

# University Legislation Amendment Bill 2005

## Amendments agreed to during Consideration

### 1 **Clause 6—**

At page 18, lines 19 to 24—

*omit, insert—*

‘(6) Section 15(4)—

*omit.*’.

### 2 **Clause 10—**

At page 19, lines 19 and 20—

*omit, insert—*

‘(2) Section 19(2)(a), ‘or reappointed’—

*omit.*

(3) Section 19(1A) and (2)—

*renumber as section 19(2) and (3).*’.

### 3 **Clause 12—**

At page 20, lines 3 to 8—

*omit, insert—*

‘(1) Section 20A(5)—

*omit, insert—*

‘(5) Despite subsection (4), if the elected member was a student, the council may appoint a student to the office.’.’.

**4 Clause 13—**

At page 20, lines 11 to 19—

*omit, insert—*

**‘13 Replacement of s 21 (Failure to elect or appoint elected members)**

Section 21—

*omit, insert—*

**‘21 Failure to elect elected member**

- ‘(1) If an entity permitted to elect an elected member does not elect a person as the elected member by a day fixed by the council by notice given to the entity, the Minister may appoint a member of the entity as the elected member.
- ‘(2) The council may, if asked by the Minister, nominate a person for appointment under subsection (1).
- ‘(3) A person appointed under subsection (1) is taken to have been elected by the entity under section 15.
- ‘(4) This section applies to the periodic election of members and an election required because of a casual vacancy.’.

**5 Clause 27—**

At page 35, after line 6—

*insert—*

- ‘(3) Schedule 2, definition *elected member*, ‘or appointed’—  
*omit.*’.

**6 Clause 53—**

At page 54, lines 4 to 9—

*omit, insert—*

- ‘(4) Section 15(4)—  
*omit.*’.

**7 Clause 57—**

At page 55, lines 8 and 9—

*omit, insert—*

‘(2) Section 19(2)(a), ‘or reappointed’—

*omit.*

(3) Section 19(1A) and (2)—

*renumber* as section 19(2) and (3).’.

**8 Clause 59—**

At page 55, lines 16 to 21—

*omit, insert—*

**‘59 Amendment of s 20A (Dealing with casual vacancy in office of an elected member)**

(1) Section 20A(5)—

*omit, insert—*

‘(5) Despite subsection (4)—

(a) if the elected member was a student—the council may appoint a student to the office; and

(b) if the elected member was a member of the convocation—the council may appoint a member of the convocation to the office.’.

(2) Section 20A(7), definition *member of the convocation*, ‘(b) or (c)’—

*omit, insert—*

‘(b), (c), (d) or (e)’.

**59A Replacement of s 21 (Failure to elect or appoint elected members)**

Section 21—

*omit, insert—*

**‘21 Failure to elect elected members**

- ‘(1) If an entity permitted to elect elected members does not elect any or enough persons as elected members by a day fixed by the council by notice given to the entity, the Minister may appoint to the council as many members of the entity as necessary to comply with section 15.
- ‘(2) The council may, if asked by the Minister, nominate a person for appointment under subsection (1).
- ‘(3) A person appointed under subsection (1) is taken to have been elected by the entity under section 15.
- ‘(4) This section applies to the periodic election of members and an election required because of a casual vacancy.’.

**9 Clause 71—**

At page 69, after line 23—

*insert—*

- ‘(3) Schedule 2, definition *elected member*, ‘or appointed’—  
*omit.*’.

**10 Clause 76—**

At page 71, after line 10—

*insert—*

- ‘(3) Section 15(4)—  
*omit.*’.

**11 Clause 79—**

At page 72, lines 3 and 4—

*omit, insert—*

- ‘(2) Section 19(2)(a), ‘or reappointed’—  
*omit.*
- (3) Section 19(1A) and (2)—  
*renumber* as section 19(2) and (3).’.

