

# **KING'S COLLEGE CAMBRIDGE**



**DRAFT NEW STATUTES**  
**As approved by a special meeting of the Governing Body**  
**on 17<sup>th</sup> October 2022**

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**PREAMBLE TO THE STATUTES**  
(Taken from the Statutes of the Founder, Henry VI)

In Nomine Sancte ac indiuidue Trinitatis Patris et filii et spiritus sancti, necnon beatissime Marie Virginis gloriose omniumque sanctorum dei, Nos Henricus dei gracia Anglie et Francie Rex ac dominus Hibernie, post conquestum sextus, de summi rerum opificis bonitate confisi qui vota cunctorum in eo fidencium cognoscit dirigit et disponit, de bonisque deus in hac vita nobis de sue plenitudinis gracia tribuit abundanter, duo perpetua Collegia, unum videlicet Collegium perpetuum pauperum et indigencium scolarium clericorum in studio uniuersitatis Cantebrigie, Eliensis diocesis, in diuersis scienciis et facultatibus studere ac proficere debencium, Collegium Regale beate Marie et sancti Nicholai Cantebrigie, vulgariter vero, The Kinges College of oure lady and seynt Nicholas in Cambridge, nuncupatum, Et quoddam aliud Collegium perpetuum aliorum pauperum et indigencium scolarium clericorum grammaticam addiscere debencium in villa nostra de Etona prope Windesoram, Lincolniensis diocesis, Collegium Regale beate Marie de Etona, vulgariter vero, The Kinges College of oure lady of Eton beside Windesore, similiter nuncupatum, ad laudem gloriam et honorem nominis Domini nostri Jhesu Christi ac gloriosissime semper virginis Marie matris eius, sustentacionem et exaltacionem christiane fidei, ecclesie sancte profectum diuini cultus liberaliumque arcium scienciarum et facultatum augmentum, apostolica et nostra regia autoritatibus ordinauimus, instituimus, fundauimus, et stabiliuimus, prout in bullis apostolicis et litteris nostris patentibus super ordinacionibus institucionibus et fundacionibus ipsorum Collegiorum confectum plenius continetur. Unde nos volentes aliqua quæ in præsentī nostræ occurrunt memoriæ facere, statuere, ac etiam ordinare, quæ dicto nostro Regali Collegio Cantebrigie, scholaribus clericis, et personis aliis, ac possessionibus et bonis ejusdem collegii nostri, necnon salubri regimini eorundem, necessaria et utilia reputauimus, et quæ doctrinam, incrementum, et profectum ipsorum respicere dignoscuntur, Christi nomine primitus invocato, ad futuram et perpetuam rei memoriam ad hæc procedimus in hunc modum.

*In the name of the Holy and Undivided Trinity, the Father and Son and Holy Ghost and The Most Blessed Virgin Mary, Glorious, and All the Saints of God, We, Henry, by the Grace of God King of England and France and Lord of Ireland, the Sixth since the Conquest, trusting fully in the Goodness of the Ultimate Creator of all things who knows, directs, and settles the prayers of all who trust in Him, from the goods which God in this life has assigned to Us in abundance out of the Grace of his Fullness, have ordained, instituted, founded, and established by apostolic and royal authority two Colleges in perpetuity, viz.:*

*(1) A College in perpetuity, of poor and needy scholar clerks, engaged in study within the University of Cambridge in the diocese of Ely, and bound to study and progress in the different departments of learning and skill:*

*The King's College of The Blessed Mary and Saint Nicholas in Cambridge, the same commonly referred to by the name of: "The Kinges College of oure lady and seynt Nicholas in Cambridge"*

*and*

*(2) A certain other College in perpetuity, of other poor and needy scholar clerks, bound to learning language skill, at Our estate at Eton near Windsor in the diocese of Lincoln:*

*The King's College of The Blessed Mary of Eton, the same commonly referred to by the similar name of: "The Kinges College of oure lady of Eton beside Windesore"*

*for the praise, glory, and honour of the name of Our Lord Jesus Christ and the Virgin Mary, His mother, forever most Glorious, to uphold and exalt the Christian Faith, to further the Holy Church, and to extend the liberal arts and departments of learning and skill: in accordance with the more fully drawn-up document contained in the apostolic bulls and Our letters patent on the ordinances, statutes, and foundations of the Colleges themselves.*

*Wherefore, wanting to create, set into Statutes and also into Ordinances, certain matters which present right now to Our memory, which We have considered necessary and useful for Our aforementioned King's College, Cambridge, for the scholar clerks, and for other persons, possessions and goods of the same college, and also for the healthy governance of these same, and which are discerned to have regard for the learning, increase, and progress of these same, after first calling upon the name of Christ, We do proceed to those matters, so as to further the memory of this for time to come and in perpetuity.*

# THE STATUTES

## A. THE CONSTITUTION OF THE COLLEGE

1. The College shall be called as heretofore, ‘The King’s College of our Lady and Saint Nicholas in Cambridge’, or in Latin ‘Collegium Regale beatae Mariae et Sancti Nicolai Cantebrigiae’.
2. The College shall in law act through its Provost and Fellows; and when so acting may in deeds and other instruments be described as ‘The Provost and Scholars of the King’s College of our Lady and Saint Nicholas in Cambridge’.
3. The Foundation of the College shall be the Provost, the Fellows, the Scholars and the persons mentioned in Statute I.
4. The members of the College shall be the Provost, the Fellows, the Associate Fellows, the Scholars, those *in statu pupillari* who have been admitted under Statute G, and such other persons or classes of person as the Governing Body shall determine by Ordinance.

