing body, as the case may be, is to consider any of the following matters, that is to say, the salary, conditions of service, appointment, promotion, suspension or dismissal of any member of the staff of the institution, any governor who is a governor ex officio by virtue of holding office as president of the students' representative council or students' association in the institution, in accordance with regulation 5(1)(b), and any governor co-opted under regulation 6 who is a full-time student in the institution, shall withdraw from the meeting, or that part of the meeting, as the case may be, at which any of the said matters are to be considered, unless invited to remain by virtue of a resolution of the other members of the governing body or committee thereof, as the case may be, present at the meeting.

Validity of proceedings of governing body

17. No failure or defect in the appointment or co-option of any governor and no vacancy in the office of governor shall prevent the governing body from acting in the execution of its functions, nor shall any act or proceeding of the governing body or of any committee appointed by it be invalidated or be illegal by reason of or in consequence of any such vacancy or of any such defect in the appointment or co-option of any one or more governors.

PART III

ACADEMIC COUNCILS

Academic Councils

18.—(1) Subject to paragraph (2), the governing body of each central institution shall appoint, and maintain by further appointment, an academic council in the manner specified in Part I of Schedule 1.

(2) Paragraph (1) shall not apply to the governing bodies of Glasgow College of Technology and Napier Polytechnic of Edinburgh but these governing bodies shall each appoint and maintain by further appointment an academic board constituted and appointed in accordance with the practice observed respectively at each of those institutions immediately prior to the coming into force of these Regulations, and any provisions of these Regulations applying to academic councils, apart from paragraph (1) of this regulation, Part I of Schedule 1 and paragraph 5(b) of Part II of that Schedule, shall apply equally to such an academic board.

(3) The proceedings of the academic council shall be regulated in accordance with Part II of Schedule 1.

(4) The governing body of each central institution shall delegate to the academic council of the institution the following of its functions—

- (a) the functions of the governing body relating to the over-all planning, co-ordination, development and supervision of the academic work of the institution; and

(5) 1973 c. 65; section 46(2) was repealed by the Local Government, Planning and Land Act 1980 (c. 65), Schedule 34, Part XVI.

- (b) such other functions of the governing body as may be assigned to the academic council by the governing body:

Provided that the functions specified in head (a) of this paragraph shall be discharged by the academic council subject to the general control and direction of the governing body.

(5) In discharging the functions specified in paragraph (4) of this regulation, the academic council shall have all the powers and duties of the governing body in relation to those functions and shall have the power to make any recommendation to the governing body on such matters relating to those functions as the academic council may think fit.

(6) The governing body of each central institution shall make arrangements to secure that the academic council of the institution shall discharge the functions imposed on them by or under paragraph (4) of this regulation.

PART IV

TRANSITIONAL, SUPPLEMENTARY, VARIATION AND REVOCATION

Transitional arrangements

19.—(1) The governors of the governing body of a central institution who are in office immediately prior to 1st January 1989 shall, subject to paragraph (3), demit office as governors on 31st December 1988, but without prejudice to their eligibility to become governors in accordance with these regulations.

(2) The terms of office of the governors of the governing body of a central institution, who are the governors first to be appointed in accordance with these Regulations, shall be deemed to have commenced on 1st January 1989.

(3) Notwithstanding the provisions of paragraph (1) and any other provision of these Regulations, the governors of the governing body of a central institution who are in office immediately prior to 1st January 1989 shall continue to exercise all the necessary acts of administration relative to the central institution and shall have all the powers necessary therefor until the first meeting of the governing body as composed in accordance with these Regulations and shall from and after the date of the said meeting wholly cease to exercise any right or power of administration over the said central institution.

(4) The Secretary of State shall use his powers under regulation 5(2), the governing body of each central institution shall use their powers under regulations 7 and 9(5), and the academic council shall use its powers of appointment under regulation 5(1)(c)(i), so as to ensure so far as is practicable that the core membership of the governing body as composed in accordance with these Regulations is complete by 1st January 1989.

Variations and revocations of provisions of instruments

20. The provisions of the enactments, schemes, articles of association and other instruments specified in Column (1) of Schedule 2 to these Regulations (being, by virtue of regulation 21(2), the provisions of such instruments without any variation or revocation effected by the Regulations or Schemes revoked by regulation 21(1)) are hereby varied or revoked (or both varied and revoked), as the case may be, to the extent (being the extent to which the provisions of such instruments are in the opinion of the Secretary of State inconsistent with these Regulations) specified opposite such instruments in Column (2) of that Schedule.

Revocations of Regulations

21.—(1) The Regulations and Schemes specified in Schedule 3 are hereby revoked.

(2) Where Regulations or Schemes revoked by these Regulations varied or revoked any provision of any enactment, scheme, articles of association or other instrument to which regulation 20 applies, such variation or revocation shall cease to have effect and the provision shall be restored, subject to any variation or revocation effected by regulation 20.

Condition of grant

22. It shall be a condition of the payment of any grant under section 73(c) of the Education (Scotland) Act 1980⁽⁶⁾ to the governing body of any central institution that the governing body of that institution shall comply with the requirements imposed on them by these Regulations.

Change of names of institutions

23.—(1) The institutions, formerly known as Dundee College of Technology and Napier College of Commerce and Technology, which were re-named respectively Dundee Institute of Technology and Napier Polytechnic of Edinburgh with effect from 8th September 1988⁽⁷⁾ shall continue to be known by the latter names.

