

**LEGISLATIVE ASSEMBLY OF THE  
NORTHWEST TERRITORIES  
9<sup>TH</sup> ASSEMBLY, 8<sup>TH</sup> SESSION**

**TABLED DOCUMENT NO. 8-82(2)**

**TABLED ON MAY 14, 1982**

May 7, 1982

~~Filed~~ Document No. 8-82(2)  
Tabled May 14, 1982

AN ORDINANCE RESPECTING  
THE ESTABLISHMENT OF THE ARCTIC COLLEGE

# ARCTIC COLLEGE ORDINANCE

## Table of Contents

	<u>Section</u>
Short title	1
Interpretation	2
 <b>PART 1</b> <b>ARCTIC COLLEGE</b>  	
Establishment	3
Duties and functions	4
 <b>PART 2</b> <b>ADMINISTRATIVE STRUCTURE</b> <b>OF THE ARCTIC COLLEGE</b>  	
Board of Governors	5
Term of office	6
Quorum	7
Remuneration and expenses of Board members	8
Principals	9
Jurisdiction of the principals	10
Executive Committee	11
Academic councils	12-13
Administrative and advisory committees	14
 <b>PART 3</b> <b>RESPONSIBILITIES OF THE ARCTIC COLLEGE</b>  	
Responsibilities	15
Authority	16
Board regulations	17
 <b>PART 4</b> <b>PROPERTY AND FINANCE</b>  	
Property	
Acquisition of land	18
Disposition of land	19
Powers respecting property	20
Finance	
Banking	21
Auditor and fiscal year	22

	<u>Section</u>
Financial commitments	23
Annual budget	24
Executive Member's expenditure approval powers	25
Debenture borrowing	26
Guarantee of borrowing	27
Signatures on debentures	28
Annual report	29

**PART 5  
STAFF AND STUDENTS**

Appointment of academic and support staff	30
Academic staff association	31-32
Students Association	33
Students Council	34-35

**PART 6  
GENERAL**

Pensions	36
Settlement of differences	37

**PART 7  
TRANSITIONAL PROVISIONS**

Interim governing body Authority	38-39 40
Coming into force	41

May 7, 1982

AN ORDINANCE RESPECTING THE  
ESTABLISHMENT OF THE ARCTIC COLLEGE

(Assented to )

The Commissioner of the Northwest Territories, by and with the advice and consent of the Council of the said Territories, enacts as follows:

- 1 This Ordinance may be cited as the Arctic College Ordinance.

Note 1: Short title

General Note: This Ordinance implements various recommendations of the Special Committee on Education. For ease of reference the notes to this Ordinance include references to pages and recommendations of the Report of the Special Committee on Educations Report entitled "Learning: Tradition and Change".

Interpretation

- 2 In this Ordinance

(a) "academic staff association" means an academic staff association established in accordance with this Ordinance;

(b) "academic staff member" means an employee of the Board who has been designated as an academic staff member by the Board;

(c) "Board" means the Board of Governors of the Arctic College;

(d) "Executive Member" means the member of the Executive Committee of the Government of the Northwest Territories who is assigned the responsibility for this Ordinance;

(e) "students association" means a students association of the Arctic College;

(f) "students council" means the executive body of a students association.

Note 2: Definitions

PART 1  
ARCTIC COLLEGE

Establishment

3 There is hereby established the Arctic College.

Note 3: Arctic College established

4 It is the duty and function of the Arctic College to contribute to the educational and cultural advancement of the people of the Northwest Territories and to that end

(a) provide life long opportunities for learning in whatever way and in whatever manner that the Board considers appropriate;

(b) establish and provide programs, services and facilities;

(c) co-operate with any institution, body or person, by agreement or otherwise, for the establishment and provision of programs, services and facilities,

and to accomplish those duties and functions at the times and in the places most suitable to the needs of the people of the Territories.