## B. THE GOVERNING BODY

### *Composition*

1. The Governing Body of the College shall consist of:
  - (a) the Provost and all the Official and Extraordinary Fellows, and such Research Fellows and Life Fellows who satisfy the conditions, set out in Ordinances, to be “senior members of the Governing Body”; and
  - (b) four members of the College *in statu pupillari* who are in residence, at least one of whom shall be an undergraduate and one a graduate student (the “junior members of the Governing Body”); and
  - (c) Such other persons or classes of person as the Governing Body may determine by Ordinance, provided that there are at any time no more than four such persons in total.
2. Notwithstanding Section 1 of this Statute, no person disqualified by law from serving as a trustee of a Registered Charity shall be a member of the Governing Body.
3. The members of the College *in statu pupillari* who are in residence shall elect the junior members of the Governing Body by secret ballot. The procedure for the ballot shall be determined by Ordinance.

### *Congregations*

4. There shall be held in every academic year a meeting of the Governing Body, to be called the Annual Congregation. The date of the Annual Congregation shall be determined by Ordinance.
5. There shall be at least one meeting of the Governing Body in each Term. These meetings shall be called Ordinary Congregations.
6. The Provost may summon an Ordinary Congregation whenever he or she shall deem it necessary for any purpose, and shall do so on receipt of a request signed by at least twelve members of the Governing Body. Not less than fourteen days’ notice shall be given of the meeting.

7. At every Congregation the Provost, or in his or her absence the Vice-Provost, shall be the Chair, provided that in the absence of both the Chair shall be the senior member of the Council present.
8. All questions put to the vote at a Congregation shall, except in cases where it is otherwise provided by Statute or Ordinance, be decided by a majority of those present and voting, and in the case of an equality of votes the Chair shall have an additional or casting vote.
9. No business shall be transacted at the Annual Congregation unless one third of the senior members of the Governing Body are present, nor at any Ordinary Congregation unless one fifth of the senior members of the Governing Body are present.
10. Nothing in these Statutes shall be construed as preventing a Congregation from transacting business in the absence of the members *in statu pupillari* through failure of election or any other cause.
11. If from any cause the business of the Annual Congregation is not disposed of by that Congregation, or some adjourned meeting thereof, the Provost, or in his or her absence the Vice-Provost or his or her deputy, shall forthwith summon Ordinary Congregations for the purpose of disposing of such business.
12. An Ordinary Congregation summoned for the purpose of disposing of the business of the Annual Congregation shall have all the powers of the Annual Congregation, whether the one third of the members provided for in Section 9 of this Statute are present thereat or not.
13. Minutes shall be kept of the proceedings of Congregations, and the Minutes shall be accessible to members of the Governing Body at all reasonable times. save that the junior members shall not be entitled to receive the Minutes of reserved business as defined in Section 22 of this Statute.
14. The Governing Body shall, by Ordinance, determine the entitlement of those members of the Governing Body described in Section 1(c) of this Statute to receive the Minutes of reserved business, or to attend those parts of Governing Body, Council or Committee meetings at which reserved business is discussed.

#### *Ordinances*

15. The Governing Body may make standing orders which shall be called Ordinances. It shall make these as required by these Statutes and may make them with regard to other matters, whether referred to in the Statutes or not.
16. A vote making or amending or rescinding an Ordinance shall be passed only by a Congregation, and in accordance with a recommendation of a previous Congregation that has been circulated to all members of the Governing Body at least seven days before the date of the second Congregation. If the second Congregation rejects the recommendation of the previous Congregation, the recommendation shall lapse.
17. An Ordinance, while in effect, shall be binding on the Governing Body and the College. No Ordinance may be inconsistent with the Statutes of the College or of the University.

#### *Regulations of the Governing Body*

18. The Governing Body may from time to time make Regulations for the good government of the College and for the promotion of its welfare as a place of education, religion, learning and research. A Regulation of the Governing Body may be amended or rescinded by a simple majority vote of a Congregation.

#### *Delegation of Power*

19. The Governing Body may from time to time appoint committees to exercise powers given in these Statutes, provided that those powers are not explicitly reserved to the Governing Body. The Governing Body will determine the duties and powers of those committees,

and their memberships. The committees will exercise the powers determined by the Governing Body, in accordance with the Statutes, Ordinances and Regulations.

20. The Governing Body will appoint Council, to conduct the general administration and management of the affairs of the College, the Investment Committee, to manage all investments on behalf of the College, the Fellows' Remuneration Committee (Statute B.20), to consider the duties and benefits for Fellows, and such other committees as it determines by Ordinance.
21. The Fellows' Remuneration Committee determines all matters related to the salaries and benefits of Fellows and other academic staff. It reports its general decisions to the Governing Body and individual salaries to Council. The Chair of the Fellows' Remuneration Committee and a majority of its members are chosen to be independent of the College and not members of the College's academic staff.

#### *Junior Members of the Governing Body, the Council and Committees*

22. Where junior members are members of the Governing Body, the Council or any other Committee, they shall not attend meetings or parts thereof during the transaction of business declared by the Chair of the meeting, whose decision shall be final, to be reserved business; nor shall they receive papers dealing with such reserved business, although at the discretion of the Chair they may receive minutes of the decisions taken. Reserved business shall include appointments, promotions, elections and matters affecting the personal position of the Provost, Fellows, junior members or staff of the College, the admission of individuals or their academic assessment, and any other matter at the discretion of the Chair.

### **C. THE COUNCIL**

1. The Council shall have such authority in relation to the general administration and management of the affairs of the College as shall from time to time be entrusted to it by the Governing Body, and such authority may be withdrawn or modified in like manner. The Council may, to the extent of the authority so entrusted to it, exercise all powers which by the Statutes are given to the Governing Body by name, but it shall not be authorised to perform any acts which a Congregation is expressly required or empowered to perform by these Statutes.
2. The Council shall exercise a general superintendence over the educational work of the College, and shall have the power of electing to scholarships, of awarding prizes, of appointing and of dismissing the staff of the College, and of performing such other acts as it is by the Statutes expressly required or empowered to perform.
3. The Council shall, to the extent of the authority entrusted to it, have power from time to time to make Regulations for the good government of the College and for the promotion of its welfare as a place of education, religion, learning and research. A Regulation may be amended or rescinded by a simple majority vote of the Council.
4. The composition of the Council shall be determined by Ordinance, provided that the Provost shall always be a member.
5. The procedure for the conduct of Council business shall be determined by Ordinance.