(2) Any reference in an agreement, deed, bond, instrument or other writing, operative or effective immediately before 8th September 1988

(a) to Dundee College of Technology or to the Governors of Dundee College of Technology shall be read as a reference to Dundee Institute of Technology or to the Governors of Dundee Institute of Technology respectively;

(b) to Napier College of Commerce and Technology or to the Governors of Napier College of Commerce and Technology shall be read as a reference to Napier Polytechnic of Edinburgh or the Governors of Napier Polytechnic of Edinburgh respectively;

and any like reference to the College or to the Governors shall be construed accordingly; and no rights, interests, obligations or liabilities of any person shall be affected by the changes of the names of these institutions or their governing bodies.

Savings

24.—(1) For the avoidance of doubt, where the governing body of a central institution is a body corporate, no provision of these Regulations shall be taken to affect the continuance of that body corporate as such.

(2) No provision of these Regulations shall be taken to affect the continuance in office of any member of the academic council of a central institution, who was appointed before the coming into force of any provision of these Regulations, and said academic council of that institution shall remain in office until reappointed in accordance with these Regulations.

St Andrew's House,
Edinburgh
5th October 1988

Michael B Forsyth
Parliamentary Under Secretary of State, Scottish
Office

⁽⁶⁾ 1980 c. 44

⁽⁷⁾ The changes of name were effected by S.I. 1988/1448 and 1449, both revoked by these Regulations.

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SCHEDULE 1

Regulation 18

ACADEMIC COUNCILS

PART I

Manner of appointment

1. The academic council of each central institution (hereafter called “the council”) shall be appointed in such manner as to ensure that the council consists of—

- (a) the holders of the following posts in the institution, namely the posts of principal, vice-principal (if any), head of department, the president of the Student Association and chief librarian (however designed) ex officii (hereafter called “members ex officii of council”);
- (b) such number of members of the full-time academic staff and matriculated students of the institution as may be determined in accordance with paragraph 2 of this Schedule (hereafter called “elected members of council”); and
- (c) such number of persons, not exceeding 4, as have been co-opted by the council (hereafter called “co-opted members of council”).

In this paragraph the expression “head of department” includes any associate head of department or any Dean of a School and, in relation to a central institution having the post of head of school, means the holder of that post.

2. The elected members of council shall—

- (a) consist of such a number of persons including one full-time matriculated student of the institution as may be determined by the governing body of the institution, being not less than one-third and not more than two-thirds of the aggregate of members ex officii of the council;
- (b) be elected by, and from among, members of the full-time academic staff and matriculated students of the institution who are not members ex officii or co-opted members of the council;
- (c) be so elected in accordance with arrangements made by the persons holding office as members of the Council immediately prior to the election and approved by the governing body except in the case of the full-time matriculated student who shall be elected by full-time matriculated students of the institution in a manner to be specified in a scheme made by the Student Association in the institution and approved by the governing body;
- (d) in the case of members of the full-time academic staff, hold office for such a period, not exceeding 4 years, as may be determined by the governing body, and in the case of the full-time matriculated student hold office for a period not exceeding one year; and
- (e) subject to the foregoing provisions of this paragraph, be eligible for re-election.

3. The co-opted members of council shall hold office for such a period, not exceeding 4 years, as may be determined by the governing body of the institution and shall be eligible to be co-opted again on the expiry of a period of office.

4. The principal of the institution shall be the chairman of the council.

PART II

Proceedings

5. The proceedings of the council shall be regulated by a scheme made by the council and approved by the governing body of the institution and the said scheme may provide for—

- (a) the appointment by the council of such committees, as they consider appropriate;
- (b) the co-option, subject to paragraph 1(c) of this Schedule, by the council of additional members (including, where they consider it appropriate, representatives of the students in attendance at the institution) of council, or of any committee thereof, for specific purposes; and
- (c) any other matters connected with the functions of the council.

6. Any scheme made and approved under paragraph 5 of this Schedule shall include provision for—

- (a) the appointment of a vice-chairman of the council; and
- (b) a minimum number of meetings of the council in each year.

SCHEDULE 2

Regulation 20

VARIATIONS AND REVOCATIONS OF THE PROVISIONS OF INSTRUMENTS

Instrument Column (1)	Extent of variation or revocation Column (2)
1. Duncan of Jordanstone College of art Scheme 1975(8).	<p>1. In sub-paragraph (1) of paragraph 2—</p> <ul style="list-style-type: none">(a) in the definition of “College of technology”, for the words “the Dundee College of Technology” there shall be substituted the words “Dundee Institute of technology”; and(b) in the definition of “governing body of the College of Technology”, for the words “the Governors of the Dundee College of Technology” there shall be substituted the words “the Governors of Dundee Institute of Technology”. <p>2. For paragraph 4 (Composition of the governing body) there shall be substituted the following paragraph:—</p>

(8) S.I. 1975/697. The amendments made by S.I. 1976/66, 1981/760 and 1985/866 have ceased to have effect by virtue of regulation 21.

