

CHAPTER 138

An Act to Revise and Consolidate the Acts Relating to
the Nova Scotia College of Art

(Assented to the 3rd day of April, A.D., 1969)

Be it enacted by the Governor and Assembly as
follows:

Short title

1. This Act may be cited as the Nova Scotia
College of Art and Design Act.

INTERPRETATION

Interpretation

2. In this Act,

(a) "academic year" means the period
of twelve months commencing with the opening
of the annual term of the College or the first
term thereof if there are two or more terms;

(b) "Board" means the Board of
Governors of the College; and

(c) "College" means the Nova Scotia
College of Art and Design.

COLLEGE

*Nova Scotia
College of
Art and
Design*

3. (1) The Victoria School of Art and Design,
incorporated by Chapter 94 of the Acts of 1888 and
continued under the name of the Nova Scotia College of
Art by Chapter 132 of the Acts of 1925, is hereby
continued and declared to be incorporated under the
name of "Nova Scotia College of Art and Design".

*Purposes and
objects*

(2) The general purposes, objects and functions
of the College shall be:

(a) the education of students in fine arts and design and related areas of visual communication;

(b) the education of students as teachers in fine arts and design and related areas of visual communication;

(c) the promotion and advancement among the public of a love for the aesthetic appreciation of fine art and design; and

(d) the promotion and advancement among the public of fine art education by the collection and exhibition of works of fine art and by lectures and other means of instruction in the fine arts and design.

(3) All property of every nature and kind whatsoever owed by, belonging to or held in trust for or on behalf of the Victoria School of Art and Design or the Nova Scotia College of Art is vested in the College, subject to any existing encumbrances.

Vesting of property

(4) Any reference in any enactment or in any deed, lease, will, trust indenture or other document to the Victoria School of Art and Design or to the Nova Scotia College of Art shall be and shall be construed to be a reference to the College.

Statutory and document references

(5) No grant, gift, deed or devise to the College, the Victoria School of Art and Design or the Nova Scotia College of Art shall lapse or fail by reason of any defect in the designation of the College or in the instrument containing the same providing that the intention of the maker of the instrument is not subject to reasonable doubt.

Gifts preserved

(6) All property of the College used for the purposes of the College shall be exempt from taxation.

Exemption from taxation

POWERS OF THE COLLEGE

Powers

4. The College shall have such powers as are necessary to fulfill the purposes, pursue the objects and perform the function of the College and in particular the College shall have power:

(a) to acquire, purchase, lease, hold and enjoy real and personal property and may sell, lease, convey or otherwise dispose of, or mortgage or otherwise charge, all or any of such property for the benefit of the College and the furtherance of its purposes, objects or functions;

(b) to borrow money for the purposes, objects or functions of the College generally or for any specific matter included within the purposes, objects or functions of the College;

(c) to accept, take and enjoy gifts, grants or subsidies of money, or real or personal property from any person, body, corporation, municipality, government or any agent of any person, body, corporation, municipality or government with or without condition attaching to such gifts, grants or subsidies;

(d) to establish branches, schools or parts of the College and employ lecturers and otherwise extend as widely as practicable the benefits of the College;

(e) to affiliate or co-operate with any university, college, school in Canada or elsewhere or with any educational authority of any municipality or government; and

(f) to grant or confer all such degrees, and all such licenses or certificates in the various branches of the arts and design as are usually conferred by colleges of art or design.

BOARDS OF GOVERNORS

5. (1) The government, control, management and powers of the College shall be vested in a board to be known as the Board of Governors.

*Board of
Governors*

(2) The Board shall be composed of the following members:

Composition

(a) the person who holds the office of President of the College;

(b) two persons elected by the Faculty of the College who are members of the Faculty;

(c) two persons elected by the Alumni Association of the College;

(d) two persons appointed by the council or governing body of the students of the College;

(e) six persons appointed by the Governor in Council; and

(f) at least six and not more than ten persons appointed by the Board of Governors.

*Term of
office,
general*

(3) Subject to subsection (4), each person who is appointed or elected to the Board shall hold office for a period of three years commencing with the beginning of the academic year, but shall be eligible to be reappointed or re-elected.

*Term for
represent-
atives*

(4) The members of the Board elected by the Faculty and by the Alumni Association and appointed by the students council or governing body shall hold office for a period of one academic year or until successors are elected or appointed.

Vacancies

(5) If a vacancy occurs in the membership of the Board, the authority electing or appointing the member shall elect or appoint a person to replace the member within three months of the vacancy.

*Alumni
Represent-
ative*

(6) Clause (d) of subsection (2) shall apply only if an Alumni Association is formed, constituted and approved by the Board.

*Transitional
Board*

(7) Notwithstanding subsection (2), the Board of Directors of the Nova Scotia College of Art shall be the first Board under this Act and shall

(a) exercise the powers of the Board until a Board is formed under this Act; and

(b) appoint at least six and not more than eight members of the Board of Directors to the Board in lieu of appointments under clause (g) of subsection (2).

OFFICERS

*Chairman,
officers*

6 (1) The Board shall elect for each academic year from among its members a Chairman, Vice-Chairman, Secretary and Treasurer.

*President
of College*

(2) The Board shall appoint the President of the College and shall fix the President's remuneration.

(3) The Board shall appoint such administrative staff as is required for the College and the Board, and shall determine their duties and fix their remuneration.

Staff

FACULTY

7 (1) The Faculty of the College shall consist of such persons as are appointed by the Board to be members of the Faculty of the College.

*Appoint-
ment of
faculty*

(2) The Board may determine the title, duties and remuneration of each member of the Faculty.

members

MUNICIPAL ASSISTANCE

8 Any city, town or municipality, may make grants in aid of the College and may make provision for and by way of scholarships or other use of the College to students who reside in or are the children of residents of the city, town, municipality.

*Municipal
Scholar-
ships*

BY-LAWS

9 The board may make, amend and repeal by-laws for the government, control and management of the College or for carrying out the purposes and objects of the College, and in particular, without restricting the generality of the foregoing, for:

By-laws

(a) the times for holding the meetings of the Board and the conduct of such meetings, including a quorum for meetings;

(b) the appointment of committees and subcommittees of the Board and determining the duties and functions of committees and sub-committees;

(c) determining the duties and functions of the President of the College, members of the Faculty and staff of the College;

(d) courses of study programs and examinations;

(e) the awarding of degrees, diplomas, licenses and certificates granted by the College; and

(f) the enrollment of students, payment of fees and assistance for students by way of scholarship or other aid.

REPEAL

*1925, c. 132 &
amendments
repeal*

10 The following Acts are repealed:

(a) Chapter 132 of the Acts of 1925, An Act Respecting the Nova Scotia College of Art;

(b) Chapter 99 of the Acts of 1963, An Act to Amend Chapter 132 of the Acts of 1925, An Act Respecting the Nova Scotia College of Art; and

(c) Chapter 139 of the Acts of 1966, An Act to Amend Chapter 132 of the Acts of 1925, An Act Respecting the Nova Scotia College of Art.