



The College of Corpus Christi  
and of the Blessed Virgin Mary  
in the  
University of Cambridge

## **STATUTES**

The College Statutes were printed for the College by the Cambridge University Press in 1987. This version incorporates the modifications and additions (notably the addition of Statutes 69 and 70) attached to the Statutory Instrument No 1841 of 1995, signed by the Clerk of the Privy Council on 26 July 1995, the changes relating to the election and the term of office of the Master, approved by The Queen in Council on 15 February 2017, and the changes approved by The Queen in Council on 8 February 2018.

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## **PRAEFATIO FUNDATORUM**

Ad perpetuam rei memoriam. Cum nos, Henricus Dux Lancastriae Aldermannus et Confratres Gildae Corporis Christi et Beatae Mariae in Canteburgia, ob specialem devotionem et recordationem quam habemus in institutione divinissimi Sacramenti Corporis et Sanguinis Domini, ab Excellentissimo Principe Edwardo, Dei gratia Angliae et Franciae Rege, licentiam impetravimus, quod in quodam messuagio nostro cum pertinentiis in Canteburgia praedicta Eliensis Dioeceseos, ubi vigere dinoscitur studium generale, quendam Domum sive Collegium Sociorum, Scholarium, et aliorum, sub nomine Domus sive Collegii Corporis Christi et Beatae Mariae, per quendam Magistrum ejusdem Domus regendam, juxta ordinationem nostram infra scriptam, instituere et fundare possimus; - Nos igitur Aldermannus et Confratres antedicti, cum consilio proborum et doctorum virorum de provida et pia gubernatione dictae Domus, cupientes recte et salubriter ad Dei gloriam et divini cultus augmentum providere, sic statuendum et ordinandum duximus.

Translation (by the late Professor Oliver Rackham)

## **FOUNDERS' PREFACE**

For a perpetual remembrance of the matter. Since we, Henry Duke of Lancaster, Alderman, and the Confraternity of the Guild of Corpus Christi and of Blessed Mary in Cambridge, for the special devotion and regard which we have for the institution of the Most Divine Sacrament of the Body and Blood of the Lord, have sought out, from the Most Excellent Prince Edward by the grace of God of England and France King, licence that we may be able to institute and found – in a certain property of ours with its outbuildings, in Cambridge aforesaid in the Diocese of Ely, where a university is well known to flourish – a certain House or College of Fellows, Scholars and others, under the name of the House or College of Corpus Christi and Blessed Mary, to be ruled by a certain Master of the same House, according to our ordinance written below; we therefore, the Alderman and Confraternity aforesaid, with the advice of honest and learned men concerning the prudent and pious governance of the said House, seeking to provide rightly and healthily for the glory of God and the increase of divine service, have drawn up statutes and ordinances as follows . . .

[Note: the Statutes promulgated in 1926 provided that the Founders' Preface should remain on the Statute book.]

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## **THE CONSTITUTION OF THE COLLEGE**

1. The Foundation of the College shall consist of the Master, the Fellows, and the Scholars on the Old Foundation.
2. The College or House shall consist of the members of the Foundation, the Scholars not on the Old Foundation, and such other persons as shall have been admitted as members in accordance with the Statutes and Ordinances of the College.
3. The object of the College, as an institution working for the public benefit, following the desires and intentions of the original founders of the House, is to maintain and support a college within the University of Cambridge for the advancement of education, research, learning and religion.

### **The Visitor**

4. The Visitor of the College shall be The Chancellor of the University.

## **THE GOVERNMENT OF THE COLLEGE**

### **The Governing Body**

5. The Governing Body shall consist of the Master and Fellows in Classes A, B, and C of Statute 29.
6. The government of the College and the control and management of all its affairs shall (except as hereinafter provided) be vested in the Governing Body.
7. The Governing Body shall have power to delegate any or all of its powers to such persons or committees as shall be prescribed by Ordinance. Such committees shall include an Executive Body, the membership of which shall be prescribed by Ordinance, provided that, notwithstanding the power to delegate specified above, the Governing Body shall at all times retain the right to discuss and decide any matter whatsoever and the Governing Body's decision on any such matter shall prevail over any decision of a person or committee exercising delegated powers.

