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STATUTORY INSTRUMENTS

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**1995 No. 471**

**The Edinburgh College of Art (Scotland) Order of Council 1995**

**PART III**

**POWERS AND DUTIES OF BOARD OF GOVERNORS**

**Maintenance of College**

**13.** The Board of Governors shall maintain and conduct the College for providing instruction and education in art and design, in environmental studies and in related subjects.

**General Powers**

**14.** The Board of Governors may, for the purpose of enabling or assisting them in carrying out any of the duties incumbent upon them in terms of article 13 hereof:—

- (a) apply any of the assets of the College in the purchase of heritable or leasehold property in any part of the United Kingdom;
- (b) sell, feu or excamb any of the heritable property of the College at any time;
- (c) administer and manage any heritable or real property forming part of the assets of the College and without prejudice to the foregoing generality—
  - (i) repair, alter, renew and improve the same and erect additional buildings and structures;
  - (ii) grant, vary and terminate leases and rights of tenancy or occupancy;
  - (iii) plant, thin and cut down timber and work or let minerals; and
  - (iv) furnish and equip any such property;
- (d) redeem any debts, obligations, burdens, securities or any restrictions in any way affecting the lands or buildings from time to time held by the Board of Governors.

**Power to charge fees**

**15.** The Board of Governors may charge such reasonable fees for attendance at the College as they think fit.

**Arrangements for inter-change of students**

**16.** The Board of Governors may enter into and carry out arrangements:

- (a) for providing in the College instruction and education in art and design, in environmental studies and in related subjects for students of other educational institutions; and
- (b) for students of the College as part of or in connection with their course of instruction and education in art and design, in environmental studies and in related subjects to attend classes in other educational institutions or to attend such other establishments (including commercial or industrial establishments) as the Board of Governors may determine.

### **Co-operation with other institutions etc.**

17. The Board of Governors may enter into arrangements or co-operate with any persons, educational institutions or associations having educational objects wholly or in part similar to those of the College for the purposes of or incidental to the educational work of the College upon such terms and conditions as they think fit.

### **Appointment of Staff**

18. The Board of Governors shall from time to time appoint a Principal of the College and a person or persons to be Secretary or Treasurer or Secretary and Treasurer of the College and shall also make arrangements for the appointment upon such terms and conditions as they think proper of such teaching and administrative and other staff as they consider necessary.

### **Management of College**

19. The Board of Governors may make such arrangements as they may think fit from time to time for the management, upkeep and administration of the College and the buildings belonging to it including the provision and administration of classrooms, lecture halls and laboratories and workshops and of hostels for students, of a dining hall for staff and students and of a shop for the sale of materials required by the students in connection with the courses of instruction in the College and of exhibition and gallery space for the exhibition and display of the work of the students and others.

### **Recreation facilities**

20. The Board of Governors may provide, lay out, equip and maintain playing fields and other accommodation for sports and recreations for use in connection with the College.

### **Award of Diplomas etc.**

21. The Board of Governors may grant diplomas and certificates under the common seal to students of the College upon such conditions and under such regulations as they may make from time to time.

### **Students' Representative Council**

22.—(1) The Board of Governors shall, in consultation with representatives of the students attending the College, maintain a scheme for the constitution and functions of a Students' Representative Council in the College and such scheme shall provide for the making of representations to the Board of Governors by the said Council.

(2) The said scheme may after consultation as aforesaid be from time to time amended or varied by the Board of Governors.

### **Application of certain endowments**

23.—(1) The endowments specified in Part I of the Third Schedule to the 1959 Order shall be held and administered by the Board of Governors as one endowment under the name of "the Edinburgh College of Art Prize Fund" (in this article referred to as "the fund") and shall be administered in accordance with the provisions of this article.

(2) The Board of Governors after paying all expenses of management properly chargeable against the income of the fund and any taxes or other burdens affecting the fund shall apply the free income of the fund in each year in providing prizes in the form of gold medals or in such other form as the Board of Governors may from time to time determine for students of outstanding merit in the various schools or departments of the College including in particular the school of architecture and

the department related to the work of goldsmiths and silversmiths and as far as possible the various prizes shall be associated with the following names:—

- (i) James Clason-Harvie;
- (ii) Alexander Dowell;
- (iii) Nancy Rosemary Henderson;
- (iv) Sir Robert Kirk Inches.

(3) In the event of there being any balance of income of the fund at the end of any financial year of the College such balance may in the discretion of the Board of Governors be carried forward to the next financial year or may be added to the capital of the fund or may be applied partly in the one and partly in the other of such ways.

### **Andrew Grant Bequest**

24.—(1) The endowment as created and directed by a codicil dated the twelfth day of September nineteen hundred and eleven to the trust disposition and settlement dated the twenty fourth day of October eighteen hundred and ninety four of the late Andrew Grant and specified in Part II of the Third Schedule to the 1959 Order and known as the Andrew Grant Bequest (in this article referred to as “the bequest”) shall be held and administered by the Board of Governors in accordance with the provisions of this article.

(2) The Board of Governors after paying all expenses of management properly chargeable against the income of the bequest and any taxes or other burdens affecting the bequest—

- (a) shall apply not less than four-fifths of the free income of the bequest in each year in providing scholarships or bursaries to deserving students of either sex of the College either during their College course or in the way of travelling scholarships or otherwise after their College course is finished under such regulations as the Board of Governors shall from time to time appoint; and
- (b) may apply so much of the remainder of the free annual income of the bequest in each year as is not applied in providing scholarships or bursaries as aforesaid—
  - (i) in defraying or assisting to defray the expenses of organised educational excursions for the benefit of students of the College including attendance at exhibitions of works of art or the expenses of arranging for exhibitions of works of art to be held at the College;
  - (ii) in providing or assisting in providing equipment and facilities for special study at the College;
  - (iii) in assisting the provision and development of sports activities at or in connection with the College; and
  - (iv) in assisting in the formation, maintenance and encouragement of clubs, societies and other organisations conducted for the benefit of students of the College.

(3) In the event of there being any balance of income of the bequest at the end of any financial year of the College, such balance may in the discretion of the Board of Governors be carried forward and added to or accumulated with the income of the next financial year or years or may be added to the capital of the bequest or may be applied partly in one and partly in the other of such ways.

### **Additional donations etc.**

25.—(1) The Board of Governors may receive donations, legacies, annuities, subscriptions and other gifts for the purposes of the College or for purposes connected therewith.

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

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(2) All donations, legacies, annuities, subscriptions and other gifts shall be applied in accordance with the directions of the respective testators or donors:

Provided that in the absence of any specific direction relating thereto the Board of Governors may add any such donation, legacy, annuity, subscription or other gift in whole or in part to the capital of any one or more of the endowments or apply the same in whole or in part towards defraying the expenditure of the Board of Governors in executing the purposes of this Order.