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Instrument Column (1)	Extent of variation or revocation Column (2)
	<p data-bbox="900 421 1339 483">“Application of Central Institutions (Scotland) Regulations 1988</p> <p data-bbox="900 501 1348 748">4. This scheme shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body and the academic council, and in respect of all other matters provided for in those Regulations.”.</p> <p data-bbox="804 770 1348 833">3. The following paragraphs of the scheme are revoked:—</p> <p data-bbox="868 837 1348 1182">paragraphs 5 to 12 inclusive (provisions relating to the governing body); paragraph 14 (Transitional arrangements); paragraph 15 (Chairman and Vice-Chairman); paragraph 20 (Reserved areas of business); paragraph 21 (Allowances); paragraph 36 (Pensions allowances and gratuities for staff); paragraph 37 (Academic Council); and paragraph 38 (Organisation and management of the College and the discipline therein).</p> <p data-bbox="804 1205 1348 1294">4. For sub-paragraphs (1) and (2) of paragraph 35 there shall be substituted the following sub-paragraphs:—</p> <p data-bbox="900 1308 1348 1464">“(1) The governing body shall appoint a principal and, where appropriate, a vice-principal of the College and such other members of staff as they may require.</p> <p data-bbox="900 1478 1348 1724">(2) The governing body may delegate to a committee appointed by the academic council and consisting wholly of academic staff such powers with regard to the appointment of academic staff below the level of head of department as the governing body think fit.”</p> <p data-bbox="836 1747 1075 1778">5. in paragraph 43—</p> <p data-bbox="868 1792 1348 1881">(a) in sub-paragraph 2(b)(i) the words “<i>ex officio</i>” shall be inserted after the word “College”; and</p> <p data-bbox="868 1895 1348 1984">(b) for sub-paragraph (3) there shall be substituted the following sub-paragraph;—</p>

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Instrument Column (1)	Extent of variation or revocation Column (2)
	<p>“(3) the governing body acting jointly with the governing body of the College of Technology shall determine the periods of office, not exceeding 4 years, of the appointed members of the Joint Standing Committee. any appointed member of the said Committee shall, on the expiry of his period of office, be eligible for re-appointment to the said Committee.”.</p>
<p>2. Dundee College of technoogy scheme 1975(9).</p>	<p>1. In paragraph 2, for the definitions of “College” and “governing body” there shall be substituted the following definitions:— ““College” means Dundee Institute of technology;”; ““governing body” means the governors of Dundee Institute of Technology;”;</p> <p>2. In paragraph 3, for the words ““The Governors of Dundee College of Technology”” there shall be stutituted the words ““The Governors of Dundee Institute of Technology””.</p> <p>3. For paragraph 4 (Composition of the governing body) there shall be substituted the following paragraph:—</p> <p style="text-align: center;">“Application of Central Institutions (Scotland) Regulations 1988</p> <p>4. This scheme shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body and of the academic council, and in respect of all other matters provided for in those Regulations.”.</p> <p>4. The following paragraphs of the scheme are revoked:— paragraphs 5 to 12 inclusive (provisions relating to the governing body); paragraph 14 (Transitional arrangements); paragraph 15 (Chairman and Vice-Chairman); paragraph 20 (Reserved areas of business); paragraph 21 (Allowances); paragraph 29 (Mars Fund); paragraph</p>

(9) S.I. 1975/698. The amendments made by S.I. 1976/66, 1981/761, 1985/866, 1988/1448 have ceased to have effect by virtue of regulation 21. The institution is now known as “Dundee Institute of Technology”.

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Instrument Column (1)	Extent of variation or revocation Column (2)
	<p>36 (Pensions, allowances and gratuities for staff); paragraph 37 (Academic Council); paragraph 38 (Organisaqtion and management of the College and the discipline therein); and paragraph 44 (Mars Fund)</p> <p>5. In paragraph 34(1), for the words “Dundee College of Technology” there shall be substituted the words “Dundee Institute of Technology”.</p> <p>6. For sub-paragraphs (1) and (2) of paragraph 35 there shall be substituted the following sub-paragraphs:—</p> <p style="padding-left: 40px;">“(1) The governing body shall appoint a principal and, where appropriate, a vice-principal of the College and such other members of staff as they may require.</p> <p style="padding-left: 40px;">(2) The governing body may delegate to a committee appointed by the Academic Council and consisting wholly of academic staff such powers with regard to the appointment of academic staff below the level of head of department as the governing body think fit.”.</p> <p>7. In paragraph 45—</p> <p style="padding-left: 20px;">(a) in sub-paragraph 2(b)(i) the words “<i>ex officio</i>” shall be inserted after the word “College”; and</p> <p style="padding-left: 20px;">(b) for sub-paragraph (3) there shall be substituted the following sub-paragraph:—</p> <p style="padding-left: 40px;">“(3) The governing body acting jointly with the governing body of the College of art shall determine the periods of office, not exceeding 4 years, of the appointed members of the Joint Standing Committee. Any appointed member of the said Committee shall, on the expiry of his period of office, be eligible for re-appointment to the said Committee.”.</p> <p>8. In paragraph 49—</p> <p style="padding-left: 20px;">(i) for sub-paragraph (1) there shall be substituted the following sub-paragraph:—</p>

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Instrument Column (1)	Extent of variation or revocation Column (2)
	<p>“(1) The governing body shall award annually from the income of the Prizes Fund the prizes named in column (2) of Schedule 3 under such special conditions as are specified in column (4) of the said schedule. The sums to be expended each year on the respective prizes shall be those shown in column(3) of the said schedule;” and</p> <p>(ii) there shall be added the following sub-paragraph:—</p> <p>“(5) The governing body may conjoin any two or more of the prizes, provided that the special conditions for the award of the prizes to be conjoined are fulfilled and that suitable acknowledgement of the original donors is made in describing the conjoined prize.”.</p> <p>9. In Schedule 3—</p> <p>(a) column (3) shall be deleted and column (4) shall become column (3) and column (5) shall be come column (4); and</p> <p>(b) after serial number 2 the following entry shall be inserted—</p>