## D. THE PROVOST

### *Qualifications and Duties*

1. The Provost shall be distinguished for learning and shall be that person who, in the judgment of the Fellows of the College, is best qualified to secure the good government of the College as a place of education, religion, learning and research.
2. The Provost shall exercise a general superintendence over the affairs of the College, shall, if present, preside *ex officio* at all Congregations and meetings of the Council, and shall have the power, in all cases not provided for by these Statutes, by Ordinance or by Regulation, to make such provision for the good government and discipline of the College as he or she shall think fit.
3. The Provost shall ensure that the Statutes, Ordinances and Regulations of the College are adhered to in the government of the College.

### *Election*

4. The electors to the Provostship shall be the senior members of the Governing Body, excluding the Provost.
5. A Provost may be elected to assume office on the date when his or her predecessor will leave office.
6. When an election for the Provost is required, Council will appoint an Election Committee to organise the election. It will call a congregation of the electors to explain the election process and timetable.
7. When the electors have determined on a single candidate, the committee will call a congregation of the electors to be held in the Chapel. Notice of the election and the candidate to be considered will be given to each elector at least fourteen days in advance. No person shall be elected as Provost unless he or she secures the votes of a majority of the electors.
8. At the election congregation, the Chair (normally the Vice-Provost or his or her deputy) will require each elector to make the following declaration:

*I, M. N., do solemnly declare that I will choose as Provost the person who is in my judgement best qualified, according to the Statutes, to secure the good government of this College as a place of education, religion, learning and research.*

9. After this declaration has been made by all the electors present, the electors will each write and sign their own votes. Scrutineers, appointed by the electors, will collect the signed votes and announce the number of votes for and against the candidate. If a majority of the electors are present and vote to elect the candidate, then the scrutineers shall pronounce him or her duly appointed as Provost-elect. If at the first ballot the candidate does not secure sufficient votes to be elected, a second ballot shall follow immediately in the same manner as before.
10. If, after the second ballot, the candidate does not secure sufficient votes to be elected, the congregation shall be adjourned, after fixing a date for a further congregation to be held not less than seven days later. The procedure followed at any adjourned meeting shall be the same as described in this Statute for the first meeting. Notice of the adjourned meeting shall be given to all electors.
11. If, after the office of Provost has been vacant for twelve months, no person has been elected, the power of the electors to fill that vacancy shall cease and the power to appoint a Provost shall devolve upon the Crown. But where an election is made and then

becomes void under Section 14 of this Statute, the power to appoint shall not be transferred to the Crown until twelve months from when the election became void, if that is later.

12. The Vice-Provost shall inform the Provost-elect of his or her election, and if he or she accepts the office, notice of the election and acceptance shall forthwith be certified to the Visitor under the Common Seal of the College. The Provost-elect shall be admitted to office within fourteen days of Full Term following the election or following the office becoming vacant if that is later. The Visitor, failing whom the Vice-Provost, shall admit the Provost-elect to the office.
13. A person elected or appointed to be Provost shall be admitted, after making the following declaration in the presence of the Fellows assembled in the College Chapel:

*I, M. N., elected Provost of the King's College of Our Lady and Saint Nicholas in Cambridge, do solemnly declare that I will govern the College according to the Statutes thereof, and will endeavour to the utmost of my power to promote the interests of the College as a place of education, religion, learning and research.*

14. The election of a Provost shall become void if, before admission, he or she declines the office, or retracts acceptance having accepted, or dies, or if, before he or she is admitted, the Visitor, acting at the request of two thirds of the electors, after making due enquiry, rules in his discretion that for some good reason the election shall be annulled. If an election becomes void a new election shall then be held. This Statute shall apply to the conduct of this election, except that the minimum period of notice for any meeting of the electors shall then be reduced to seven days.

#### *Residence*

15. The Provost shall reside in College (or in another residence approved by the Governing Body) during Full Term, unless absent on College business, or on account of illness, or other grave cause approved by the Council.

#### *Emoluments*

16. The emoluments of the Provost, to include a residence in College, shall be determined by the Fellows' Remuneration Committee and reported to the Governing Body.

#### *Tenure*

17. The Provost shall hold office for a total of no more than ten years, and for such initial period as the Governing Body shall determine at the time of election. A Provost shall be eligible for re-election from the end of this initial period by a two-thirds majority of those present and voting at a specially convened Congregation of the Governing Body.
18. The Provost shall not be present at any Congregation or at any meeting of the electors to the Provostship held under the provisions of this Statute.

#### *On vacation of office*

19. The Provost, on vacating office either by voluntary retirement or under the provisions of this Statute, shall thereupon become a Life Fellow, subject to the same conditions and with the same rights as other Life Fellows.

#### *Removal and suspension from office*

20. The Provost may be removed from office or suspended as provided in Statute R.



## E. THE FELLOWS AND ASSOCIATE FELLOWS

1. There shall be the following classes of Fellows:
  - a. Official Fellows
  - b. Research Fellows
  - c. Extraordinary Fellows
  - d. Life Fellows
2. No Fellow shall hold a Fellowship of the College in more than one class concurrently. The quota or maximum number of Fellows in each class shall be determined by Ordinance.
3. If a Fellow is admitted to the Headship or a Fellowship of any College in the University of Cambridge or the University of Oxford (other than an Honorary or Emeritus Fellowship, or their equivalent), he or she shall thereupon vacate his or her Fellowship.