Note 4: Duties and functions of the Arctic College (see page 104 of the Special Committee's Report)

PART 2  
ADMINISTRATIVE STRUCTURE  
OF THE ARCTIC COLLEGE

Board of Governors

5(1) A Board of Governors is hereby established for the Arctic College and shall be composed of the persons appointed as its members under subsection (2).

(2) The Board shall be composed of the following members appointed by the Executive Member:

(a) 1 person representing the general public, who shall be chairman;

(b) a representative of the Executive Member;

(c) 1 person nominated by the Northwest Territories Teachers' Association;

(d) 2 persons nominated by the Northwest Territories Trustees Association;

(e) 1 person representing labour;

(f) 1 person representing industry;

(g) 1 person nominated by the Committee for the Original Peoples Entitlement;

(h) 1 person nominated by the Dene Nation;

(i) 1 person nominated by the Inuit Tapirisat of Canada;

(j) 1 person nominated by the Northwest Territories Metis Association;

(k) 1 student of the Arctic College;

(l) the two principals of Arctic College.

(3) The Board may appoint persons as ex-officio members of the Board.

(4) The Board is a corporation.

Note 5: Composition of the Board of Governors. Recommendation 38 of the Special Committee says: "An Independent board of governors shall be responsible for post school programs, collectively called the Arctic College".



6(1) Except when otherwise provided, a person appointed as a member of the Board holds office for a term not exceeding 3 years as prescribed in the appointment.

(2) A member of the Board is eligible for re-appointment for a 2nd term but not for a further term until the expiration of a period of 3 years after his 2nd term has expired.

(3) The term of office of a member of the Board terminates when

(a) the member ceases to be a resident of the Territories;

(b) if the member was nominated, the member ceases to be a member of the organisation that nominated him;

(c) in the case of a member who is a student, the member ceases to be a student of the Arctic College;

(d) the member resigns or his term of office is terminated by the Executive Member if for any reason the member is no longer able to act as a member or to fulfill his duties.

(4) The two principals of Arctic College continue to hold office while they remain as principals and, on the appointment of a new principal, that person becomes a member of the Board.

Note 6: Term of office of Board members

7(1) A majority of the persons holding office from time to time as members of the Board constitute a quorum of the Board.

(2) Notwithstanding a vacancy in the membership of the Board, if at least a majority of the members remain in office, the remaining members have and may exercise and perform the powers, duties and functions of the Board.

(3) A resolution, by-law or regulation passed by the majority of the members present at a meeting of the Board at which a quorum is present binds all the members of the Board.

(4) No act or proceeding of the Board is invalid by reason of:

(a) a defect in the appointment of a member of the Board,  
or

(b) a defect in the convening of a meeting.

Note 7: Quorum

8 The members and ex-officio members of the Board

(a) may be paid remuneration for the performance of their duties, and

(b) shall be paid travelling and living expenses while absent from their ordinary place of residence in the course of their duties as members or ex-officio members of the Board

at the rates prescribed by the Board.

Note 8: Remuneration, travelling and living expenses of Board members

## Principals of the Arctic College

9(1) The Board shall appoint two principals of the Arctic College.

(2) The Board shall prescribe the term of office of each principal and the remuneration, travelling and living expenses to be paid to him.

(3) The Board shall determine that part of the Arctic College over which each principal has responsibility and jurisdiction.

Note 9: Appointment of principals of the Arctic College. Recommendation 39 of the Special Committee says: "Two principals shall be appointed to oversee the development of several eastern and western campuses of the Arctic College".

10(1) The principals of the Arctic College shall exercise the powers and perform the duties assigned to them by the Board and, within their respective jurisdictions, are responsible for the general supervision and direction of the operation of the Arctic College including

(a) the policies and programs of the College;

(b) the heads of all departments and divisions and the academic staff of the College;

(c) the officers and employees employed in or in connection with support staff work, and

(d) the business affairs of the College,

and for generally ensuring that the policies and programs of the College under their jurisdiction meet the needs of the people that they are intended to serve and that the Board is aware of those needs.

(2) A principal may delegate in writing any of his powers and duties to any employee of the Board and prescribe any terms and conditions governing the exercise of any delegated power or duty he considers appropriate and thereupon the principal or the person to whom the power or duty is delegated may exercise the power and perform the duty.

