ANNO VICESIMO QUINTO & VICESIMO SEXTO

VICTORIÆ REGINÆ.

** **

C A P. XXVI.

An Act to extend the Power of making Statutes possessed by the University of *Oxford*, and to make further Provision for the Administration of Justice in the Court of the Chancellor of the said University. [30th *June* 1862.]

WHEREAS it is expedient to extend the Powers of making Statutes possessed by the University of *Oxford*, and to make further Provision for the Administration of Justice in the Court of the Chancellor of the said University: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Power to University to make Regulations as to Professorships named in Schedule.

1. The University of *Oxford* may make Statutes for the Regulation of the Professorships specified in the Schedule annexed hereto in respect of the following Matters; that is to say,

1. The Functions and Duties of each of the Professors holding the said Professorships:
2. The Fees, if any, to be charged for Admittance to the Lectures of each Professor:
3. The Determination of the Periods during which each Professor is to reside in the University; the Authority in whom a Power of granting Leave of Absence is to be vested, and the Mode of enforcing the required Residence:
4. The Appointment of a temporary Substitute for each Professor, in case of his Illness or temporary Absence with Leave, and

of a permanent Substitute in case of his being permanently incapacitated by old Age or Infirmity:

5. The Remuneration of any such temporary or permanent Substitute out of the Income of the Professor in whose Place he is substituted:

6. The Constitution of a Court or other Authority empowered to admonish and, if necessary, remove a Professor guilty of notable Negligence or Inefficiency in conducting the Duties of his Office, or of Immorality.

Power of University as to Professorships in Schedule.

2. The University may by Statute determine in respect of each of the Professorships specified in the said Schedule (other than the Professorship of Political Economy and the *Sherard* Professorship of Botany) how and by whom upon the Occasion of the next or any subsequent Avoidance of such Professorship the Professor is to be elected, and in the Case of the *Sherard* Professorship of Botany therein named the Professor shall be appointed by the President and Council for the Time being of the Royal College of Physicians of *London*; and the said University may, with Consent of the said President and Council of the College of Physicians, vary and define the Qualifications of Candidates for Election to the said *Sherard* Professorship.

Suppression of certain Professorships.

3. If at any Time hereafter a new Professorship of Political Economy, Chemistry, Geology, or Mineralogy is established in the University of *Oxford* it shall be lawful for the University by Statute to suppress the existing Professorship of that Science for which Provision is made by a new Professorship, and after the Suppression of any Professorship authorized to be suppressed by this Section the annual Sum now payable by the University as a Salary to the Professor holding the suppressed Professorship shall be applied in promoting and assisting, by the Purchase of Materials or Apparatus, by the Support of Assistant Teachers, or by such other Means as the University may by Statute determine, the Study and Cultivation in the University of the Science which forms the Subject Matter of the suppressed Professorship: Provided that if the Professorship of Mineralogy is suppressed the annual Sum thereby rendered disposable may, if it be thought fit, be applied in manner aforesaid to the Promotion of the Study of Geology or any Branch thereof, and if the Professorship of Geology be suppressed the annual Sum may, if it be thought fit, be applied to the Promotion of the Study of Mineralogy or any Branch thereof.

Extension of Power of suppressing Professorships.

4. The Power hereby given to the University of suppressing any of the said Professorships of Political Economy, Chemistry, Geology, or Mineralogy may be exercised although the new Professorship substituted for any suppressed Professorship is a Professorship attached to a College, and established under a Statute of such College now in force, if the Functions and Duties of such new Professorship are subject to Regulation by the University, and are not confined to the Instruction of Members of the College.

5. The

Conditions may be annexed to certain Professorships.

5. The Election or Appointment of any Person who may be hereafter elected or appointed to any of the said Professorships of Political Economy, Chemistry, Geology, and Mineralogy may, if it be thought fit, be declared by Statute of the University to be subject to the Operation of any Statute for the Suppression of the Professorship that may afterwards be made or come into operation.

Variation of the Trusts of certain Scholarships.