### **Meetings of the Governing Body**

8. The Master may, whenever he shall deem it expedient, and shall at least once every term, summon a Meeting of the Governing Body, of which Meeting he shall, save and except in circumstances deemed by him to be urgent, give at least seven clear days' notice. In the case of a vacancy in the Mastership or in the absence or illness of the Master, if no deputy has been appointed as hereinafter provided, this duty shall devolve on the senior member of the Governing Body present in the University.
9. If so requested by at least three members of the Governing Body, it shall be the duty of the Master (or, if there is a vacancy in the Mastership, of the senior member of the Governing Body present in the University) to summon a Meeting of the Governing Body; and if, when so requested, he shall fail to summon such Meeting within three days from the receipt of such request, then the members of the Governing Body preferring the request shall have power to summon it. Of such Meeting seven clear days notice shall be given accompanied by a written statement specifying the objects of the desired Meeting, and no business not so specified shall be considered or transacted at that Meeting.
10. No business shall be transacted at any meeting of the Governing Body if the number of members present is less than half of the total number of Fellows not on leave of absence in Classes A, B, and C, of Statute 29.
11. Members of the Governing Body shall normally attend all its meetings. The Governing Body may specifically require the attendance of any member at any meeting of the Governing Body.

**12.** Except as is otherwise provided in these Statutes the Master shall preside at all meetings of the Governing Body and shall have the right to preside at all meetings of all Committees appointed by the Governing Body. Whenever he presides over a meeting of the Governing Body or over a Committee appointed by the Governing Body he shall have, in addition to his ordinary vote, a casting vote in case of equality.

**13.** The Master shall have power to suspend the carrying into effect of any order passed by the Governing Body or any of its Committees until such order shall have been reconsidered and approved by a majority of the Governing Body at a meeting specially summoned for the purpose, and such meeting shall be held not more than fourteen days after the meeting at which such order was first approved. This power of suspension shall not however be valid in cases where its exercise would defeat the purpose of the original order.

**14.** The Master shall also have power to rule on points of order, such ruling to be valid unless and until reversed at a subsequent meeting by a vote of the majority present and voting.

**15.** Except as otherwise provided by the Statutes or Ordinances of the College, all decisions of the Governing Body shall be determined in accordance with the votes of a majority of those present and voting. In any vote on the election, re-election, appointment, or re-appointment of any member to any office or position or on his removal from any office or position, or on his expulsion, such member shall not vote, and shall not be counted in reckoning any quorum for the purposes of Statute 9 or any necessary majority.

### **College Seal**

**16.** The seal shall be stored in a safe place approved by the Governing Body. The seal shall not be affixed to any document other than ordinary lease renewals on investment property owned by the College, except in pursuance of an order in writing of the Governing Body or one of its committees. A document to which the seal is affixed shall only be valid when signed by two members of the Governing Body.

### **Ordinances and Supplementary Statutes**

**17.** The Governing Body shall have power to make Ordinances, as required by these Statutes and in respect of other matters whether referred to in these Statutes or not, and to amend or repeal such Ordinances, by orders passed at a meeting of the Governing Body, and confirmed at a further meeting held not less than fourteen days later, in each case by a majority of two-thirds or more of those present and voting, and such Ordinances shall be read with and have the same force as these Statutes; provided that they be in no respect inconsistent with the Statutes for the time being of the College, nor with the Statutes for the time being of the University, nor with any Act of Parliament.

**18.** The Governing Body shall have power (in the like manner and subject to the same limitations referred to in Statute 17) to make, amend, and repeal Supplementary Statutes or Ordinances in relation to the continuance and acceptance of endowments for the purposes of the College.

## **THE MASTER**

### **Election of the Master**

**19.** The Fellows in Classes A, B and C of Statute 29 shall choose as Master the person in their judgement best qualified to preside over the College as a place of education, religion, learning, and research.

**20.** When it is known that the Mastership is about to be vacated, whether by the Master giving notice to the Governing Body of his resignation on a specified date or by reason of his impending superannuation, or if the Mastership falls vacant for any other reason, the senior member of the Governing Body then resident shall call a meeting of the Fellows in Classes A, B, C, and D of Statute 29 and they shall appoint a Presiding Fellow who shall preside over the election of a Master and shall

summon and preside over any meetings of the Fellows connected with that election. An election may be made not more than fifteen months before the date of the vacancy. Such election shall take effect from the date on which the Mastership becomes vacant, or on a date determined by the Governing Body at the time of the election.

**21.** The election and admission of the Master shall take place in such a manner as may from time to time be determined by Ordinances, provided that at least a majority of Fellows in Classes A, B and C of Statute 29 shall vote for the person to be elected. No election shall be invalid by reason only of the meeting at which such decision was made not having been convened by the right person, or of any other inadvertent irregularity, provided that, in the event of an irregularity in the election, the Visitor shall have the power to order a fresh election, if he think fit, on the appeal of not less than five Fellows made within fourteen days of the election. In the event of the Fellows in Classes A, B and C of Statute 29 failing to elect within a year from the vacancy the Visitor may appoint at his discretion.

