

MINUTE OF A MEETING of the University Court of the University of Edinburgh held in Raeburn Room, Old College on Monday 19 September 2011.

Present: Rector (in chair)
The Principal
Mr A Johnston
Professor A M Smyth
Mrs M Tait
Professor J Ansell
Professor D Finnegan
Professor A Harmar
Professor S Monro, Vice-Convener
Dr C Masters
Mr M Murray
Mrs E Noad
Mr D Workman
Mr M McPherson, President Students' Representative Council
Mr M Williamson, Vice-President Students' Representative Council

In attendance: Ms S Beattie-Smith, Rector's Assessor
Senior Vice-Principal Professor N Brown
Vice-Principal Professor J Haywood
Vice-Principal Professor D Miell
Vice-Principal Professor L Yellowlees
Vice-Principal Professor D Hounsell
Dr K Waldron, University Secretary
Mr N Paul, Director of Corporate Services
Dr A Cornish, Deputy University Secretary and Director of Planning
Mr A Currie, Director of Estates and Buildings
Ms S Gupta, Director of Human Resources
Dr K J Novosel, Head of Court Services

Apologies: Dr M Aliotta
The Rt Hon G Grubb, Lord Provost of the City of Edinburgh
Professor J Barbour
Mr P Budd
Ms A Richards
Mr D Brook

A FORMAL BUSINESS

1 MINUTE OF THE MEETING HELD ON 20 JUNE 2011 Paper A1

The Minute of the meeting held on 20 June 2011 was approved as a correct record.

2 MINUTE OF THE MEETING HELD ON 5 SEPTEMBER 2011 Paper A2

The Minute of the meeting held on 5 September 2011 was approved as a correct record.

Matters Arising

Court noted that the University Secretary was investigating the practices in other Universities in respect of continuity of student representation on their governing bodies

and would discuss this matter further with EUSA prior to further discussion on this matter at Court.

It was further noted that it had been agreed that the University and EUSA would prepare a joint statement on the UK Government's position on RUK fees. There had been discussion on a joint statement following the last meeting of Court with some issues still to be resolved. Court agreed to discuss the wording of the statement at the end of this meeting.

3 NOTE OF ELECTRONIC MEETINGS CONCLUDED ON 19 JULY AND 12 AUGUST 2011 Paper A3

The note of the electronic meetings concluded on 19 July and 12 August 2011 was approved as a correct record.

4 ELECTION OF SENATE ASSESSOR Paper A4

Court noted the election of Professor Anthony Harmar to the position of Senate Assessor on Court with effect from 1 September 2011 until 31 July 2014.

B PRINCIPAL'S BUSINESS

1 PRINCIPAL'S COMMUNICATIONS Paper B1

Court noted the items within the Principal's report and the additional information on: the occupation of the George Square Lecture Theatre; engagement with Latin America, India and China; the Scottish Government's Spending Review; the National Student Survey 2011 and the actions being taken forward including the establishment of a task group led by the Senior Vice-Principal.

2 DESIGNATION OF ASSISTANT PRINCIPAL AND ACTING VICE-PRINCIPAL Paper B2

On the recommendation of the Principal, Court approved the following:

Professor Sarah Cunningham-Burley to be designated Acting Vice-Principal Equality and Diversity with effect from 1 September until 31 December 2011 to cover the study leave of Vice-Principal Professor Waterhouse.

Professor Mona Siddiqui to be designated Assistant Principal for Religion and Society from 1 December 2011 until 30 November 2014.

Court noted and welcomed the considerable contributions made by Vice-Principals and Assistant Principals designated to undertake specific tasks to the overall activities and reputation of the University.

3 PRINCIPAL

Court congratulated the Principal on being awarded an Honorary Doctorate from the University of Strathclyde in July 2011.

C SUBSTANTIVE ITEMS

1 REPORT OF THE FINANCE AND GENERAL PURPOSES COMMITTEE

Professor Monro presented the papers previously circulated.

Court approved and welcomed the Expenses Policy and guidelines and noted the reports from the Standing Consultative Committee for Redundancy Avoidance (SCCRA) and the Staff Committee. In particular Court welcomed the very positive actions being taken to improve performance and development reviews across the University and the establishment of a sub-committee of the Staff Committee to drive this forward. Court also welcomed the actions to improve academic female progression and the establishment of a further small steering group over the next year to take this forward, noting the increasing importance placed by funding bodies on institutions achieving Athena Swan awards and the need to consider initiatives for appropriate progression for all staff.

Report on Other Items

Paper C1.2

The proposed procedure for dormant or partially inoperative endowments in the light of Privy Council approval of the new Ordinance was approved by Court. The amendments to the staff section of the Delegated Authorisation Schedule were also approved by Court. Court further welcomed confirmation of the merger date with the two MRC Units of 1 October 2011 and noted the activities of the Investment Committee particularly in relation to ECA endowments.

2 EDINBURGH COLLEGE OF ART

Paper C2

Court noted that the formal merger with the Edinburgh College of Art was achieved on 1 August 2011 and that a reconstituted Edinburgh College of Art, containing the activities previously undertaken by the ECA and the University's School of Arts, Culture and Environment had now been established within the University. It was welcomed that integration was progressing satisfactory and that the Post Merger Working Group would continue to actively monitor the situation.