Note 10: Jurisdiction of the principals of the Arctic College

Executive Committee

11(1) There is hereby established an Executive Committee of the Board composed of

- (a) the chairman of the Board, and
- (b) the two principals of Arctic College.

(2) Subject to any direction of the Board, the Executive Committee shall conduct its business and meetings in whatever manner is most appropriate.

(3) The Executive Committee is empowered to perform such powers of the Board as may be delegated to it by the Board and

- (a) is responsible to the Board for the administration, implementation and co-ordination of the Board's policies, and

(b) is accountable to the Board.

Note 11: Executive Committee of the Board of Governors

#### Academic Council

12(1) The Board may, by resolution, establish one or more academic councils for the Arctic College consisting of such persons representing the Board, academic staff and others as the Board may determine.

(2) The term of office of members of an academic council shall be prescribed by the Board.

(3) If any question arises as to the composition of the academic council or any matter concerning the election of members an academic council, the question shall be decided by the Board and the Board's decision is final.

(4) The principal having jurisdiction, or his designate, shall be the chairman of an academic council established under this section.

Note 12: Academic councils

13(1) Under the direction of the principal having jurisdiction, and subject to the final authority of the Board, an academic council has general responsibility for the academic affairs of all or that part of the Arctic College that is under its jurisdiction.

(2) An academic council

(a) shall make recommendations or reports to the Board with respect to any matter that the Board refers to the academic council, including academic policy related to the following matters:

(i) standards and policy respecting the selection and admission of students;

(ii) courses and programs of instruction or training provided or to be provided by the Board;

(iii) matters of community interest and concerning services for the community;

(iv) academic awards;

(b) may make recommendations or reports to the Board on any other matter the academic council considers advisable.

(3) A recommendation or report of an academic council under subsection (2) shall be in writing and shall be transmitted to the Board, through the principal having jurisdiction, for consideration at the Board's next meeting.

Note 13: Functions and duties

Advisory and Administrative Committees

14(1) The Board may establish as many committees or councils as it considers necessary to act in an advisory or administrative capacity for the Arctic College.

(2) The members of a committee or council established under subsection (1)

(a) may be paid an honorarium in an amount fixed by the Board, and

(b) may be paid travelling and living expenses necessarily incurred while absent from their ordinary places of residence in the course of their duties as members of the committee or council at the rates prescribed by the Board.

Note 14: Administrative or advisory committees

PART 3  
RESPONSIBILITIES OF THE ARCTIC COLLEGE

15(1) The Board is responsible for performing the duties and carrying out the functions of the Arctic College and in so doing is responsible for

(a) the establishment, provision, operation and maintenance of all post secondary programs in the Territories;

(b) determining and establishing priorities for post secondary programs;

(c) conducting research and planning for post secondary programs;

(d) providing counselling and administrative assistance for post secondary programs;

(e) monitoring the implementation of new educational programs and evaluating their progress and success or otherwise;

(f) co-ordinating the activities of the Department of Education, Boards of Education, business, industry and any other agency that may affect or be affected by post secondary programs;

(g) the assessment and consideration of the present and future manpower needs of business and industry and to plan and endeavour to provide educational programs to meet those needs.

(2) The Board may enter into such agreements as it considers necessary with any person, association, board of education or municipal council or Government or government agency to carry out and advance the duties functions and responsibilities of the Arctic College.

Note 15: Responsibilities of the Arctic College. (See pages 48 and 109 of the Special Committee's Report.)

16(1) The Board

(a) shall ensure that the business and affairs of the Arctic College are conducted in accordance with this Ordinance;

(b) shall determine the general policies with respect to the organization, administration and operation of the Arctic College and the courses or programs of instruction or training provided by the Board and the campuses to be established and their functions;



(c) is responsible for the expenditures made by it and for accounting for those expenditures;

(d) may make by-laws respecting the calling of its meetings and the conduct of its business and affairs;

(e) shall provide for the keeping of full and accurate records of its proceedings, transactions and finances;

(f) may, after consultation with an academic staff association if one exists, designate categories of employees as academic staff members, designate individual employees as academic staff members and change the designation of the categories and individuals.