6. The University may vary by Statute the Directions, Trusts, or Regulations relating to the *Kennicott* Scholarships, and to the *Johnson* Scholarships, and to the *Denyer* Theological Prizes, with a view of promoting the Study of Theology, Hebrew, and Mathematics respectively, and may for that Purpose, if it be deemed advisable, convert the *Denyer* Theological Prizes into a Theological Scholarship or Scholarships.

Approbation of Statutes by Her Majesty in Council.

7. Every Statute passed by the University by virtue of this Act shall with all convenient Speed after the passing thereof be laid before Her Majesty in Council, and forthwith published in the *London Gazette*, and any Person or Body Corporate affected thereby may within a Month after the Publication thereof petition Her Majesty in Council against the same or any Part thereof, and every such Petition shall be referred by Her Majesty by Order in Council for the Consideration and Advice of Five Members of Her Privy Council, of whom Two, not including the Lord President, shall be Members of the Judicial Committee, and such Five Members may, if they think fit, admit any Petitioner to be heard by Counsel in support of his Petition; and if, no such Petition having been presented, or if after any Petition so presented has been referred and considered, such Five Members of the Privy Council, or the major Part thereof, shall report to Her Majesty their Opinion that such Statute should be approved with or without Modifications, the said Statute or modified Statute shall be forthwith laid before both Houses of Parliament, if Parliament be then sitting, or if not, then within Three Weeks after the Commencement of the then next ensuing Session of Parliament, and unless an Address be within Forty Days presented by one or other of the said Houses, praying Her Majesty to withhold Her Consent from such Statute or modified Statute, or any Part thereof, it shall be lawful for Her Majesty, if She think fit, to declare by Order in Council Her Approbation of the Statute or modified Statute, and the same shall thereupon become a Statute of the University of *Oxford*, notwithstanding any Act of Parliament, Decree or Order, Deed or Instrument of Foundation or Endowment; and if the Statute or any Part thereof is not so approved by Her Majesty, the University may frame and pass another Statute in the Matter, and so on from Time to Time as often as Occasion requires.

Power of altering Statutes made under this Act.

8. Every Statute made by the University by virtue of this Act shall be subject to Alteration or Repeal by the University, with the Approval of Her Majesty in Council.

9. Every

Repeal of University Statutes.

9. Every Statute of the University made in pursuance of the said Act of the Seventeenth and Eighteenth Years of Her present Majesty Queen *Victoria*, Chapter Eighty-one, and intituled *An Act to make further Provision for the good Government and Extension of the University of* Oxford, *of the Colleges therein, and of the College of* Saint Mary, Winchester, which has been approved by Her Majesty in Council, shall from and after the passing of this Act be subject to Alteration and Repeal by the University, with the Approval of Her Majesty in Council.

Saving of Rights.

10. This Act shall not be construed to take away or affect any Power of making Statutes or Regulations now possessed by the University or by any College therein, nor shall it prejudice or affect any Interest vested in any Member of the University previously to the passing of this Act.

Interpretation of Terms.

11. In the Construction of this Act the Words "Professor" and "Professorship" respectively shall include Public Readers and Prælectors, and their several Offices.

Power to Vice Chancellor to make Rules for Regulation of his Court.

12. Section Forty-five of the said Act of the Session of the Seventeenth and Eighteenth Years of Her present Majesty shall be repealed, and in lieu thereof be it enacted, That the Vice Chancellor of the said University may from Time to Time, with the Approval of any Three of the Judges of Her Majesty's Superior Courts, make Rules for regulating the Practice and Forms of Procedure in all Proceedings within the Jurisdiction of the Court of the Chancellor of the said University commonly called the Vice Chancellor's Court, and may from Time to Time, with the like Approval, annul, alter, or add to any such Rules.

Short Title.

13. This Act may be cited for all Purposes as "The *Oxford* University Act, 1862."

SCHEDULE.

The Professorship of Political Economy.
The Readership in Experimental Philosophy.
The Sherard Professorship of Botany.
The Aldrich Professorship of Chemistry.
The Readership in Geology.
The Readership in Mineralogy.

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