### *Election and Admission of Fellows*

4. Where Electors to Fellowships are senior members of a committee or of the Council, they shall not transact any business with a view to electing a Fellow unless at least one half of their number is present.
5. No candidate shall be elected a Fellow without the concurrence of at least one half of the Electors present at the election; the Provost, or in his or her absence the Vice-Provost, or, in the absence of both, the senior Fellow present, having a second or casting vote in case of an equality of votes.
6. When the Electors to Fellowships for Official, Extraordinary or Research Fellowships meet to elect a Fellow, each member present who is entitled to vote shall make the following declaration before proceeding to make the election:

*I do solemnly declare that I will vote for those candidates who are [that candidate who is] in my judgement the most fit to be Fellows [a Fellow] of the College as a place of education, religion, learning and research.*
7. The date of commencement of a Fellowship shall be determined by the Electors at the time of election, subject to the signing of a contract of employment for any associated qualifying office.
8. Within a reasonable time after the election, the Provost or in his or her absence the Vice-Provost and at least ten of the Fellows shall meet in the College Chapel and shall call upon the several Fellows-elect to make the following declaration:

*I, M.N., elected a Fellow of this College, do solemnly declare that I will observe all the Statutes of the College, and will endeavour to the utmost of my power to promote the interests of the College as a place of education, religion, learning and research.*

Following the declaration, the Fellows-elect are admitted into their Fellowships in the customary manner by the Provost or the Vice-Provost.
9. If any person elected into a Fellowship shall fail to make the declaration in Section 9 of this Statute as reasonably requested, his or her election shall be void.

### *Requirements and Privileges of Fellows*

10. Subject to these Statutes, the tenure, rights privileges and duties of a Fellow at the time of first election, and also on any renewal of the Fellowship and any associated qualifying office, shall be specified by the Electors to Fellowships, subject to confirmation by the Fellows' Remuneration Committee.

11. All Fellows shall preserve their seniority in the order of Fellows according to priority of first election as Fellows, or as Provost, if not formerly a Fellow.

#### *Retirement, Resignation and Removal of Fellows*

12. Holders of any class of Fellowship may resign their positions at any time by notice in writing addressed to the Provost, giving due notice if required by the conditions of resignation from any office associated with the Fellowship
13. The Governing Body may by Ordinance set a retirement age from qualifying offices held by Official Fellows, and from other classes of Fellowship.
14. The Governing Body may by Ordinance, and subject to the provisions of Statute R, determine procedures for the termination of Fellowships and removal from any associated Offices.

#### *Official Fellowships*

15. The Electors to Official Fellowships shall be the Senior Members of Council. The Electors may elect into Official Fellowships persons appointed to a Teaching Office specified in Statute F and the associated Ordinance, or persons having special duties of teaching or research or other service to the College as specified by the Council.
16. Holders of one or more of the College Offices as specified in Statute F and the associated Ordinance will be deemed to be elected into Official Fellowships on their initial appointment by the Governing Body.
17. The maximum tenure of an Official Fellowship is specified by Ordinance. Official Fellowships may be renewed by majority vote of the Council, subject to the provisions of E.18 below.
18. An Official Fellow shall vacate his or her Official Fellowship on the last day of the academical year in which he or she either attains the retirement age, as specified by Ordinance, or ceases to hold the office or perform the duty which forms the condition of his or her Fellowship.

#### *Research Fellowships*

19. The Electors to Research Fellowships shall be specified by Ordinance and shall always include the Provost.
20. The Electors may elect into Research Fellowships persons whose primary duty shall be to engage in research.
21. A Research Fellow shall be elected for a term of up to four years with no possibility of re-election into a Research Fellowship.
22. The Governing Body may, by Ordinance, determine conditions under which Research Fellowships may be intermitted.
23. The Electors may make it a condition of any Research Fellowship that the Fellow reside in Cambridge to a stated extent, and the Fellow shall vacate his or her Fellowship if he or she fails to comply with such a requirement within a reasonable period after being given notice of any breach by the Council.

#### *Extraordinary Fellowships*

24. The Electors to Extraordinary Fellowships shall be the Senior Members of the Governing Body. An Annual Congregation may, by the vote of three quarters of those present, elect into Extraordinary Fellowships persons whose election is deemed to be in the interests of the College. An Extraordinary Fellow shall be elected in the first instance for a period of not more than five years. The conditions under which an Extraordinary Fellow holds his or her Fellowship shall be determined by the Governing Body at the time of election.

25. An Extraordinary Fellow shall be eligible for re-election from time to time for periods of not more than five years, by a simple majority vote of a Congregation.
26. An Extraordinary Fellow shall vacate his or her Extraordinary Fellowship on the last day of the academical year in which he or she either attains the retirement age as specified by Ordinance, or ceases to meet the conditions, if any, under which his or her Fellowship is held.

#### *Life Fellowships*

27. Any Fellow who shall have held a Fellowship of the College for not less than twenty-five years in total and satisfies any further conditions imposed by Ordinance shall *ipso facto* become a Life Fellow of the College.
28. The Governing Body may elect into a Life Fellowship a Fellow who would have reasonably expected to complete twenty-five years' service but has taken early retirement on account of serious illness or disability.
29. Life Fellows elected under the former Statutes shall retain their rights and privileges as if they had satisfied the conditions of this Statute.
30. Life Fellowships may be held for an indefinite period subject to the provisions of Ordinances and of Statute R.

