



**AN BILLE UM INSTITIÚID TEICNEOLAÍOCHTA BHAILE
ÁTHA CLIATH (LEASÚ), 1994
DUBLIN INSTITUTE OF TECHNOLOGY (AMENDMENT)
BILL, 1994**

*Mar a tionscnaíodh
As initiated*

ARRANGEMENT OF SECTIONS

Section

1. The Principal Act.
 2. Governing Body.
 3. Default provisions.
 4. Amendment of the Second Schedule to the Principal Act.
 5. Failure by Governing Body to make regulations.
 6. Short title, collective citation and construction.
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ACT REFERRED TO

Dublin Institute of Technology Act, 1992

1992, No. 15



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5

entitled

AN ACT TO AMEND THE DUBLIN INSTITUTE OF
TECHNOLOGY ACT, 1992.

BE IT ENACTED BY THE OIREACHTAS AS FOLLOWS:

The Principal Act. 1.—In this Act “the Principal Act” means the Dublin Institute of
Technology Act, 1992. 10

Governing Body. 2.—(1) Upon the expiration of the term of office of the Governing
Body, the ordinary members shall be appointed by the Minister, on
the recommendation of the Vocational Education Committee, in
accordance with the following provisions: 15

(a) six persons shall be nominated by the Vocational Education
Committee;

(b) two persons, one of whom shall be a woman and one a man,
being members of the academic staff of the Institute who
are employed on a permanent, full-time basis or who are required, during the period beginning on the 1st day of
September preceding the election and ending on the fol- 20
lowing 31st day of August, to teach not less than 280
time-tabled hours in the Institute or such other number
of hours as the Minister may, from time to time, specify, 25
shall be elected by that staff in accordance with regu-
lations made by the Governing Body;

(c) one person, being a member of the staff (other than the
academic staff) of the Institute who are employed on a 30
permanent, full-time basis or who are required, during
the period beginning on the 1st day of September preced-
ing the election and ending on the following 31st day of
August, to work not less than 50 per cent. of the number
of hours which a full-time member of such staff is
required to work, shall be elected by that staff in accord- 35
ance with regulations made by the Governing Body;

(d) two persons, one of whom shall be a woman and one a man,
being registered students of the Institute, shall be chosen
in accordance with regulations made by the Governing
Body and for the purposes of this provision registered 40

students shall include full-time officers of the Students Union, or other student representative body, recognised by the Governing Body for that purpose;

5 (e) one person shall be nominated by the Irish Congress of Trade Unions;

(f) one person shall be nominated by the University of Dublin;

10 (g) five persons shall be nominated by the Vocational Education Committee from among persons nominated to that Committee by such organisations as that Committee considers require representation having regard to the particular courses provided by the Institute, excluding interests otherwise represented on the Governing Body. Such organisations shall be representative of industry, agriculture, commerce, the professions and other
15 interests as appropriate to the activities of the Institute.

(2) In making recommendations to the Minister pursuant to *subsection (1)*, the Vocational Education Committee shall—

(a) ensure that not fewer than seven of those so recommended are women and not fewer than seven are men, and

20 (b) make such recommendations subject to such directives as may be issued by the Minister from time to time.

(3) *Subsection (1)* is in substitution for subsection (4) of section 6 of the Principal Act, which is hereby repealed, and any reference in the Principal Act to that subsection shall be read as a reference to
25 *subsection (1)* of this section.

(4) The provisions of *paragraph (b)* of subsection (1) shall apply to any elections, as provided therein, held with effect from the 1st day of April, 1994.

3.—(1) Where the Vocational Education Committee—

Default provisions.

30 (a) fails to make recommendations in accordance with *section 2*, or

(b) makes recommendations which do not allow the Minister to implement directives issued by her,

35 then the Minister, by notice in writing, shall inform the Vocational Education Committee of the nature of its default and, within one month of the date of that notice, the Vocational Education Committee shall make such revised recommendations as will amend that default.

40 (2) Where, at the end of the month provided for in *subsection (1)*, the Vocational Education Committee remains in default, the Minister shall inform it, by notice in writing, of the nature of that default and may thereafter appoint any body of persons as the Minister thinks fit to perform the functions of the Governing Body.

45 (3) The remuneration, if any, of every person appointed under *subsection (2)* shall be paid out of moneys provided by the Oireachtas under section 16 of the Principal Act.

(4) The body appointed under *subsection (2)* shall exercise the functions of the Governing Body for a period of one year or for such lesser period as the Minister, on its appointment, shall determine and at the end of that period the Minister shall appoint a Governing Body under section 6 of the Principal Act, or another body under this section where *subsection (1)* continues to apply. 5

Amendment of the Second Schedule to the Principal Act.

4.—The Second Schedule to the Principal Act is hereby amended by the insertion of the following in subparagraph (1) of paragraph 6:

“or

(f) who was appointed on foot of an election by the academic staff or by the non-academic staff of the Institute, ceases to be a member of such staff.” 10

Failure by Governing Body to make regulations.

5.—(1) Where the term of office of the Governing Body comes to an end before that body has made valid regulations in respect of the holding of any or all of the elections provided for in *section 2*, the Minister may appoint a Governing Body with such lesser number of members than is provided for in *subsection (1)* of that section, as can be appointed in the absence of such regulations. 15

(2) A Governing Body appointed under *subsection (1)* shall, within two months of the date of the notice of its appointment, make the regulations referred to in *subsection (1)* and shall cause the elections, referred to therein, to be held in accordance with such regulations. 20

(3) Upon the holding of the elections referred to in *subsection (1)* and within one month of the date thereof, the Minister shall appoint those remaining members of the Governing Body recommended for appointment by the Vocational Education Committee. 25

(4) This section shall be deemed to have come into effect on the 1st day of January, 1994.

Short title, collective citation and construction.

6.—(1) This Act may be cited as the Dublin Institute of Technology (Amendment) Act, 1994. 30

(2) The Principal Act and this Act may be cited together as the Dublin Institute of Technology Acts, 1992 and 1994, and shall be construed as one.

BILL

FOR AMENDING THE

TECHNOLOGICAL

INSTITUTES ACTS 1991

BY THE

TECHNOLOGICAL

INSTITUTES ACTS 1991

1991

AN BILLE UM INSTITIÚID
TEICNEOLAÍOCHTA BHAILE ÁTHA
CLIATH (LEASÚ), 1994

BILLE

(mar a tionscnaíodh)

dá ngairtear

Acht do leasú an Achta um Institiúid
Teicneolaíochta Bhaile Átha Cliath, 1992.

*An tAire Oideachais a thíolaic,
23 Meán Fómhair, 1994*

BAILE ÁTHA CLIATH:
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TECHNOLOGY (AMENDMENT) BILL,
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(as initiated)

entitled

An Act to amend the Dublin Institute of
Technology Act, 1992.

*Presented by the Minister for Education,
23rd September, 1994*

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