### **Duties of the Master**

**22.** It shall be the duty of the Master to preside at meetings of the Governing Body and to pay special attention to everything relating to the welfare of the College, over the affairs of which he shall exercise a general superintendence. He shall have power in all cases not provided for by these Statutes or by Ordinance to make such provision for the good government and discipline of the College as he shall think fit.

**23.** The Master shall not be absent from the College on more than one hundred and fifty days in any calendar year, nor for more than one-third in all of any one Term, without leave or grave cause to be approved at a Meeting of the Governing Body.

### **Master's Deputy**

**24.** When and so often as the Master is absent from the College for any long time, and always if during Term he shall be absent for more than seven days continuously, he shall appoint one of the members of the Governing Body, according to his discretion, to act as his deputy during his absence. He shall also appoint one of the members of the Governing Body to act as his deputy during a temporary illness. Failing the appointment of a deputy by the Master, or during a vacancy in the Mastership, the Governing Body shall proceed to appoint one of their number as a deputy. During his term as deputy so appointed, such member of the Governing Body shall exercise and perform all the functions and duties and shall have all the powers and authorities of the Master but shall receive no portion of the Master's emoluments.

### **Term of Appointment of the Master**

**25.** The term of office of the Master, which shall not exceed ten years and shall end on 1 August, shall be determined by the Fellows in Classes A, B and C of Statute 29 at the time of his election. No person shall serve more than one term of office as Master.

### **Resignation of the Master**

**26.** If the Master shall at any time become incapable of performing the duties of his office, the Visitor shall have power to appoint one of the Fellows to act in the Master's place during his incapacity, and to assign to the person so appointed such portion of the stipend provided for the Master under these Statutes as the Visitor shall think fit.

**27.** The Master may at any time resign his office as Master by notice in writing addressed to the senior member of the Governing Body then in residence.

## THE FELLOWS

### Classes of Fellowships

**28.** All Fellows shall be elected and shall hold their Fellowship under one of the classes of Statute 29. Those persons shall be elected as Fellows in Classes A, B, and C of Statute 29 who shall appear best qualified to share in the government and work of the College as a place of education, religion, learning, and research.

**29.**

#### **A Official Fellows**

The Governing Body may elect to a Fellowship in this class any person who holds a qualifying office. The qualifying offices shall be determined by Ordinance. Such a Fellow shall hold a Fellowship in this class so long as he holds a qualifying office.

#### **B Research Fellows**

The Governing Body may elect a person to a Fellowship in this class with a view to his engaging primarily in research and upon condition that he does so. The period of tenure of the Fellowship shall be determined in each case by the Governing Body at the time of election.

#### **C Professorial Fellows**

The Governing Body may elect to a Professorial Fellowship any person appointed to a Professorial post in the University, or any person holding a post in the University or an associated institution judged by the Governing Body to be equivalent to a Professorial post in the University. Such a Fellow shall hold a Fellowship in this class so long as he holds the appointment with which it is associated.

#### **D Life Fellows**

A Fellow who has held a Fellowship in any one or more of the foregoing classes of this Statute for a period of not less than twenty years (whether continuously or not) and vacates his Fellowship otherwise than by deprivation shall hold a Fellowship in this class for life. A Fellow who has held a Fellowship in any one or more of the foregoing classes of this Statute and vacates the same otherwise than by deprivation and at the time of such vacation has attained the age of sixty four years and held his Fellowship continuously for a period of seven years immediately prior to such vacation shall hold a Fellowship in this class for life. A Fellow in this Class who becomes a Head or Fellow of another College in Cambridge or Oxford shall thereupon cease to be a Fellow, but his entitlement to Life Fellowship is not extinguished but merely postponed by such a circumstance.

#### **E Visiting Fellows**

There shall be such number of Visiting Fellowships as the Governing Body shall from time to time determine, tenable for such periods as the Governing Body may decide.

#### **F Supernumerary Fellows**

Any person whom it appears to the Governing Body to be in the interests of the College to elect may be elected in this class. Such Fellows may be re-elected from time to time. The period and conditions of tenure of the Fellowship shall be determined in each case by the Governing Body at the time of election or re-election.

#### **G Honorary Fellows**

The Governing Body may, by votes of at least two-thirds of those present at a meeting called for the purpose by the Governing Body, of which not less than fourteen days' notice shall have been sent by the Master, elect any person, whom they may consider it desirable so to distinguish, to be an Honorary Fellow of the College. They may, by a like vote, terminate the tenure of an Honorary Fellowship.

Visiting Fellows, Supernumerary Fellows and Honorary Fellows shall be categorised as Bye-Fellows for the purposes of the Universities of Oxford and Cambridge Act 1923.

