

ED401

EDITH COWAN UNIVERSITY ACT 1984

It is hereby notified that the Governor in Executive Council, acting under the provisions of section 27 of the *Edith Cowan University Act 1984*, has approved Edith Cowan University *Amending Statute No. 3 of 2023* as set out in the attached schedule.

Hon. Dr TONY BUTI, MLA, Minister for Education.
K. COLLERAN, Clerk of the Executive Council.

Dated 3rd October 2023.

EDITH COWAN UNIVERSITY ACT 1984

Edith Cowan University
Amending Statute No 3 of 2023

The University Statutes are hereby amended as follows—

1. This Amending Statute comes into operation on the day it is published in the *Government Gazette*.
2. Statute No 1 is repealed.
3. Statute No 2 is repealed.
4. Statute No 2 as set out in the attached Schedule is enacted.

The Common Seal of Edith Cowan University was affixed by resolution of the Council in the presence of—

PROFESSOR STEVE CHAPMAN, Vice-Chancellor.
JOANNE QUINN, Authorised Sealing Officer.

Dated this 1st day of August 2023.

EDITH COWAN UNIVERSITY ACT 1984
UNIVERSITY STATUTE NO. 2—COMMON SEAL

1. Definitions

- (1) In this Statute, unless the contrary intention appears—

Act means the *Edith Cowan University Act 1984*;

authorised sealing officer means a person appointed under section 4 to be an authorised sealing officer;

common seal means the common seal referred to in section 5(2)(b) of the Act;

Previous Statute No. 1 means *University Statute No. 1—Interpretation* published in the *Government Gazette* on 22 November 1994;

Previous Statute No. 2 means *University Statute No. 2—Common Seal* published in the *Government Gazette* on 11 September 2009; and

University Secretary means the officer appointed by the University to the role of secretary to the Council.

- (2) Unless otherwise defined in subsection (1), a term used in this Statute has the meaning given in the Act.

2. Form

The form of the common seal is—



3. Custody

The University Secretary must ensure that the common seal is kept in safe custody and that it is available to be used only as authorised under the Act or this Statute.

4. Authorised sealing officer

The Council may appoint one or more members of the staff of the University to be an authorised sealing officer.

5. Affixing of the common seal

- (1) The common seal may be affixed to—
 - (a) a document authorised to be sealed by resolution of the Council;
 - (b) a document within a class of documents that has been authorised by the Council to be sealed; or
 - (c) a document authorised by the Chancellor, the Deputy Chancellor or the Vice-Chancellor to be sealed, where the Chancellor, the Deputy Chancellor or the Vice-Chancellor believes it is reasonable to seal that document.
- (2) The affixing of the common seal must be attested by any two of the Chancellor, Deputy Chancellor, Vice-Chancellor and an authorised sealing officer.
- (3) Where the common seal is affixed under section 5(1), the affixing must be reported to the Council at the first reasonable opportunity.

6. Words accompanying common seal

Where the common seal is to be affixed to a document, it must be accompanied by the following words or words to the like effect—

The common seal of Edith Cowan University was affixed on [add date] by resolution of the Council [or by authority of the Chancellor, the Deputy Chancellor or the Vice-Chancellor *as the case requires*] in the presence of—

Chancellor /
Deputy Chancellor /
Vice-Chancellor /
Authorised sealing officer
(*any two of the above*)

7. Record

The University Secretary is to ensure that an appropriate record is maintained of each document to which the common seal is affixed.

8. Rules

The Council may make rules, not inconsistent with this Statute, regulating or providing for the regulation of any matter referred to in this Statute or for carrying out or giving effect to this Statute.

9. Revocation

Previous Statute No. 1 and Previous Statute No. 2 are revoked.