(1)	(2)	(3)	(4)
2A	Mars Prize	£150	The prize of prizes shall be awarded annually to students in engineering who have shown outstanding ability in a year of

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Instrument Column (1)	Extent of variation or revocation Column (2)			
	(1)	(2)	(3)	(4)
				the course other than the final year.”.
3. Edinburgh College of Art order 1959(10).	<p>1. In section 3(1)—</p> <p>(a) before the definition of “Act of 1947” there shall be added the following definition:</p> <p>““academic council” means the body of persons appointed for the college in accordance with regulation 18 of the Central Institutions (Scotland) Regulations 1988 or, prior to the first such appointment, in accordance with any corresponding provisions of Regulations revoked by those Regulations;” and</p> <p>(b) the definitions of “appointed governor”, “appointing bodies” and “co-opted governor” shall cease to have effect.</p> <p>2. For section 5 (Composition of governing body) there shall be substituted the following regulation:—</p> <p>“5. This Order shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body and of the academic council, and in respect of all other matters provided for in those Regulations.”.</p> <p>3. The following sections are revoked:— sections 6 to 12 inclusive (provisions relating to the governing body); section 14 (Constitution of governing body may be altered by Secretary of State); section 43 (Application of section 101 of Act of 1947 to governing body); and section 44 (Power to pay allowances to governors).</p>			

(10) See 1959 c.xxxiv; the Order was amended by S.I. 1965/1251; the amendments made by S.I. 1974/102, 1410, 1975/520 have ceased to have effect by virtue of regulation 21.

Instrument Column (1)	Extent of variation or revocation Column (2)
	<p>4. In Schedule 1—</p> <ul style="list-style-type: none"> (a) paragraph 1 is revoked; (b) sub-paragraph (2) of paragraph 3 is revoked; and (c) in sub-paragraph (2) of paragraph 7 the words “(not being members of the staff of the College)” shall cease to have effect.
<p>4. The Glasgow College of Technology (No. 2) Regulations 1985(11).</p>	<p>1. In regulation 1 (Citation, construction and commencement) the words from “and shall, so far as not inconsistent with them” to the end of the regulation shall be deleted.</p> <p>2. In regulation 2 (Interpretation)—</p> <ul style="list-style-type: none"> (a) for the definition of “academic board” there shall be substituted the definition:— <ul style="list-style-type: none"> ““academic board” means the academic board as referred to in regulation 18(2) of the Central Institutions (Scotland) Regulations 1988;” and (b) at the end there shall be added the words— <ul style="list-style-type: none"> “and expressions which are used also in the Central Institutions (Scotland) Regulations 1988 shall have the same meanings as in those Regulations.”. <p>3. For regulation 4 (composition of governing body) there shall be substituted the following regulation:—</p> <p style="text-align: center;">“Application of Central Institutions (Scotland) Regulations 1988</p> <p>4. These Regulations shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body and of the academic board and in respect of all other matters provided for in those Regulations.”.</p> <p>4. The following provisions are revoked:— regulation 5 (Appointment or election of representative governors); paragraphs (1)</p>

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Instrument Column (1)	Extent of variation or revocation Column (2)
	<p>and (11) of regulation 6 (Administrative arrangements).</p> <p>5. For regulation 10 (Staff of the College) there shall be substituted the following regulation:—</p> <p>“10. The governing body shall as the need arises appoint a Principal of the College, a Secretary of the College, and such Vice Principal and Assistant Principal and other staff as they consider necessary for the discharge of their functions under these regulations.”</p> <p>6. In regulation 13 (Condition of grant), for the words “referred to in regulation 1 of these regulations” there shall be substituted the figure “1988”.</p>
<p>5. Memorandum of Association of the Glasgow School of Art dated 29th January 1892(12).</p>	<p>1. In paragraph 4—</p> <p>(a) after the words “grant or salary” there shall be inserted the words “to any Director or Deputy Director of the Glasgow School of Art or to any other members of the full-time academic staff, or to any members of the full-time non-academic staff, notwithstanding they may be members of the governing body or of any committee appointed thereby or”; and</p> <p>(b) at the end there shall be inserted the following words:—</p> <p>“Provided that nothing herein contained shall prevent the payment of out-of-pocket expenses to any member of the governing body or committee or shall prevent the payment by way of scholarship, bursary or other similar award out of the funds of the Association, whencesoever derived, to any person who is a student, notwithstanding that such persons may be members of the governing body or of any committee appointed thereby.”.</p>

(12) The amendments made by S.I. 1974/102, 1410 have ceased to have effect by virtue of regulation 21.