## **Guild Fellows and Fellow Commoners**

**30.** The Governing Body may confer on a person who has rendered or is rendering exceptionally valuable service to the College, or on a person who is a significant benefactor or an agreed representative of a benefactor, the title and status of Guild Fellow.

**31.** The Governing Body may confer on any person who in the opinion of the Governing Body is willing to make a significant and continuing contribution to the activities of the College the title and status of Fellow Commoner.

**32.** The period and conditions of tenure of a Guild Fellowship or a Fellow Commonership shall be determined in each case by the Governing Body at the time of election or re-election. The tenure of a Guild Fellowship shall normally be for life.

**33.** Guild Fellows and Fellow Commoners are not Fellows for the purposes of these Statutes and shall not be members of the Governing Body but shall otherwise have such duties and enjoy such privileges as the Governing Body may determine.

**34.** The Governing Body may for grave cause terminate a person's tenure of the title of Guild Fellow or Fellow Commoner.

## **Election to Fellowship**

**35.** Save as is provided in these Statutes the methods of election and admission of Fellows in Classes A, B, C, D, F and G of Statute 29 and of Guild Fellows, shall be determined by Ordinance. There shall be no admission of Visiting Fellows or of Fellow Commoners.

**36.** The election of Fellows in all classes of Statute 29 and of Guild Fellows shall be vested in the Governing Body.

## **Transfer of Fellows from one class to another**

**37.** The Governing Body shall have power to place any Fellow, without re-election, under the provisions of any of the preceding classes other than that in accordance with which he holds his Fellowship, provided that the Fellow in question consents and provided that he would be eligible for election in such other class if he were not at that time a Fellow. The Fellow in question shall thereupon hold his Fellowship in accordance with the provisions of such other class and as though he had then been elected in accordance with that class.

## **Tenure of Fellowships**

**38.** Save as is provided in these Statutes the conditions of tenure of Fellowships shall be determined by Ordinance.

## **Precedence of Fellows**

**39.** Each Fellow shall take precedence and seniority after the Master according to the order of his last admission as a Fellow. Honorary Fellows shall normally take precedence before other Fellows.

## **Rights of Fellows**

**40.** Save as is provided in these Statutes, Fellows in Classes A, B, and C of Statute 29 shall be entitled to vote at meetings of the Governing Body, to dine at High Table without charge when dinner is served there, and to such other allowances as the Governing Body may determine.



**41.** Although not members of the Governing Body, Fellows in Class D of Statute 29 shall be entitled: (a) to receive notice of and attend all meetings of the Governing Body and to receive papers; (b) to receive notice of and attend and have a voice but no vote at any meeting convened under Statute 20; (c) to receive notice of and attend and have a voice and a vote at any meeting of the Governing Body convened to consider any proposal to repeal, alter, or amend the Statutes under Statute 73.

**42.** Save as is provided in these Statutes Fellows in Classes D, E, and F shall enjoy only such rights, privileges, and allowances as shall from time to time be determined by Ordinance.

### **Vacation of Fellowships**

**43.** If any Fellow in whatever class of Statute 29 shall in the opinion of the Master or any two of the Fellows be guilty of grave misconduct or serious violation of the Statutes or Ordinances of the College, the matter shall be referred to a meeting of the Governing Body, notice of the case having been duly given to each member at least fourteen days previously. If the said Fellow shall after careful inquiry be found guilty by a two-thirds majority of those present and voting, they may deprive him of his Fellowship, or suspend him for a limited period from all the rights and emoluments of a Fellow. If such a Fellow shall consider himself aggrieved by the decision, he may within two months appeal to the Visitor, who shall after careful inquiry and without unnecessary delay, confirm, reverse, or modify the decision. The said Fellow shall not receive the emoluments or exercise any rights of a Fellow while an appeal is pending. The resignation of a Fellow against whom a complaint has been made to the Governing Body under this Statute shall not preclude the Governing Body from pursuing its inquiry into such matter and reaching a conclusion thereon, provided that the said Fellow consents to the proceedings of the inquiry. Any Fellow who as a result of such inquiry or appeal has been found not guilty of the matter alleged may within a period of one month from the decision being reached withdraw his resignation and shall thereupon be entitled to all his rights and continue liable in his duties as a Fellow as if such resignation had never been given. Subject to the provisions of Statute 75 nothing in this Statute shall apply to a person who is a member of the academic staff to whom Statute 75 applies.

**44.** Any Fellow who is elected Master of the College or who becomes the Head or Fellow (but not an Honorary Fellow) or Visiting Fellow of any other College in Cambridge shall thereupon cease to be a Fellow of the College. An Honorary or Life Fellow who is elected Master of the College shall thereupon cease to be a Fellow, but at the end of his term as Master may resume his Honorary or Life Fellowship without further election.