#### *Classes of Associate Fellows*

31. There shall be the following classes of Associate Fellows:
  - (a) Honorary Fellows
  - (b) Visiting Fellows
  - (c) Fellow Benefactors
  - (d) Fellow Commoners
  - (e) Directors of Research
  - (f) Emeritus Fellows
  - (g) Bye-Fellows
  - (h) Chaplains
  - (i) Emeritus Chaplains
32. The Governing Body may, by Ordinance, create new classes of Associate Fellows or suppress any classes not described by name in these Statutes.
33. The quota or maximum number of Associate Fellows in each class shall be determined by Ordinance.
34. Associate Fellows are Senior Members of the College. They are not Fellows and so are not members of the Governing Body but may perform duties and be entitled to privileges as specified in Ordinances and in Regulations of the Governing Body or Council.
35. The Governing Body may, by Ordinance, and subject to the provisions of Statute R, determine procedures for the termination of an Associate Fellowship.

#### *Honorary Fellows*

36. An Annual Congregation may, by the vote of three quarters of those present, elect any person of eminence into an Honorary Fellowship. In making an election, the Congregation shall have regard to the quota for the number of Honorary Fellowships specified by Ordinance. An Annual Congregation may, by a like vote, terminate the tenure of an Honorary Fellowship for grave cause.

37. The procedure for the election of an Honorary Fellow shall be determined by Ordinance and by Regulation of the Governing Body.
38. An Honorary Fellow shall not be entitled to any stipend; but he or she shall enjoy such privileges as the Governing Body shall from time to time determine.
39. Honorary Fellows shall be admitted in the Chapel in the same manner as for Fellows.

#### *Visiting Fellows*

40. An Ordinary Congregation may from time to time, by the vote of three quarters of those present, including the affirmative votes of at least one fifth of the senior members of the Governing Body, elect any person to a Visiting Fellowship, if it considers that he or she is suitable for election and that his or her election is in the interests of the College. In making an election, the Congregation shall have regard to the quota for the number of Visiting Fellowships specified by Ordinance.
41. The conditions under which a Visiting Fellowship is held shall be determined at the time of election subject to Ordinance and to Regulation of the Governing Body.

#### *Fellow Benefactors and Fellow Commoners*

42. An Ordinary Congregation may elect as a Fellow Benefactor any person who has contributed in an exceptional way to the College.
43. An Ordinary Congregation may elect as a Fellow Commoner any person who has contributed in a very significant way to the College.
44. The qualifications for the election of Fellow Benefactors and Fellow Commoners, and their associated tenure and privileges, shall be determined by Ordinance and by Regulation of the Governing Body.
45. Fellow Benefactors and Fellow Commoners shall be admitted in the Chapel in the same manner as Fellows.

#### *Directors of Research*

46. An Ordinary Congregation may elect any former Fellow who has retired from his or her Fellowship, and who holds the University Office of Director of Research, as a College Director of Research.
47. The qualifications, tenure and privileges of a College Director of Research shall be determined at the time of election, subject to Ordinance and to Regulation of the Governing Body.

#### *Emeritus Fellows*

48. Emeritus Fellows in Class (i) are former Fellows of the College who are appointed by Council. The qualifications, tenure and privileges associated with Emeritus Fellowships in Class (i) are determined by Council on appointment, subject to Ordinance and to Regulation of the Governing Body.
49. Emeritus Fellows in Class (ii) are former Life Fellows of the College who have retired from the Governing Body according to the provisions of Ordinances. Their rights and privileges are determined by Ordinance.

### *Bye-Fellows and Chaplains*

50. Bye-Fellows and Chaplains are appointed by Council. The qualifications, tenure and privileges associated with these positions are determined by Council on appointment, subject to Ordinance and to Regulation of the Council or Governing Body.
51. Bye-Fellows are admitted in the Chapel by the Provost or Vice-Provost having made a declaration in a form prescribed by Ordinance.

### *Emeritus Chaplains*

52. An Ordinary Congregation may elect a former Chaplain, on retirement from office, as Emeritus Chaplain. The tenure and privileges of an Emeritus Chaplain are determined by Ordinance and by Regulation of the Governing Body.

## **F. THE OFFICERS**

### *The College officers*

1. The College Officers shall be the Vice-Provost, the Dean of Chapel, the First Bursar, the Senior Tutor, and the holders of such other offices (which may include further Bursars or Tutors) as may from time to time be created by Ordinance.
2. Save as otherwise provided in these Statutes or in Ordinances, College Officers shall be appointed by the Governing Body with such duties, tenure, stipend and allowances as the Governing Body shall from time to time propose, subject to confirmation by the Fellows' Remuneration Committee.
3. Where the Governing Body appoints a College Officer, and the office is associated with an Official Fellowship, he or she shall become an Official Fellow as provided for in Statute E.17.
4. The Council may grant leave of absence with or without stipend and allowances to any College Officer on such terms as the Council may from time to time determine. The Council may appoint, on such terms as it deems fit, a deputy to discharge the duties of a College Officer granted leave of absence during the currency of such leave.
5. A College Officer shall retire from office when he or she reaches the retiring age, as specified by Ordinance.

### *The Vice-Provost*

6. The Vice-Provost shall be elected by the Governing Body from among the Fellows who are members of the Governing Body. The procedure for the election of the Vice-Provost shall be determined by Regulation of the Governing Body.
7. It shall be the duty of the Vice-Provost to attend, under the Provost, to the good government of the College, according to the Statutes thereof, to act as the Provost's deputy in his or her absence or disablement, and to perform all such other acts as are prescribed by these Statutes or as may from time to time be prescribed by the Governing Body.
8. The Governing Body shall by Ordinance make regulations to provide for a deputy in case of the Vice-Provost's absence or disablement or of a vacancy of the office.
9. The Vice-Provost shall hold office for such period not exceeding five years as the Governing Body shall determine at the time of election, and may be re-elected for periods

not exceeding five years by the vote of two-thirds of those present and voting at a Congregation, subject to the provisions of Ordinances.

10. The Vice-Provost may be removed from office by the vote of three quarters of those present at a Congregation, including the affirmative votes of at least one fifth of the senior members of the Governing Body.