(2) The Board may provide

(a) courses or programs of instruction of a general, academic, vocational, technical, cultural or practical or community nature;

(b) short courses or short programs of instruction or training to meet the needs of special interest groups;

(c) any other course or program designed to meet the needs of the people of the Territories.

(3) In determining the general policies of the Board and the administration and operation of the Arctic College and its courses, programs, and policies, the Board and each principal of the College shall ensure that they are designed to meet the needs of the people they are intended to serve.

Note 16: Authority of the Board

17(1) The Board may make regulations:

- (a) for the management, operation, government and control of its land, buildings and other property;
- (b) prohibiting or regulating and controlling vehicles or pedestrians on its land or in its buildings or with respect to land or buildings under its administration or control;
- (c) governing the operation of residences for students operated by or on behalf of the Board;
- (d) governing the eligibility of students for and conditions of admission to the Arctic College or any residence and the preference given to students;
- (e) respecting the establishment and payment of sums of money for scholarships, fellowships and any other educational incentive or benefit program that the Board considers appropriate;
- (f) prescribing tuition or course fees to be paid by students enrolled or applying for enrolment in any course or program provided by or on behalf of the Board;
- (g) governing the duties and responsibilities of students admitted to a program or course of the Arctic College and the consequences of failing to meet those duties and responsibilities including loss of privileges, suspension and expulsion;
- (h) governing the security of real and personal property.

(2) The Board shall appropriately publicise the regulations made under subsection (1) to those persons affected by them.

(3) The Regulations Ordinance does not apply to resolutions, by-laws or regulations of the Board.

Note 17: Board regulations (see page 107 of the Special Committee's Report).

PART 4  
PROPERTY AND FINANCE

Property

18 The Board may acquire by gift, devise, lease, purchase or otherwise any estate or interest in real or personal property for the purposes of the Arctic College.

Note 18: Acquisition of real and personal property

19(1) Except as otherwise provided in this section, the Board may lease to any person, for a term not exceeding 5 years, any land held by the Board.

(2) The Board may lease to any person, for a period longer than 5 years, any land held by the Board that is not being used for the purposes of the Arctic College, subject to any trust on which the land is held.

(3) A Board may, with the approval of the Executive Member, and subject to any trust on which the land is held,

(a) sell, exchange or mortgage any interest in land held by it, or

(b) lease to any person for a period longer than 5 years any land held by the Board that is being used for the purposes of the Arctic College.

Note 19: Disposition of land

20 The Board may

(a) construct, repair, alter or otherwise improve any buildings or premises held by the Board;

(b) acquire and provide furniture, equipment and apparatus necessary for the purpose of the Arctic College and dispose of personal property that is surplus to its needs;

(c) accept any gift, grant, devise or bequest of any real or personal property made to it;

(d) act as trustee of any money or property given or bequeathed for the support of the Arctic College;

(e) subject to the terms of any trust on which it may be held, invest in any manner it considers proper any money of the Board that is not then required to be expended, for any purpose for which it may be lawfully applied;

(f) draft, make, accept, endorse and issue promissory notes, bills of exchange and other negotiable or transferable instruments;

(g) subject to section 26, borrow money from any person or enter into overdraft arrangements with a financial institution and give security for the repayment of money so borrowed or obtained by overdraft;

(h) do any other thing it considers appropriate to administer the Arctic College and its property.

Note 20: Powers respecting property

#### Finance

21(1) The Board shall keep its funds in a financial institution.

(2) All payments made from funds of the Board shall be by cheque or order signed by such employees or members of the Board as the Board designates by resolution.

Note 21: Banking

22(1) The Auditor General for Canada is the auditor of the Board.

(2) The fiscal year of the Board shall be \_\_\_\_\_.