**45.** Any Fellow may at any time resign his Fellowship by notice in writing addressed to the Master.

### **COLLEGE OFFICERS**

**46.** The College Officers shall consist of such persons as may be determined by Ordinance. Save as expressly provided in these Statutes the methods of appointment, the tenure, duties, and emoluments of the College Officers shall be determined by Ordinance or by decisions of the Governing Body made thereunder.

**47.** At a vacancy in any College office as may be determined by Ordinance, the Master may, if he think fit, appoint one of the Fellows for a probationary period of two years, and on the expiration of such period the Governing Body may confirm the appointment from time to time for such period or periods as may seem fit. In the event of the Master declining to appoint, the appointment for the probationary period shall be made by the Governing Body, not necessarily from among the Fellows.

**48.** Where any College Officer is employed under a contract of employment made with the College the said contract shall contain a term expressly incorporating the provisions of these Statutes and any Ordinances made thereunder, being those in force at the time of entering into the said contract, as a term of this employment.

49. In any case where it is proposed to remove a College Officer in accordance with the provisions of Statute 75 the Officer concerned shall have the right to present his case to the Governing Body before any resolution removing him from office may be passed.

## **SCHOLARS**

50. The number of Scholars and Exhibitioners, the amount of their emoluments, and the method of their election and admission shall be determined by the Governing Body.

## **COLLEGE DISCIPLINE**

51. All members of the College *in statu pupillari* shall show due respect and obedience to the Master, Fellows, and College Officers and shall satisfy them as to diligence and progress in study: they shall conduct themselves in a quiet and orderly manner, shall observe the Statutes, and shall conform to all such regulations as may be made by the Governing Body from time to time for the good government of the College.

52. The Governing Body may at any time, in their discretion, inflict the penalty of expulsion from the College or any less penalty upon any member *in statu pupillari*. The Governing Body may from time to time assign such disciplinary powers as they may think fit to any of the Master, Fellows, or College Officers, provided that the penalty of expulsion shall be inflicted only after the member has been given an adequate opportunity of presenting his case to the Governing Body or Committee thereof appointed specially for the purpose.

## **RESIDENCE IN COLLEGE OF OFFICERS OR FELLOWS**

53. Provision may from time to time be made by Ordinance for the residence of College Officers and Fellows in College.

## **DIVINE WORSHIP AND RELIGIOUS INSTRUCTION**

54. Having regard to the provisions of the fifth and sixth sections of the Universities Tests Act, 1871, the Governing Body may provide stipends from the revenues of the College for persons who may be appointed to carry out those provisions; and shall make such regulations as they may deem expedient for the celebration of Divine Service, and for the due maintenance of religious worship and instruction.

## **FINANCIAL ADMINISTRATION**

### **Superannuation**

55. The Governing Body shall make regulations for the provision and administration of superannuation arrangements for academic and other staff of the College and may participate in the Universities Superannuation Scheme Limited (hereinafter called USS) or other pension scheme that the Governing Body may authorise, provided that in so far as such regulations relate to the USS or such other scheme they shall be compatible with the constitution and rules of the USS or such other scheme.

### **Payments for University Purposes**

56. The College shall pay annually to the University the sum authorised by the Statutes of the University made under the powers of the Universities of Oxford and Cambridge Act, 1923, to be levied from the College; provided that so much of the sum to be paid as shall be levied in respect of any Trust or other separate Fund shall be charged to the income of such Trust or Fund unless the Governing Body shall in any case otherwise determine.

## **College Accounts and Audit**

**57.** The accounts of the College shall be kept and inspected, abstracts made, and statistics recorded in such manner as may be prescribed from time to time by the Statutes of the University or by other competent authority.

**58.** The accounts shall be audited once in every year. The Governing Body shall appoint for that purpose an Auditor or Auditors (one of whom shall be a person qualified to act as an auditor under the Companies Act 1985 and shall not be a member of the Governing Body) who shall prepare or cause to be prepared proper abstracts showing the financial condition of the College. The Auditor or Auditors shall deliver the said abstracts to the Governing Body and shall report in writing whether the accounts of the College are duly kept in the prescribed manner and whether the same abstracts contain a full and true account of such financial condition. It shall be lawful for the Auditors or any Auditor to report specially as to any payment which they or he may judge to have been made without sufficient authority. The audited accounts shall be inspected by a Committee of the Governing Body appointed for the purpose.

**59.** An abstract of the several accounts of the College relating to funds administered either for general purposes or in trust or otherwise shall be sent on or before the appointed day in each year to the University for publication.