#### *The Dean of Chapel*

11. It shall be the duty of the Dean of Chapel, under the supervision of the Governing Body and the Council, to provide for Chapel services in accordance with Statute I, to oversee the life of the Chapel, and to undertake such other duties as may be specified by Ordinance.

#### *The First Bursar*

12. It shall be the duty of the First Bursar, under the supervision of the Governing Body, the Council and the Investment Committee, to manage the finances and investments of the College, to raise loans and give financial undertakings on behalf of the College, and to undertake such other duties as are specified by Ordinance.

#### *The Senior Tutor*

13. It shall be the duty of the Senior Tutor, under the supervision of the Governing Body and the Council, to oversee the provision of education within the College, to keep under review the academic performance and welfare of all members *in statu pupillari*, and to make recommendations to the Council regarding the appointment of academic Officers.

#### *The Teaching Officers*

14. The Council may appoint Teaching Officers to undertake teaching duties and other administrative duties connected with the education of members of the College *in statu pupillari*, including Direction of Studies.
15. The duties and tenure of Teaching Officers shall be determined by the Council on appointment subject to any relevant Ordinances. The stipends and other emoluments of Teaching Officers shall be recommended by Council on advice from the Senior Tutor, subject to confirmation by the Fellows' Remuneration Committee.
16. If the Teaching Officer holds a University Teaching Office or other similar employment, his or her employment as a Teaching Officer is contingent on his or her continuing to hold such University Office.
17. The Council may elect Teaching Officers into Official Fellowships as specified in Statute E.15.
18. The Council may grant leave of absence with or without stipend and allowances to any Teaching Officer on such terms as the Council may from time to time determine by Regulation. The Council may appoint, on such terms as it deems fit, a deputy to discharge the duties of a Teaching Officer granted leave of absence during the currency of such leave.
19. A Teaching Officer shall retire from office when he or she reaches the retiring age, as specified by Ordinance.

## *Suspension and Removal of College Officers and Teaching Officers*

20. The Governing Body may, by Ordinance and subject to the provisions of Statute R, determine procedures for the suspension or removal of a College Officer or a Teaching Officer from office.

### **G. MEMBERS *IN STATU PUPILLARI***

1. The admission of members *in statu pupillari* for the purpose of education and research shall be under the supervision of the Council, which may delegate these responsibilities to such College Officers as it may determine.
2. No person shall be permitted to come into residence as a member *in statu pupillari* until he or she has satisfied such conditions of admission as are prescribed by the University and such other conditions as the College may think fit to impose.
3. The Council shall have power to make Regulations governing the studies of members *in statu pupillari*, their periods of residence, their behaviour whilst in residence, and the conditions (including conditions as to academic performance) upon which they are permitted to reside.
4. The enforcement of College Regulations concerning academic performance shall be a matter for the Council, whose decision shall, subject to Statute Q, be final.

### **H. SCHOLARSHIPS**

1. The Council, in accordance with such Regulations as may be applicable, may award Scholarships.
2. The tenure and emoluments of Scholarships shall be as determined by Regulations made from time to time.
3. Every person awarded a Scholarship shall be admitted a Scholar by the Provost, or in his or her absence by the Vice-Provost.
4. The Council may make such Regulations as it shall think proper with respect to the residence and studies of Scholars; and any Scholar who fails to conform to such Regulations or to make reasonable progress in his or her studies, may be deprived by the Council of his or her Scholarship, or of the whole or part of the emoluments of the same.

### **I. DIVINE SERVICE**

1. Divine Service in the Chapel shall be the responsibility of the Dean of Chapel, subject to such Ordinances and Regulations as may be applicable.
2. Daily Service shall be held in the Chapel during Full Term in a form permitted by the Church of England.
3. There shall be the following persons with duties assigned to the Chapel: the Director of Music, a Master over the Choristers, a Chaplain, and members of the Choir. These persons, with the exception of the Director of Music, will normally be appointed by Council.
4. The Choir shall comprise of Choristers, Choral and Organ Scholars, and Lay Clerks. Their education, duties and remuneration shall be determined by Ordinance.

## **J. ENDOWMENTS**

1. The College, through the Governing Body, shall have power to accept endowments for any purpose in furtherance of the interests of the College as a place of education, religion, learning and research, subject to the provisions of these Statutes and of Ordinances.
2. The power in 1. above may, by Ordinance, be delegated to the Council, the First Bursar or other College Officer or Committee in respect of endowments whose value is less than a specified maximum.
3. The Governing Body may make Ordinances or Regulations giving effect to the wishes or suggestions of donors recorded in writing regarding the application of such endowments and regarding any award or emolument to be supported thereby, whether expressed so as to create a trust or not. No such Ordinance or Regulation shall derogate from any obligation imposed on the College by the Statutes of the University.
4. Notwithstanding the provisions of any instrument governing a particular endowment, the Governing Body shall have power to make Ordinances enlarging the purpose or purposes to which a trust fund can be applied, (provided always that the Governing Body shall have regard to the main design of the founder of the trust); or determining the qualifications of candidates for any emolument provided out of a trust fund; or determining the value or the conditions of tenure of such an emolument; provided always that the foregoing provisions shall not have effect unless sixty years have elapsed since the date on which the instrument governing the endowment came into operation.