Note 22: Auditor and fiscal year

### Financial Commitments

23 The Board shall not incur any liability or make any expenditure to acquire land, construct, repair, alter or otherwise improve, furnish or equip any building, or lease any building, or for any other purpose, unless

(a) the whole of the liability or expenditure can be provided out of the income of the year or out of other money available for the purpose, or

(b) the liability or expenditure has the prior approval of the Executive Member.

Note 23: Financial commitments

### Budget

24 In respect of monies appropriated or proposed to be appropriated for the Arctic College, the Board shall prepare each year a budget for the Arctic College and submit copies of the budget to the Executive Member on or before the date specified by the Executive Member.

Note 24: Annual budget (see pages 51-52 of the Special Committee's Report).

25(1) The Executive Member may approve a budget submitted to him or may require revision of all or any part of the budget in any manner he considers appropriate.

(2) The Executive Member may review, approve, amend or refuse to approve requests of the Board with respect to expenditures for

- (a) new buildings,
- (b) major alterations or additions to existing buildings,
- (c) the leasing of buildings,
- (d) major alterations to leased buildings,
- (e) the acquisition of any interest in land,
- (f) the furnishing and equipping of buildings whether owned or leased,
- (g) landscaping, paving and the provision of utilities services, and
- (h) other facilities of a capital nature.

Note 25: Executive Members' expenditure approval powers

#### Debenture Borrowing

26(1) In this section, "purposes of the Arctic College" includes:

- (a) acquiring real property;
- (b) constructing, repairing, altering or otherwise improving, or furnishing or equipping, any building;

(c) the repayment or refunding from time to time of the whole or any part of any borrowings made by the Board;

(d) the payment of any other liability or indebtedness of the Board;

(e) the carrying out of any of the powers and duties of the Board.

(2) Subject to the prior approval of the Executive Member, the Board, for the purposes of the Arctic College, may from time to time by resolution borrow sums of money that the Board may require and may from time to time issue notes, bonds, debentures or other securities which

(a) shall bear interest at the rate or rates determined by the Board,

(b) shall be in the denomination or denominations determined by the Board,

(c) shall be payable as to principal and interest in the currency of the country and at the place, time and in the manner, determined by the Board,

(d) may be made redeemable in whole or in part in advance of maturity at the time, on the terms, and at the price, either with or without premium, determined by the Board, and

(e) may be issued in the amounts that will realize the net sum required by the Board for the purposes of the Arctic College.



(3) If the authorizing resolution of the Board made under subsection (2) contains a recital or declaration that the amount of the notes, bonds, debentures or other securities authorized by the resolution is necessary to realize the net sum required for the purposes of the Arctic College, the recital or declaration is conclusive proof of the facts stated in it.

(4) Subject to the approval of the Executive Member, the Board may sell or otherwise dispose of any notes, bonds, debentures or other securities on any terms and conditions it considers advisable, either at the par value of them or at less or more than the par value of them, and may charge, pledge, hypothecate, deposit or deal with any of those securities as collateral security.

(5) Any notes, bonds, debentures or other securities and the coupons, if any, attached to them, shall be in the form and shall be executed in the manner and by the persons that the Board determines.

Note 26: Debenture borrowing

27(1) The principal and interest of any borrowings by or notes, bonds, debentures and other securities issued by the Board may be guaranteed by the Government of the Northwest Territories.

(2) The guarantee, in such form and manner as the Executive Member approves, may be endorsed on any notes, bonds, debentures or other securities issued by the Board and may be signed on behalf of the Government of the Northwest Territories by any person the Executive Member may designate.

(3) The signature of the person designated by the Executive Member on the guarantee is conclusive proof that the relevant provisions of this Ordinance have been complied with.

(4) If, in respect of any notes, bonds, debentures or other securities issued by the Board it becomes necessary or desirable under the terms of any guarantee given on behalf of the Government of the Northwest Territories to make payment under the guarantee, payment may be made on the order of the Executive Member out of Consolidated Revenue Fund without further appropriation.