## **Investment of Capital Moneys**

**60.** Any funds or endowment held by or on behalf of the College, (a) to the extent that the same are subject to the provisions of the Universities and Colleges Estates Acts 1925 and 1964, may be applied for any purpose for which capital moneys arising under those Acts as amended from time to time may be applied; (b) to the extent that the same are not subject to such Acts and whether or not they are subject to particular trusts or restrictions, may be applied and may be invested or applied in the purchase of or at interest upon the security of such stocks, shares, funds, securities, or other investments or property including freehold or leasehold property (with or without vacant possession and either for occupation or investment) of whatsoever nature and wheresoever situate including the improvement and repair of any such property as the College shall in its absolute discretion think fit and so that the College shall be empowered to transpose the investment of such funds or endowment in the same full and unrestricted manner.

**61.** In relation to the management, development, improvement, sale, lease, mortgage or other disposition of any land or any estate or interest therein held by the College, or to the acquisition of any land, or any estate or interest therein, the College may exercise any power and may carry out any transaction which an individual holding or acquiring such land, estate or interest for his or her own benefit could exercise or carry out.

**62.** The College may provide by Ordinance for any funds or endowments held by or on behalf of the College to be held in a consolidated fund for the purpose of investment.

**63.** The College may appropriate and distribute for expenditure as much of the fair value of any consolidated fund as prescribed by Ordinance as it considers in its absolute discretion is prudent having regard to the total return achieved and reasonably to be expected in the long term of the consolidated fund and distribute in proportion to the constituent funds at the time of distribution.

**64.**

(a) The Governing Body may apply any surplus income of a trust fund of which the College is sole trustee, and in so far as a contrary intention is not expressed in any instrument made after the making of this statute, as income in any subsequent year, or may invest it and add it to the capital of the fund, or may apply it within the general educational purposes of the College.

(b) In exercising the power under this Statute to apply any surplus income of a trust fund, the College shall have regard to its duty as trustee of the fund concerned properly to consider and apply as

appropriate the principles involved in the application of the cy-près doctrine and to be satisfied that application cy-près is necessary in order to secure its effective use.

(c) In this statute, “surplus income” means income unexpended in any year after the purposes of the trust have been fully provided for in that year (whether wholly by income from the trust or partly by income from the trust and partly by other moneys).

**65.** The powers conferred by the foregoing five Statutes shall apply to all endowments, land, securities, property and funds of the College and of any specific trust for purposes connected with the College of which the College is trustee which existed on the date of approval of these Statutes by Her Majesty in Council; and, to the extent that the law permits, they shall also apply to any such fund created after that date. These powers shall not extend to the investment of any funds held by the College as trustee (whether sole or otherwise) to the extent that such investment is not permitted by the instrument creating the trust.

### **Tutorial Charges**

**66.** Such Tutorial charges shall be made to members of the College *in statu pupillari*, and those charges shall be so applied, that as far as is reasonably possible all expenditure for educational and tutorial purposes is met thereby except in so far as it is chargeable on any special endowment; provided that, if the tutorial charges are fixed at such a sum that they cannot reasonably be raised, the Governing Body shall have power to make payments from corporate revenue towards the stipends of the educational staff or in respect of other tutorial expenses.

### **PRESENTATION TO BENEFICES**

**67.** The Governing Body or a Livings Committee specially appointed by them shall present to the several benefices in the patronage of the College.

### **ADDRESSES**

**68.** Every Fellow shall leave with such person as the Governing Body may appoint an address to which notices should be sent. Any notice required by these Statutes to be given to any Fellow shall be deemed to have been properly given if sent to such address or if communication is made by such means as the Governing Body may determine by Ordinance is appropriate.

### **ACADEMIC STAFF**

**69.1.** The Governing Body shall have power to specify by Ordinance the circumstances in which a member of the academic staff may be removed or suspended from, or suffer any disciplinary sanction or raise any grievance in relation to, any position in the College held by that member.

**69.2.** The Governing Body shall specify by Ordinance

(a) the manner in which consideration is to be given to the removal or suspension from any position in the College held by a member of the academic staff, or to any disciplinary sanction or any grievance relation to it, and

(b) the manner in which such matters are to be determined.

**69.3** Ordinances made under this Statute may make different provision for different positions in the College and for different circumstances, and may in particular distinguish between

(a) the probationary and post-probationary tenure of a position; the fixed or indefinite term of a position; or the full- or part-time nature of a position; and

(b) redundancy and good cause;

or between different categories of good cause.

**69.4** Any Ordinance or change to an Ordinance made under Statute 69.1 shall be disregarded in any proceedings conducted under Statute 69.2 that depend materially on circumstances that occurred before the Ordinance or the change was made. Any Ordinance or change to an Ordinance made under Statute 69.2 shall be disregarded in any proceedings that commenced before the Ordinance or the change was made.

