

INTRODUCTION

The power of Council to delegate is contained in Section 11 of the James Cook University Act 1997, as follows:

Delegation

11.

(1) The Council may delegate its powers under this Act to --

- a. an appropriately qualified member of the Council; or
- b. a committee consisting of appropriately qualified persons, but which must include one or more members of the Council;
- c. or an appropriately qualified member of the University's staff.

(2) However, the Council may not delegate its power --

- a. to make University statutes or rules; or
- b. to adopt the University's annual budget; or
- c. to approve spending of funds available to the University by way of bequest, donation or special grant.

These delegation powers cannot be sub-delegated as the JCU Act does not contain express authorisation to do so.

In granting delegation, the Council directs:

that all delegations must be exercised in line with all James Cook University approved financial, human resource, and academic policies and procedures;
where any delegation is given to a holder of an office as such then, except in so far as a contrary intention appears, the power may be exercised and the duty performed by the person for the time being acting in the office;
in exercising delegations, officers are subject to the requirements of the Queensland Financial Administration and Audit Act 1977 and the Queensland Statutory Bodies Financial Arrangements Act 1982;
and conditions governing each account;