Note 27: Guarantee of borrowing

28(1) The seal of the Board on any notes, bonds, debentures or other securities of the Board and the signature of

(a) any person authorized by the Board to execute the notes, bonds, debentures or other securities or any coupon attached to them, or

(b) the person designated by the Executive Member to sign a guarantee that is endorsed on the notes, bonds, debentures or other securities

may be engraved, lithographed, printed or otherwise reproduced on the notes, bonds, debentures or other securities of the Board or on the guarantee endorsed on them, as the case may be.

(2) The reproduced signature of any person referred to in subsection (1) is for all purposes deemed to be the signature of that person and is binding on the Board and the Government of the Northwest Territories notwithstanding that the person

whose signature is reproduced did not hold office at the date of the notes, bonds, debentures or other securities or at the date of delivery of them.

Note 28: Signatures on debentures

#### Annual Report

29(1) The Board shall annually on or before the date specified by the Executive Member prepare and transmit to the Executive Member a report containing

(a) a description of the services provided by the Arctic College during the preceding fiscal year,

(b) an audited financial statement for the preceding fiscal year, and

(c) any other information the Executive Member requires.

(2) On receipt of a report under subsection (1) the Executive Member shall table the report in the Council if it is then sitting or, if it is not sitting, at the next sitting of the Council.

Note 29: Report to Executive Member and the Council

**PART 5  
STAFF AND STUDENTS**

**Staff**

30(1) Subject to any direction of the Board, each principal may, on behalf of the Board and within his jurisdiction:

- (a) appoint any officers and employees he considers necessary for the proper conduct of the affairs of the Arctic College and suspend or dismiss the officers and employees;
- (b) appoint persons to serve as academic staff members of the Arctic College and suspend or cancel the appointment;
- (c) determine the salaries or remuneration of the officers, employees and academic staff members;
- (d) prescribe the duties of the officers, employees and academic staff members;
- (e) prescribe the terms and conditions of employment the officers, employees and academic staff members.

(2) A principal may, in his discretion, suspend from duty and from privileges any officer or employee or academic staff member of the Arctic College pending a report on the matter or may terminate the employment of the person concerned without a suspension or report.

(3) An adult educator employed by a board of education under the Education Ordinance shall be considered to be an associate member of the academic staff of the Arctic College.

Note 30: Academic and support staff

#### Academic Staff Associations

31(1) The Board may, by resolution establish one or more academic staff associations for the Arctic College and prescribe that part of the Arctic College over which it is to have jurisdiction unless it is to have jurisdiction over all of the College.

(2) If an academic staff association is established under subsection (1) it is a corporation consisting of the academic staff members of the Arctic College or of those academic staff members within the jurisdiction of the association.

Note 31: Academic staff association

32(1) The business and affairs of an academic staff association shall be managed by an executive, the members of which shall be elected by and from the members of the association as provided in the by-laws of the academic staff association.

(2) An academic staff association may, with the approval of the majority of the academic staff members voting at a meeting of the association or by mail vote, make by-laws with respect to the members over which it has jurisdiction

- (a) respecting elections of members of the executive of the academic staff association;
- (b) prescribing the number of persons and the officers of which the executive is to consist;
- (c) governing the calling and holding of meetings of the academic staff association, of the executive and respecting the conduct of business at those meetings;
- (d) governing the holding of mail votes;
- (e) authorizing the charging of membership fees and the amounts of those fees;
- (f) governing the acquisition, management and disposition of property of the academic staff association;
- (g) respecting any other matter pertaining to the administration of the affairs of the academic staff association including, without limitation, the promotion of the general welfare of the members of the academic staff association consistent with the purposes of the Arctic College.

(3) After the end of each year the executive of an academic staff association shall prepare and submit to the Board a report on the professional activities of the academic staff association during the year.

(4) If an academic staff association is established it may only be dissolved by its members in accordance with its by-laws.

Note 32: Operation of academic staff associations

### Students Associations

33(1) The Board may, by resolution, establish one or more students associations for the Arctic College and prescribe that part of the Arctic College over which it is to have jurisdiction, unless it is to have jurisdiction over all of the College.