**69.5** Any Ordinance made under this Statute shall be construed in every case to give effect to the following guiding principles, that is to say:

- (a) to ensure that members of the academic staff have freedom within the law to question and test received wisdom, and to put forward new ideas and controversial or unpopular opinions, without placing themselves in jeopardy or losing their jobs or privileges;
- (b) to enable the College to provide education, to promote learning, and to engage in research efficiently and economically; and
- (c) to apply the principles of justice and fairness.

**69.6** In this Statute expressions shall be given the following meanings:

- (a) “member of the academic staff” refers to the Master or a Fellow or the holder of a College office;
- (b) “position in the College”, in relation to a member of the academic staff, refers to the Mastership or a Fellowship or any College office held by that member, and also to any contract of employment between the member and the College concurrent with a position in the College;
- (c) “redundancy”, in relation to a position in the College held by a member of the academic staff, refers to the fact that the College has ceased, or intends to cease, to carry on the activity for which the position exists; or for which the need has ceased or diminished, or is expected to cease or diminish;
- (d) “good cause”, in relation to a position in the College held by a member of the academic staff, means a reason which is related to the conduct of the member or to the capability or qualifications of the member in relation to the duties of the position;
- (e) “capability”, in relation to a member of the academic staff, means capability assessed by reference to the skill, aptitude, health or any other physical or mental quality of the member;
- (f) “qualifications”, in relation to a position in the College held by a member of the academic staff, means any degree, diploma or other academic, technical or professional qualification held by the member relevant to that position.

**69.7** The Academic Staff Statute that this Statute replaces shall apply in place of it to any person who held a position in the College before the date of commencement of this Statute, unless that person has either

- (a) confirmed in writing that this Statute will apply; or
- (b) ceased to hold all positions in the College held at the date of commencement.

## INTERPRETATION

**70.** If any question shall arise in regard to the meaning of any of these Statutes or of any Ordinance, (i) it shall be decided initially by a majority of the committee, if any, on which it arises; (ii) if either (i) above is inapplicable or any Fellow or College Officer is dissatisfied with the decision made under (i), then the question shall be decided by a majority of the Governing Body; (iii) if any Fellow affected by a decision made under (ii) above is dissatisfied with the decision, he shall have the right to appeal to the Visitor, provided that he appeal within two calendar months after the decision shall have come to his knowledge, and provided that he inform the College, by writing to the Master or the President or the Senior Fellow, that he is doing so. The Visitor, if appealed to within due time, may affirm, vary, or reverse the decision of the Governing Body, and his decision shall be final.

**71.** In these Statutes and in any Ordinance made thereunder, words of the masculine gender shall import the feminine unless this interpretation is excluded expressly or by necessary implication.

## REPEAL OF EXISTING STATUTES

**72.** These Statutes shall come into force on 8 February 2018 and all Statutes of the College in force immediately before that day shall cease to have effect on that day. Nevertheless the interests and conditions of tenure of any person holding the Mastership or a Fellowship, College office, Studentship, Scholarship, or other award immediately before the day on which these Statutes come into force shall continue to be governed by the Statutes then in force unless he gives notice in writing to the Master within a year of that day that he wishes to be governed by these Statutes; provided that any re-election or re-appointment to, continuance in, or extension of any of the above-mentioned offices or emoluments shall in any case be governed by these Statutes.

## CHANGE OF STATUTES

**73.** Subject to the provisions of the Universities of Oxford and Cambridge Act, 1923, the Master and Fellows in Classes A, B, C and D of Statute 29 shall have power from time to time to repeal, alter, or amend the Statutes of the College for the time being in force. Any decision by the Master and Fellows in Classes A, B, C and D to amend any Statute of the College shall require a two-thirds majority of those present and voting.

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## EXHORTATION

*The concluding Exhortation of the ancient Statutes affixed hereto shall remain in the Statute Book of the College:*

Postremo omnes hujus Collegii Socios et Studiosos vehementer in Domino hortamur, ut memores Beneficiorum quae hujus rei gratia a Domino acceperint optimis studiis et omni pietati se totos consecrent. Statuta nostra diligenter et fideliter observent; nullam callidam aut sinistram interpretationem, contra ipsarum ordinationum sensum et mentem, adhibeant; sed firmas ac ratas habeant, suam et Ecclesiae Dei utilitatem quaerentes, et omnes conatus ad Domini ac Servatoris nostri gloriam illustrandam conferentes. Cui cum Patre et Sancto Spiritu sit omnis honor, gloria, et imperium in saecula saeculorum. Amen.