**12 After clause 80—**

At page 72, after line 10—

*insert—*

**‘80A Amendment of s 20A (Dealing with casual vacancy in office of an elected member)**

Section 20A(5)—

*omit, insert—*

‘(5) Despite subsection (4)—

- (a) if the elected member was a student—the council may appoint a student to the office; and
- (b) if the elected member was a member of QUT Alumni (the *alumni*)—the council may appoint a member of the alumni to the office.’.

**80B Replacement of s 21 (Failure to elect or appoint elected members)**

Section 21—

*omit, insert—*

**‘21 Failure to elect elected members**

- ‘(1) If an entity permitted to elect elected members does not elect any or enough persons as elected members by a day fixed by the council by notice given to the entity, the Minister may appoint to the council as many members of the entity as necessary to comply with section 15.
- ‘(2) The council may, if asked by the Minister, nominate a person for appointment under subsection (1).
- ‘(3) A person appointed under subsection (1) is taken to have been elected by the entity under section 15.
- ‘(4) This section applies to the periodic election of members and an election required because of a casual vacancy.’.’.

**13 Clause 90—**

At page 82, after line 6—

*insert—*

- ‘(2) A person who, immediately before the commencement, was an elected member appointed under section 15 of the pre-amended Act is taken to have been elected under that section.’.

**14 Clause 91—**

At page 83, after line 26—

*insert—*

- ‘(2A) Schedule 2, definition *elected member*, ‘or appointed’—  
*omit.*’.

**15 Clause 100—**

At page 87, lines 17 and 18—

*omit, insert—*

- ‘(2) Section 19(2)(a), ‘or reappointed’—  
*omit.*
- (3) Section 19(1A) and (2)—  
*renumber* as section 19(2) and (3).’.

**16 Clause 115—**

At page 102, after line 5—

*insert—*

- ‘(3) Schedule 2, definition *elected member*, ‘or appointed’—  
*omit.*’.

**17 Clause 120—**

At page 103, lines 25 and 26, and page 104, lines 1 to 5—

*omit, insert—*

‘(5) Section 15(4) and (5)—

*omit.*’.

**18 Clause 124—**

At page 105, lines 5 and 6—

*omit, insert—*

‘(2) Section 19(2)(a), ‘or reappointed’—

*omit.*

(3) Section 19(1A) and (2)—

*renumber as section 19(2) and (3).*’.

**19 After clause 125—**

At page 105, after line 12—

*insert—*

**‘125A Amendment of s 20A (Dealing with casual vacancy in office of particular elected members)**

Section 20A(5), from ‘council’—

*omit, insert—*

‘council may appoint a student to the office.’.’.

**19A Clause 126—**

At page 105, lines 13 to 21—

*omit, insert—*

**‘126 Replacement of s 21 (Failure to elect or appoint elected members)**

Section 21—

*omit, insert—*

**‘21 Failure to elect elected member**

- ‘(1) If an entity permitted to elect an elected member does not elect a person as the elected member by a day fixed by the council by notice given to the entity, the Minister may appoint a member of the entity as the elected member.
- ‘(2) The council may, if asked by the Minister, nominate a person for appointment under subsection (1).
- ‘(3) A person appointed under subsection (1) is taken to have been elected by the entity under section 15.
- ‘(4) This section applies to the periodic election of members and an election required because of a casual vacancy.’.

**20 Clause 138—**

At page 119, after line 12—

*insert—*

- ‘(3) Schedule 2, definition *elected member*, ‘or appointed’—  
*omit.*’.

**21 Clause 149—**

At page 122, lines 25 to 27—

*omit, insert—*

‘the council may appoint a student to the office.’.

**22 Clause 164—**

At page 137, lines 4 and 5, ‘or appointed’—

*omit.*

**23 Schedule—**

At page 141, line 15, ‘**21(1)**,’—

*omit.*



**24 Schedule—**

At page 142, line 14, '**21(1)**,'—  
*omit.*