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Instrument Column (1)	Extent of variation or revocation Column (2)
<p>6. Articles of Association of the Glasgow School of Art dated 29th January 1892, as amended by Special Resolutions dated 26th May 1937 and 19th November 1948(13).</p>	<p>1. For Articles 4 and 5 there shall be substituted the following Articles:—</p> <p>“4. The affairs of the Association shall be managed by Governors, who shall constitute the Association.</p> <p>5. These Articles shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body (the Governors) and of the Academic Council and in respect of all other matters provided for in those Regulations.”.</p>
<p>7. Memorandum of Association of the Glasgow and West of Scotland College of Domestic Science (Incorporated) dated 14th May 1908(14).</p>	<p>2. Article 11 is revoked.</p> <p>1. In paragraph 4—</p> <p>(a) after the words “grant, or salary” there shall be inserted the words “to any Principal or Vice-Principal or any other members of the full-time academic staff, or any member of the full-time non-academic staff, notwithstanding that, they may be members of the Governing Body of the Association or of any Committee appointed by the Governing Body, or”;</p> <p>(b) the words “provided they are not members of the Governing Body of the Association or of any Committee appointed by the Governing Body” and the words “not a member of the Governing Body or a Committee appointed thereby,” shall cease to have effect;</p> <p>(c) at the end there shall be added the words “or shall prevent the payment by way of scholarship, bursary or other similar award out of the funds of the Association, from whatever source derived, to any person who holds office in a students' representative council or to any person who is a student, notwithstanding that such persons may be members of the Governing</p>

(13) The amendments made by S.I. 1974/102, 1410, 1975/520 have ceased to have effect by virtue of regulation 21.

(14) The amendments made by S.I. 1974/102, 1410 have ceased to have effect by virtue of regulation 21.

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Instrument Column (1)	Extent of variation or revocation Column (2)
<p>8. Articles of Association of the Glasgow and West of Scotland College of Domestic Science (Incorporated) dated 14th May 1908 as amended by Special Resolution passed on 5th January 1912 and confirmed on 26th January 1912, passed on 30th December 1919 and confirmed on 23rd January 1920 and passed on 15th December 1949(15).</p>	<p>Body of the Association or of any Committee appointed by the Governing Body.”.</p> <p>2. In paragraph 6:—</p> <p>(a) after the words “No member” there shall be inserted the words “(other than the Principal, the Vice-Principal, any other members of the full-time academic staff, and any member of the full-time non-academic staff, who are members of the Governing Body or of any Committee appointed by the Governing body)”;</p> <p>(b) after the words “to any member” where they first occur there shall be inserted the words “(other than the Principal, the Vice-Principal, any other members of the full-time academic staff, and any members of the full-time non-academic staff, who are members of the Governing Body, or of any Committee appointed by the Governing Body)”;</p> <p>(c) after the words “let to the Association” there shall be added the words “or (in the case of any member of such Governing body or Committee who holds office in a students' representative council or who is a student) except also payments by way of scholarship, bursary or other similar award out of the funds of the Association, from whatever source derived.”.</p> <p>1. After Article 2 there shall be inserted the following Article:—</p> <p>“2A. These Articles shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body (the Governors) and of the Academic Council, and in respect of all other matters provided for in those Regulations.”.</p> <p>2. For Article 19 there shall be substituted the following Article:—</p>

(15) The amendments made by S.I. 1974/102, 1410, 1975/520 have ceased to have effect by virtue of regulation 21.

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Instrument Column (1)	Extent of variation or revocation Column (2)
<p>9. The Napier College of Commerce and Technology (No. 2) Regulations 1984(16).</p>	<p>“The affairs of the Association shall (subject to and as provided in Article 22 and subsequent Articles) be managed by Governors constituted in accordance with the Central Institutions (Scotland) Regulations 1988.”.</p> <p>3. In Article 14, the words from “to elect Members” to “Members of the Association” shall be deleted.</p> <p>4. The following Articles are revoked:— Articles 20, 21, 21(a) and 27.</p> <p>1. In regulation 1 (Citation, construction and commencement) the words from “and shall, so far as not inconsistent with them” to the end of the regulation shall be deleted.</p> <p>2. In regulation 2 (Interpretation)—</p> <p>(a) for the definitions of “academic board”, “College” and “governing body” there shall be substituted the definitions:—</p> <p>““academic board” means the academic board as referred to in regulation 18(2) of the Central Institutions (Scotland) Regulations 1988; “College” means Napier Polytechnic of Edinburgh; “governing body” means the Governors of Napier Polytechnic of Edinburgh;”; and</p> <p>(b) at the end there shall be added the words</p> <p>“and expressions which are used also in the central Institutions (Scotland) Regulations 1988 shall have the same meanings as in those Regulations.”</p> <p>3. In regulation 3, for the words “the said name” there shall be substituted the words “the name of “The Governors of Napier Polytechnic of Edinburgh””.</p> <p>4. For regulation 4 (composition of governing body) there shall be substituted the following regulation:—</p>

(16) S.I. 1985/1163. The amendments made by S.I. 1988/1449 have ceased to have effect by virtue of regulation 21. The institution is now known as “Napier Polytechnic of Edinburgh”.

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Instrument Column (1)	Extent of variation or revocation Column (2)
	<p data-bbox="900 421 1331 483">“Application of Central Institutions (Scotland) Regulations 1988</p> <p data-bbox="900 501 1348 719">4. These Regulations shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body and of the academic board and in respect of all other matters provided for in those Regulations.”</p> <p data-bbox="836 736 1331 898">5. The following provisions are revoked:— regulation 5 (Appointment or election of representative governors); paragraphs (1) and (11) of regulation 6 (Administrative arrangements).</p> <p data-bbox="804 916 1348 1039">6. In regulation 9(1), for the words “Napier College of Commerce and Technology” there shall be substituted the words “Napier Polytechnic of Edinburgh”.</p> <p data-bbox="804 1057 1348 1180">7. In regulation 13 (Condition of grant), for the words “referred to in regulation 1 of these regulations”, there shall be substituted the figure “1988”.</p>
<p data-bbox="248 1198 786 1261">10. Paisley College of Technology scheme 1954(17).</p>	<p data-bbox="804 1198 1348 1321">1. In section 1 (Interpretation) the definitions of “The Corporation”, “The County Councils” and “The Sheriff-Substitute” shall cease to have effect.</p> <p data-bbox="804 1339 1348 1402">2. For section 3 there shall be substituted the following section:—</p> <p data-bbox="900 1451 1318 1541">“3 Application of Central Institutions (Scotland) Regulations 1988</p> <p data-bbox="900 1559 1348 1816">3. This Scheme shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body and of the academic council and in respect of all other matters provided for in those Regulations.”</p> <p data-bbox="836 1834 1331 1955">3. The following provisions are revoked:— section 4 (<i>Ex officio</i> governors); section 5 (Elected governors); section 6 (Co-opted governors); section 7 (Vacancies,</p>