Unofficial translation:

“Finally we strongly exhort all the Fellows and Scholars of this College that, mindful of the benefits which they shall have received from God in this matter, they should dedicate themselves to the best learning and religion; that they should diligently and faithfully observe our statutes, nor apply any artful or evil interpretation thereto contrary to the true sense and meaning of the same ordinances; but keep them firm and settled, seeking always the advantage of the College and of God’s Church and making every effort to honour the glory of our Lord and Saviour. To Him with the Father and the Holy Spirit be all honour, glory and power for ever and ever. Amen.”

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**HISTORICAL NOTE** (Based on the Note in Woodhead's 1995 "Contribution" to Bury's History of the College, and revised in February 2018)

The College was governed for a short period in accordance with rules and Statutes drawn up by the Aldermen and Brethren of the Gild for the government of the Gild and of the scholars of their College. These were superseded so far as the College was concerned by a set of Statutes, with the preface printed on page 1, which was ratified by various authorities and was finally adopted in 1356. This was revised throughout by Matthew Parker and William Meye in 1544, and the revised Statutes were approved by the Visitors under King Edward the Sixth. The old Statutes were restored under Queen Mary; but the revised Statutes, with a few further changes, were approved by the Visitors under Queen Elizabeth and came finally into force in 1573.

The Commissioners under the Act of 1856 made a new set of Statutes for the College. This was approved by the Queen in Council in 1861. These Statutes were replaced in 1882 by Statutes made by the Commissioners under the Act of 1877; and these latter were replaced in 1921 by Statutes made by the Master and Fellows in accordance with the provisions of this Act. A temporary Statute as to pensions was approved by the Commissioners under the Act of 1923, coming into force in 1925.

A set of Statutes as to Bye-Foundations was made by the Commissioners under the Act of 1856 and approved in 1861. This was neither repealed nor amended in 1882 and 1921 but was replaced in 1986 by Statute 17.

The 1921 Statutes were replaced with a new set of Statutes (which included the provision that the Founders' Exhortation should remain on the Statute Book) by the Commissioners under the Act of 1923 on 17 November, 1925, and were approved by the King in Council on 30 April, 1926. The Statutes in respect of Bye-Foundations, made by these Commissioners on 26 March, 1926, were approved by the King in Council on 26 July, 1926.

In 1951 Statute 6C and 15D were amended by the substitution of 1 August for 1 July as the date by which the Master should vacate office on retirement and the date by which the Tutor and those holding teaching office should retire aged 60, and by which those holding administrative office should retire aged 65. In addition, Statute 5A and B concerning the duties of the Presiding Fellow during a Mastership election was amended; and Statute 9D was amended to make it possible for a Master to be elected to a Life Fellowship on retirement.

In 1954 Statute 14D was amended to allow a College Officer to remain in office until the age of 67.

In 1962 the Master and Fellows amended Statute 9 on Tenure of Fellowships by adding Sections F and G in order to enable the College to elect non-stipendiary Fellows for Leckhampton whose main academic activity was research. At the same time Statute 23 on Investment of Capital Moneys was revised in order to widen the College's powers of investment.

In 1974 Statute 20 on Superannuation was revised to enable the College to participate in the new University Superannuation Scheme (U.S.S.).

In 1975 Statutes 6, 8, 9, 10, 13 and the Temporary Statute were revised in respect of (a) Dividend; (b) Fellowship; and (c) the pre-election of the Master. These amendments removed references to Fellows' Dividend, as being no longer applicable, made it possible for the College at some time in the future to restrict the privileges of certain Fellows if it became necessary to do so, and enabled the College to elect a Master twelve rather than six calendar months before the date of the vacancy.

In 1981 Statute 2C was amended by the deletion of the first sentence, in order to enable the College to admit women.

A complete revision of the Statutes was carried out in 1985 and 1986 to simplify them and bring them up to date with current practice. The new Statutes were approved by the College on 24 October 1986, and approved by the Queen in Council on 18 March 1987.

A further series of modifications was approved by the Queen in Privy Council on 26 July 1995. This included amendment of the Statutes relating to the removal or the resignation of the Master (28 and 29), the vacation of Fellowships (40), and the appointment of officers (46 and 47); and the addition of Statutes 69 and 70 on dismissal, redundancy etc of academic staff.

In 2016-17, changes were made to Statutes 19-21 and 25 relating to the election and the term of office of the Master; they were approved by The Queen in Council on 15 February 2017.

In 2017-18, a new and complete revision of the Statutes was carried out. Principal amendments were made by replacing Statutes 69 and 70 (on matters relating to academic staff), by introducing new Statutes concerning the use of revenue from Restricted Funds, and by up-dating a number of Statutes that had become inappropriate since the 1987 and 1995 revisions. These changes were approved by The Queen in Council on 8 February 2018.