## **K. INVESTMENTS**

1. The Investment Committee shall have the power to manage all investments on behalf of the College. It will act in accordance with any instructions approved by the Governing Body and will report to the Governing Body at the Annual Congregation and at other times as necessary.
2. The Investment Committee shall have power to authorise the purchase, sale or transfer of property, real or personal, and securities (which term includes stocks, funds and shares) of any description on behalf of the College. It may make any investment, manage that investment, and carry out any transaction which an individual holding such an investment for his or her own absolute benefit might do.
3. In order to facilitate the management of investments under the control of the College, the Investment Committee may at any time and from time to time resolve that all or any part of the endowment or other funds to which this Statute applies be treated as one amalgamated fund invested for the rateable benefit of the property comprised in it (hereinafter called the constituent funds) and to and upon any such resolution the following provisions shall apply:
  - a. no investment shall be brought into an amalgamated fund upon its first constitution or upon any change of investment that is expressly disallowed as an authorised investment for any of the constituent funds;
  - b. an amalgamated fund shall be held on behalf of the constituent funds in shares as nearly as may conveniently be proportionate to their respective capital values upon the first constitution of the amalgamated fund; such shares shall be fixed by resolution of the Investment Committee;
  - c. the Investment Committee may at any time increase any amalgamated fund by adding thereto new constituent funds, and upon any such increase shall fix the share of such new constituent funds in the resulting amalgamated fund;
  - d. the Investment Committee may at any time wind up any amalgamated fund and divide the investments thereof between the constituent funds in proportion to their respective



shares therein or may bring all or any of the shares into a new or other amalgamated fund, in accordance with the provisions of this Section.

4. The Investment Committee may appropriate and distribute for expenditure as much of the fair value of any amalgamated fund as it in its absolute discretion considers prudent, having regard to the total return achieved and reasonably to be expected in the long term of the amalgamated fund, and shall distribute in proportion to the constituent funds at the time of the distribution.
5. Any surplus income of a trust to which this Statute applies may, at the discretion of the Governing Body, be applied as income for the purposes of the trust in any subsequent year, or may be applied for the general educational purposes of the College. For this purpose, 'surplus income' means income unexpended in any year after the purposes of the trust have been provided for in that year (whether wholly by income from the trust or partly by income from the trust and partly by other means) in so far (if at all) as in the opinion of the Governing Body it is possible to provide.
6. In this Statute:
  - (a) 'fair value' means the amount at which an asset could be exchanged in an arm's length transaction between informed and willing parties, other than in a forced or liquidation sale; and
  - (b) 'total return' means return in terms of both income, whether received or accrued, and capital appreciation, whether realised or unrealised; and
  - (c) 'income' of the College or of any trust shall include the total sums appropriated in accordance with Section 4 of this Statute.
7. The powers conferred by this Statute shall apply to all endowments, land, securities, property and funds of the College not held on any trust; and to any endowment; benefaction or trust for purposes connected with the College of which the College is trustee and which existed on the date of approval of these Statutes by Her Majesty in Council; and, to the extent permitted by law, to any such fund created after that date, and in respect of which the College, as trustee, has consented to the provisions of this Statute.

## **L. COLLEGE ACCOUNTS AND AUDIT**

1. The College accounts shall be kept and audited in such manner as may be prescribed by the statutes of the University.
2. The First Bursar shall, on the application of any Fellow, submit for his or her inspection the full accounts of income and expenditure of the College.
3. The College accounts shall be audited once every year. The Governing Body shall appoint for that purpose professionally qualified auditors who shall be independent of the College and shall make a report to the Governing Body concerning such matters regarding the financial and other affairs of the College as they consider appropriate. The Governing Body shall make arrangements for the payment of such remuneration of the auditors as it shall consider appropriate.
4. The Governing Body shall appoint an Audit and Scrutiny Committee that will examine the College's financial and other affairs, including any report of the auditors, and report to the Annual Congregation.
5. The First Bursar shall send a copy of the College accounts to each member of the Governing Body annually, and the accounts shall be considered at the Annual Congregation.

## **M. COLLEGE FEES AND CHARGES**

1. The Council shall have power to determine, and revise, the fees and the charges to be paid for rents, meals and services by members of the College and others.
2. It shall be the duty of all members of the College to pay such fees and charges as may be due from them. Any member of the College who fails to do so may be subject to disciplinary action.

## **N. CONTRIBUTION TO THE UNIVERSITY**

1. The College shall pay each year to the University the sum authorised by the statutes of the University to be levied from the College. The trust funds shall severally bear their proportionate share of this sum.

## **O. THE COMMON SEAL**

1. The Provost and the First Bursar shall be responsible for the safe custody of the Common Seal of the College.
2. The Common Seal may only be used in pursuance of a resolution of the Governing Body. The Governing Body may resolve, through Ordinance, to permit the sealing of and delivery of any class of deed or instrument.
3. The Common Seal shall only be affixed to any deed or instrument in the presence of two members of the Governing Body, one of whom shall be the Provost or a College Officer and the other a Fellow. Both shall sign the document and the record of the sealing.
4. All uses of the Common Seal will be recorded in a register.

## **P. THE VISITOR**

1. The Visitor of the College shall be, as heretofore, the Bishop of Lincoln.
2. The Visitor shall have full power to determine all questions as are by law generally exercisable by the Visitor of a College.
3. Any applicant to the Visitor shall be entitled to have his or her complaint or appeal considered unless the Visitor rules that the complaint or grounds of appeal are trivial, frivolous or vexatious.

## **Q. DISCIPLINE OF MEMBERS *IN STATU PUPILLARI***

1. This Statute and 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 enable the College to operate efficiently and effectively as a place of education, religion, learning and research;
  - b. to ensure that members *in statu pupillari* have freedom within the law to question received wisdom, and to put forward new ideas and controversial and unpopular opinions, without placing themselves in jeopardy of losing their membership of the College or privileges;
  - c. to apply the principles of justice and fairness.