(17) Amended by S.I. 1973/1811; the amendments made by S.I. 1974/102, 1410, 1975/520 have ceased to have effect by virtue of regulation 21.

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Instrument Column (1)	Extent of variation or revocation Column (2)
<p>11. Memorandum of Association of Queen Margaret College, Edinburgh, dated 11th November 1909, as amended by Special Resolutions dated 22nd March and 22nd November 1972(18).</p>	<p>resignations, etc.) section 8 (Re-election etc. of governors); section 10 (First meeting of governing body); subsections (5) and (7) of section 13 (Business arrangements); section 27 (Retiring allowances); and Schedule 2 (Persons included among co-opted governors).</p> <p>4. In subsection (9) of section 13, at the end there shall be added the words “for so acting”.</p> <p>1. In paragraph IV—</p> <p>(a) after the words “good faith of remuneration” there shall be inserted the words “to any Principal or Vice-Principal or to any other members of the full-time academic staff, or to any member of the full-time non-academic staff, notwithstanding that they may be Members of the Council of Management or governing body of the College or of any Committee appointed by the Council of Management or governing body or”;</p> <p>(b) after the words “that no member” there shall be inserted the words “(other than the Principal, the Vice-Principal, any other members of the full-time academic staff, and any member of the full-time non-academic staff, who are members of the governing body)”;</p> <p>(c) after the words “School to any member” there shall be inserted the words “(other than the Principal, the Vice-Principal, any other members of the full-time academic staff, and any members of the full-time non-academic staff, who are members of the governing body)”;</p> <p>(d) after the words “demised to the School” there shall be added the following words “or (in the case of any member of such Council or governing body or of any Copmmittee appointed thereby who holds office in a students’</p>

(18) The amendments made by S.I. [1974/102](#), [1410](#) have ceased to have effect by virtue of regulation 21.

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Instrument Column (1)	Extent of variation or revocation Column (2)
<p>12. Articles of association of Queen Margaret College, Edinburgh, dated 11th November 1909 as amended by Special resolutions dated 22nd March 1972 and 27th April 1976⁽¹⁹⁾.</p>	<p>representative council or who is a student) except also payments by way of scholarship, bursary or other similar award out of the funds of the school whencesoever derived”.</p> <p>1. After Article 1 there shall be inserted the following Article:—</p> <p>“1A. These Articles shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body (the Council) and of the Academic Council and in respect of all other matters provided for in those Regulations.”.</p> <p>2. In Article 3, at the end there shall be added the following definition:—</p> <p>““Academic Council” means the body of persons appointed for the College in accordance with regulation 18 of the Central Institutions (Scotland) Regulations 1988 or, prior to the first such appointment, in accordance with any corresponding provision of Regulations revoked by those Regulations.”.</p> <p>3. In Article 22, at the end of the first sentence there shall be added the words “constituted in accordance with the Central Institutions (Scotland) Regulations 1988” and the second sentence shall be deleted.</p> <p>4. The following Articles are revoked:— Articles 23 to 30, inclusive, and Article 33.</p> <p>5. In Article 34, the word “Vice-Chairman” shall be deleted.</p>
<p>13. The Central Institutions (Scotland) Amendment Regulations 1981⁽²⁰⁾.</p>	<p>1. For regulation 1 there shall be substituted the following regulation:—</p> <p>“Citation, commencement and interpretation</p> <p>1.—(1) These Regulations may be cited as the Central Institutions</p>

⁽¹⁹⁾ The amendments made by S.I. 1974/102, 1410, 1975/520 have ceased to have effect by virtue of regulation 21.

⁽²⁰⁾ S.I. 1981/1221. Those Regulations constituted a new governing body for Robert Gordon’s Institute of Technology, Aberdeen as a body corporate.

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Instrument Column (1)	Extent of variation or revocation Column (2)
<p>14. Memorandum of Association of the Royal Scottish Academy of Music and Drama dated 8th December 1900 as amended by Special Resolutions dated 22nd February 1928, 5th</p>	<p>(Scotland) Amendment Regulations 1981 and shall come into operation on 22nd October 1981.</p> <p>(2) Expressions made in these regulations which are used also in the central Institutions (Scotland) Regulations 1988 shall, unless the context otherwise requires, have the same meanings as in those Regulations.”.</p> <p>2. In regulation 2, paragraphs (2) to (6) are revoked.</p> <p>3. After regulation 2 there shall be inserted the following regulation:—</p> <p style="text-align: center;">“Application of Central Institutions (Scotland) Regulations 1988</p> <p>2A. These Regulations shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the governing body and of the academic council and in respect of all other matters provided for in those Regulations.”.</p> <p>4. The following provisions are revoked:— regulation 3 (Notification of impending appointments); regulation 4 (Casual vacancies); regulation 5 (Disqualification of governors); paragraphs (1) and (11) of regulation 6 (Conduct of business); regulation 7 (Reserved areas of business), regulation 9 (Allowances); and Schedule 1 (Composition of Governing Body of Robert Gordon’s Institute of technology).</p> <p>5. In paragraph (1) of regulation 11 after the word “Principal” there shall be inserted the words “, a Vice-Principal,” and the words “may if they consider appropriate appoint a Vice-Principal” shall be deleted.</p> <p>1. In paragraph 4—</p> <p>(a) after the words “grant, or salary” there shall be inserted the words “to any Principal of the Academy, Vice-Principal or to any other members</p>