(2) A students association shall provide for the administration of the affairs of the students at the Arctic College or those students under its jurisdiction, including the development and management of student institutions, the development and enforcement of a system of student law and the promotion of the general welfare of the students consistent with the purposes of the Arctic College.

(3) The Board or a person authorized by the Board shall from time to time and at least once every year audit the accounts of the students association.

Note 33: Students associations

34(1) The business and affairs of a students associaton shall be managed by a body to be known as the students council, the members of which shall be elected by and from the members of the students association as provided in the by-laws of the association.

(2) A students council may make by-laws governing

(a) the requirements for membership in the students association;

(b) the qualifications for election as a member of the students council and the time and manner of conducting the elections;

(c) the number of persons and the officers of the students council;

(d) the calling and holding of meetings of the students association or students council and the quorum and conduct of business at those meetings;

(e) governing the holding of mail votes;

(f) fixing of membership fees;

(g) any other matter pertaining to the management and affairs of the students association.

Note 34: Students council

35(1) A students council is responsible for maintaining appropriate communications between the students of Arctic College under its jurisdiction and the Board, and any communication from the students council to the Board shall be made through the principal having jurisdiction, who shall communicate it to the Board at the next meeting.

(2) One or more students of the Arctic College may petition the Board in writing through the principal, who shall forthwith transmit the petition to the Board for consideration at its next regular meeting.



Note 35: Communication between the students of Arctic College and the Board

PART 6  
GENERAL

Pensions

36 The Board may provide, for its officers, employees and academic staff members, retirement plans and pension plans approved by the Executive Member and may make contributions to any plans so provided.

Note 36: Retirement and pension plans

Disputes

37 If any question arises as to the powers, duties or functions of the Board, the principals, an academic council, academic staff association, students association or other body established under this Ordinance, being powers or duties not provided for in this Ordinance, the question shall be settled and determined by the Board, whose decision is final.

Note 37: Settlement of differences

PART 7  
TRANSITIONAL PROVISIONS

Interim Governing Body for the Arctic College

38(1) The Executive Member may establish an interim governing body of the Arctic College, and if he does, may:

(a) appoint one or more persons as members of the interim governing authority and, if he appoints more than 1 member, shall designate 1 of them as its chairman;

(b) specify the name of the interim governing authority;

(c) confer or impose on the interim governing authority any powers or duties he considers necessary in connection with the carrying out of its responsibilities.

(2) The member or members of the interim governing authority

(a) may be paid remuneration for the performance of their duties, and

(b) shall be paid travelling and living expenses while absent from their ordinary places of residence in the course of their duties,

at the rates prescribed by the Executive Member.

Note 38: Interim Governing body of Arctic College

39(1) An interim governing authority is a corporation with the name given to it by the Executive Member and consists of the persons appointed as its member or members.

(2) An interim governing authority shall exercise its powers and duties until it is dissolved by a further order of the Executive Member.

(3) The Executive Member may make any order he considers necessary in respect of the disposition of the rights, property, debts and obligations of the interim governing authority on its dissolution.

Note 39: Dissolution

40 Notwithstanding anything in this Ordinance, an interim governing authority

(a) may designate categories of employees or individual employees as academic staff members of the Arctic College;

(b) shall prescribe procedures respecting the election of

(i) one or more executives of an academic staff association, and

(ii) one or more students councils

at the Arctic College;

(c) may exercise or perform the powers and duties of

(i) the principals or either of them until both the principals are appointed;

(ii) the Board, until the commencement of the Board's first meeting, and

(iii) if necessary, an academic council or students council until the commencement of an academic council's or student council's first meeting, as the case may be;

(d) may exercise the powers and duties referred to in clause (c) either in its own name or in the name of a principal, the Board, academic council or students council, as the case may be.

Note 40: Authority of the Interim Governing Body

41 This Ordinance or any provision thereof shall come into force on a day or days to be fixed by order of the Commissioner.

Note 41: Coming into force