2. All persons *in statu pupillari* shall:
  - a. observe the Statutes, and obey all Ordinances and Regulations and all other orders, instructions, rules or regulations as may from time to time be issued by a duly authorised Officer;
  - b. apply themselves diligently to their studies;
  - c. show due respect and obedience to the Provost, Council, the College Officers and any person charged with directing their studies;
  - d. pay the fees and charges due from them to the College when requested to do so; and
  - e. conduct themselves in an orderly manner.
3. If any person *in statu pupillari* shall fail to behave in the manner prescribed in Section 2 of this Statute, or shall act in a manner which is prejudicial to good order, the good name or the good governance of the College, the Council, or any College Officer so authorised by the Council, may impose such proportionate penalty on that person as the offence may in their judgement deserve.
4. The Governing Body shall specify by Ordinance the procedures for regulating and reviewing disciplinary decisions of College Officers, and of the Council. Such procedures shall afford the person subject to a disciplinary decision the right to a fair hearing and shall make provision, where the reviewing body considers it appropriate, for the original disciplinary decision to be quashed or a lesser or a greater penalty substituted.

## **R. CONDUCT OF ACADEMIC STAFF**

1. The Governing Body shall specify by Ordinance the circumstances in which a member of the academic staff may raise any grievance, suffer any disciplinary sanction, or be suspended or removed from post, in relation to any position in the College held by that member.
2. Any Ordinance made under this Statute shall be formulated and construed with the following aims:
  - a. To promote the interests of the College as a place of education, religion, learning and research.
  - b. To be just and fair to all involved.
  - c. 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.
3. The Ordinances under Statute R.1 may refer to employment policies included in an Academic Staff Handbook and available to all academic staff.
4. Any changes to Ordinances under this Statute, or to the Academic Staff Handbook, will require approval by the Fellows' Remuneration Committee because of potential conflicts of interest for members of the Governing Body.
5. Ordinances under Statute R.1 will specify the manner in which issues are to be considered and determined. These Ordinances, and any related policies, may make different provisions for different posts and circumstances. In particular, they may distinguish between probationary and post-probationary tenure, between fixed or indefinite appointments, and between degrees of seriousness.
6. In any proceedings involving a member of academic staff, the Statutes and Ordinances in place at the time when the issue first arose for that person will be used.
7. In this Statute expressions shall be given the following meanings:

“member of academic staff” refers to the Provost, a Fellow, an Associate Fellow or any other academic position specified by Ordinance.

#### **S. DATE OF NEW STATUTES AND REPEAL OF PREVIOUS STATUTES**

1. These Statutes shall take effect on the Effective Date and shall apply to the Provost and Fellows from that date.
2. On the Effective Date all the Statutes of the College in force before that date shall be repealed but nothing in this revocation shall affect the legality or validity of any act, deed or thing lawfully done or executed under the provisions thereof. All Ordinances and Regulations passed under such Statutes and in force immediately before that date shall remain in force but so that any new Ordinance and any change to any Ordinance or to any Regulation duly passed under such Statutes and expressed to come into effect on the Effective Date shall then be effective.
3. The repeal of such former Statutes shall not be taken to revive any provision repealed by such former statutes.
4. The Governing Body shall prescribe how Fellows under the former classes of Fellowship become Fellows under the new classes.

#### **T. CHANGES TO THE STATUTES**

1. These Statutes may be changed under the procedures laid down by the Universities of Oxford and Cambridge Act 1923, and in accordance with the process outlined for doing so laid down in the Statutes and Ordinances of the University of Cambridge in force at the time of the proposed change.

#### **U. INTERPRETATION**

1. In these Statutes, in Ordinances and in Regulations, unless the contrary be provided or the context so requires:
  - a. ‘Academical year’ shall have the meaning prescribed from time to time in the statutes and Ordinances of the University;
  - b. ‘College’ means The King’s College of our Lady and Saint Nicholas in Cambridge;
  - c. ‘Electors to Fellowships’ has the meaning attributed in Statute E; sections E.15, E.19 and E.24;
  - d. ‘Effective Date’ means the date of the approval of these Statutes by Her Majesty in Council;
  - e. ‘Fellow’ means a Fellow of the College elected or appointed pursuant to Statute E or predecessor statutes;
  - f. ‘Full Term’ shall have the meaning prescribed from time to time in the Statutes and Ordinances of the University;
  - g. ‘Junior member’ means a member of the College *in statu pupillari*;

- h. 'Membership of the College' means membership conferred on a person by these Statutes, by matriculation as a member of the College or pursuant to Statute A;
  - i. 'Officer' has the meaning attributed in Statute F;
  - j. 'Ordinance' has the meaning attributed in Statute B, Section B.15 ;
  - k. 'Regulation' has the meaning attributed in Statute B, Section 16 and Statute C, Section 13;
  - l. 'Residence', 'reside' and cognate terms shall bear such meanings as may from time to time be determined by Ordinance. Different meanings may be determined for different purposes or for different classes of member of the College;
  - m. 'Section' means a Section of these Statutes;
  - n. 'Senior member of the Governing Body' has the meaning attributed in paragraph (a) of Section B.1;
  - o. 'Senior members of the Council' means the Provost and Fellows of the College who are members of the Council;
  - p. 'Seniority' when referring to Fellows shall have the meaning attributed in Statute E, Section 11;
  - q. 'A person *in statu pupillari*' means a matriculated member of the College who is neither a Fellow nor an Officer and who, with the permission and under the supervision of the Council is actively pursuing a course of study leading to a degree, diploma or certificate conferred by the University;
  - r. 'Suspend' means to suspend on full pay;
  - s. 'Are present' (at a meeting) means either to be present in person or to be present electronically through an online platform.
  - t. 'Term', 'Full Term' and 'University Retirement Age' shall have the meanings prescribed from time to time in the Statutes and Ordinances of the University;
  - u. 'University' means the University of Cambridge.
2. Any question which may arise as to the construction of these Statutes shall be decided by a resolution of a Congregation passed after not less than seven days' notice and expressly referring to this Statute, subject to an appeal to the Visitor by the Provost, or any three Fellows, under the provisions of Statute P.

## END OF THE STATUTES