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Instrument Column (1)	Extent of variation or revocation Column (2)
January 1937, 21st November 1944 and 28th February 1968 (21) .	<p>of the full-time academic staff, or to any members of the full-time non-academic staff, notwithstanding that they may be members of the governing or managing body of the Association or of any committee appointed thereby or,”;</p> <p>(b) the words “and provided they are not members of the governing or managing body of the Association”, shall cease to have effect.</p> <p>(c) at the end there shall be added the following words “or shall prevent the payment by way of scholarship, bursary or other similar award out of the funds of the Association, whencesoever derived, to any person who holds office in a students' representative council or to any person who is a student, notwithstanding that such persons may be members of the governing or managing body of the Association or of any committee appointed thereby.”.</p> <p>2. In paragraph 6—</p> <p>(a) after the words “no member” where they first occur there shall be inserted the words “(other than the Principal of the Academy, the Vice-Principal, any other members of the full-time academic staff, and any member of the full-time non-academic staff, who are members of the governing body)”;</p> <p>(b) after the words “given to any member” there shall be inserted the words “(other than the Principal of the Academy, the Vice-Principal, any other members of the full-time academic staff, and any member of the full-time non-academic staff, who are members of the governing body)”;</p> <p>(c) for the words “and interest on money lent” there shall be substituted</p>

(21) The amendments made by S.I. [1974/102](#), [1410](#) have ceased to have effect by virtue of regulation 21.

Instrument Column (1)	Extent of variation or revocation Column (2)
<p>15. Articles of association of the Royal Scottish Academy of Music and Drama dated 8th December 1900 as amended by Special Resolutions dated 22nd February 1928, 5th April 1928, 21st November 1944, 11th May 1949 and 28th February 1968(22).</p>	<p>the following words “or interest on money lent or (in the case of any member of the governing or managing body of the Association or of any committee appointed thereby who holds office in a students' representative council or who is a student) except also payments by way of scholarship, bursary or other similar award out of the funds of the Association whencesoever derived.”.</p> <p>1. After Article 2 there shall be inserted the following Article:—</p> <p style="text-align: center;">“Application of Regulations</p> <p>2A. These Articles shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the Governing Body (the Board of Governors) and of the Academic Council and in respect of all other matters provided for in those Regulations.”.</p> <p>2. In Article 33 the words “and Governors” shall cease to have effect.</p> <p>3. In Article 43—</p> <p>(a) the words “, and in his absence the vice-chairman,” shall be deleted;</p> <p>(b) for the words “neither the chairman nor the vice-chairman is present” there shall be substituted the words “the chairman is not present”.</p> <p>4. For article 57 there shall be substituted the following article:—</p> <p style="text-align: center;">“57. The affairs of the Association shall be managed by a Board of Governors constituted in accordance with the Central Institutions (Scotland) Regulations 1988.”.</p> <p>5. The following Articles are revoked: Articles 58 to 61 inclusive, Articles 63 to 65 inclusive and Article 71.</p>

(22) The amendments made by S.I. [1974/102](#), [1410](#), [1975/520](#) have ceased to have effect by virtue of regulation 21.

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Instrument Column (1)	Extent of variation or revocation Column (2)
<p>16. Memorandum of Association of the Scottish College of Textiles, dated 26th October 1922 as amended by Special Resolution passed on 1st November 1968(23).</p>	<p>1. In paragraph 4—</p> <p>(a) after the words “grant, or salary” there shall be inserted the words “to any Principal or Vice-Principal or to any other members of the full-time academic staff, or to any member of the full-time non-academic staff, notwithstanding they may be members of the Governing Body of the Association or of any Committee appointed by the Governing Body.”.</p> <p>(b) the words “provided that they are not members of the Governing Body of the Association” and the words “not a member of the Governing Body” shall cease to have effect;</p> <p>(c) after the words “but so that no member” there shall be inserted the words “(other than the Principal, the Vice=Principal, any other members of the full-time academic staff, and any member of the full-time non-academic staff, who are members of the governing body)”;</p> <p>(d) after the words “Association to any member” there shall be inserted the words “(other than the Principal, the Vice-Principal, any other members of the full-time academic staff, and any member of the full-time non-academic staff, who are members of the governing body)” and</p> <p>(e) after the words “let to the Association” there shall be added the words “or (in the case of any member of the Governing Body of the Association, or of any Committee appointed by the Governing Body who holds office in a students' representative council or who is a student) except also payments by way of scholarship, bursary or other similar award out of the funds of the Association from whatever source derived.”.</p>

(23) The amendments made by S.I. 1974/102, 1410 have ceased to have effect by virtue of regulation 21.

Instrument Column (1)	Extent of variation or revocation Column (2)
<p>17. Articles of association of the scottish College of Textiles, dated 26th October 1922 as amended by Special Resolution passed on 1st November 1968(24).</p>	<p>1. In Article 1, in the first column of the table there shall be added at the end the words “Academic Council” and opposite to them in the second column of the table the words “Means the body of persons appointed for the Association in accordance with regulation 18 of the Central Institutions (Scotland) Regulations 1988 or, prior to the first such appointment, in according with any corresponding provision of Regulations revoked by those Regulations.”.</p> <p>2. After Article 1 there shall be inserted the following Article:—</p> <p style="padding-left: 40px;">“1A. These Articles shall be subject to the Central Institutions (Scotland) Regulations 1988 in respect of the composition and appointment of the Governing Body and of the Academic Council, and in respect of all other matters provided for in those regulations.”.</p> <p>3. For Article 46 there shall be substituted the following Article:—</p> <p style="padding-left: 40px;">“46. Subject to any matters hereby or by statue reserved to the Association in General Meeting the business of the Association shall be managed by a Governing Body (hereinafter referred to as “the Governors”) constituted in accordance with the Central Institutions (Scotland) Regulations 1988.”</p> <p>4. The following Articles are revoked:— Articles 47 and 48, Article 52 and Articles 57 to 64 inclusive.</p> <p>5. In Article 56 the words “of whom three at least must be elected Governors,” shall cease to have effect.</p> <p>6. In Article 65 for the words from “five” to “The remaining Members” there shall be substituted the words “The Members”.</p> <p>7. In Article 66, the words “of whom two at least must be elected Governors” shall cease to have effect.</p>

(24) The amendments made by S.I. [1974/102](#), [1410](#), [1975/520](#), [1976/66](#) have ceased to have effect by virtue of regulation 21.

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SCHEDULE 3

Regulation 21

REGULATIONS AND SCHEMES REVOKED

- The Central Institutions (Scotland) Regulations 1972**(25)**
- The Central Institutions (Scotland) Regulations 1974**(26)**
- The Central Institutions (Scotland) Amendment Regulations 1974**(27)**
- The Central Institutions (Scotland) Amendment Regulations 1975**(28)**
- The Central Institutions (Scotland) Amendment Regulations 1976**(29)**
- The Duncan of Jordanstone College of Art (Amendment) Scheme 1981**(30)**
- The Dundee College of Technology (Amendment) Scheme 1981**(31)**
- The Central Institutions (Scotland) Amendment Regulations 1985**(32)**
- The Dundee College of Technology (Change of Name) Regulations 1988**(33)**
- The Napier College of Commerce and Technology (Change of Name) Regulations 1988**(34)**

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations consolidate with amendments the Central Institutions (Scotland) Regulations 1972 and 1974 and related amendment regulations of general application. The principal change which the Regulations make is to introduce new uniform rules in respect of the composition of the governing bodies of all central institutions grant-aided under section 73(c) of the Education (Scotland) Act 1980. In addition, the Regulations amend the provisions of the enactments, schemes, articles of association and other instruments relating to individual central institutions to take account of the recomposition of their governing bodies.

The new rules on the composition of the governing bodies can be contrasted with those of the past. Under the Central Institutions (Scotland) Regulations revoked by these Regulations, the composition of the governing body of each central institution was individually specified. Those Regulations also provided for a number of the governors in each governing body to be appointed on the nomination of external bodies. These Regulations depart from that approach, both in providing a uniform structure for the governing bodies and in providing that the appointing authority for governors should be either the governing body itself, or other specified groups within the institution (regulations 5 and 6).

Each governing body is to be comprised of a core membership and a co-opted membership, appointed in accordance with regulations 5 and 6 respectively.

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- (25)** S.I. [1972/1753](#)
 - (26)** S.I. [1974/102](#)
 - (27)** S.I. [1974/1410](#)
 - (28)** S.I. [1975/520](#)
 - (29)** S.I. [1976/66](#)
 - (30)** S.I. [1981/760](#)
 - (31)** S.I. [1981/761](#)
 - (32)** S.I. [1985/866](#)
 - (33)** S.I. [1988/1448](#)
 - (34)** S.I. [1988/1449](#)

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Schedule 1 consolidates the provisions relating to the academic councils of the central institutions (see also regulation 18). The Regulations do not affect the continuance in office of any member of an academic council who was appointed before the Regulations came into force and the academic councils of the institutions remain in office until reappointed in accordance with the Regulations (regulation 24).

Schedule 2 lists the amendments and revocations of the provisions of enactments, schemes, articles of association and other instruments governing individual institutions (regulation 20).

Schedule 3 lists those Regulations and Schemes revoked by the Regulations (regulation 21).

Finally, the Regulations also consolidate the Dundee College of Technology (Change of Name) Regulations 1988 and the Napier College of Commerce and Technology (Change of Name) Regulations 1988 (these institutions now being known respectively as Dundee Institute of Technology and Napier Polytechnic of Edinburgh) (regulation 23).

The under-noted publications, referred to in the Regulations, are no longer in print:

Paisley College of Technology Scheme 1954; Paisley College of Technology (Amendment) Scheme 1973, S.I.1973/1811; [Edinburgh College of Art Order Confirmation Act 1959, c.xxxiv](#); Edinburgh College of Art (Amendment) Order 1965, S.I. 1965/1251; Duncan of Jordanstone College of Art Scheme 1975, S.I. 1975/697; Dundee College of Technology Scheme 1975, S.I. 1975/698

Photocopies of the above publications may be obtained from the Scottish Education Department, 43 Jeffrey Street, Edinburgh EH1 1DN, on request.