Court noted the position in respect of the ECA endowments, the total sum transferring across on 1 August and approved the arrangements to manage the ECA endowments and to separate out the three categories of endowments currently pooled within the Andrew Grant Scholarship Fund once the Accounts for 2010/2011 had been finalised. Court approved the delegation of the management of the awarding of prizes and scholarships from the ECA endowments (except in respect of the Andrew Grant Bequest) to the Bequest and Scholarship Committee to be established within the reconstituted Edinburgh College of Art. It was noted that a satisfactory way forward had been determined in respect of the ECA student union facilities and that there would be a formal Court review towards the end of this academic year and that the Scottish Funding Council would also be assessing the merger. A further paper would be presented to the next meeting of Court.

3 APPEAL TRIBUNAL

Paper C3

In accordance with the University's previous Disciplinary Policy, Procedure and Regulations – Academic and Academic-Related Staff which related to the now repealed Commissioners' Ordinance, Court approved the appointment of Ms Jane Green of Maclay, Murray and Spens LLP to hear an appeal against dismissal instituted by a former member of the University's academic staff; the disciplinary process had commenced prior to the new policy being approved by Court and therefore the previous policy required to be followed. Court further approved the nominations of Mr Alan Johnston and Professor Kathy Whaler to be the Court and Senate nominations respectively should Ms Green wish to sit with two other persons as set out in the policy.

4 UNIVERSITY'S ANNUAL INTERNAL REVIEW STATEMENT TO THE SCOTTISH FUNDING COUNCIL Paper C4

The Annual Internal Review Statement to the Scottish Funding Council was endorsed by Court. It was noted that, following approval by eSenate, 13-21 September 2011, the Statement would be issued to the SFC in accordance with the requirements set out in SFC/30/2008.

5 EUSA CONSTITUTION Paper C5

Court noted that the proposed changes still required to be formally ratified by the student body and that Court approval was required in accordance with statute to amend the student union constitution. Court further noted that EUSA incorporated two bodies: the Students' Representative Council (SRC) and the Edinburgh University Union (EUU). The SRC is the body that closely interacts with the University, being represented on Court and Senatus and representing students at course level. The EUU was established by the SRC and is the component of EUSA that focuses on commercial and facilities matters.

EUSA had recognised that the present SRC structure was no longer appropriate to meet the needs of the student body and in order to promote good governance arrangements and student participation a revised SRC structure had been developed. Court approved, in principle, the proposed new constitution.

6 RECTORIAL ELECTION Paper C6

Court approved the proposed arrangements for the 2012 Rectorial election particularly the Regulations to govern the conduct of the election and the statement on the Role of the Rector.

D ITEMS FOR FORMAL APPROVAL OR NOTE

1 ACADEMIC REPORT Paper D1

Court noted the summary of the business conducted by the Vacation Senate.

2 RESOLUTIONS Paper D2

Court approved the following Resolutions:

- Resolution No. 47/2011: Foundation of a Chair of Astrobiology
- Resolution No. 48/2011: Foundation of a Chair of Islamic and Inter-Religious Studies
- Resolution No. 49/2011: Foundation of a Chair of International Banking Law and Financial Regulation
- Resolution No. 50/2011: Foundation of a Personal Chair of Cultural History
- Resolution No. 51/2011: Alteration of the title of the Chair of Veterinary Immunology

3 THE UNIVERSITY OF EDINBURGH CROSS & SALMON TRUST Paper D3

Court approved the following appointments to the University of Edinburgh Cross and Salmon Trust: Dr Michael Cross; Ms Janet Salmon; Mr Jon Gorringer; Vice-Principal Professor Mary Bownes; and Mr Iain Fleming Riddle, all with immediate effect for a period of five years. It was further noted that the Principal was an ex officio Trustee of the University of Edinburgh Cross and Salmon Trust.

4 ECA LOAN TRANSFER

Paper D4

It was noted that as part of the merger with the Edinburgh College of Art, an outstanding loan agreement between ECA and Lloyds transferred to the University. Court formally approved the transfer of the loan in the following terms:

- (a) that the loan facility in an original principal sum of up to £7,500,000 be arranged with Lloyds TSB Bank plc and that the offer of such facility made by the Bank in a letter dated 1 August 2011 be accepted and that the University Secretary be authorised to make the necessary arrangements with the Bank and to sign on behalf of the University the Facility Letter.
- (b) that the University Secretary and the Director of Finance be and are hereby authorised on behalf of the University:
 - i) to give all written instructions to the Bank in respect of the drawdown and continuance of the Facility; and
 - ii) to give written confirmation of all instructions that are not given to the Bank in writing
- (c) that the Bank may hereby act on the instructions of any two of the following authorised officials of the University: Principal, University Secretary; Director of Corporate Services, Director of Finance; Deputy Director of Finance; Assistant Director(s) of Finance; and the Senior Management Accountant, and that the Bank will be issued with a certified copy of the list with specimen signatures.
- (d) that the appointment of additional authorised officials is certified by two of the officials listed in (c) above, and such appointment is notified to the Bank in writing.

Court further authorised the Vice-Convener of Court and the University Secretary to confirm this Court decision to Lloyds.

5 DONATIONS AND LEGACIES

Paper D5

Court was pleased to note the donations and legacies to be notified received by the University of Edinburgh, Development Trust between 1 June and 14 September 2011.

6 USE OF THE SEAL

Paper D5

A record was made available of all the documents executed on behalf of the Court since its last meeting and sealed with its common seal.

7 JOINT STATEMENT ON RUK FEES

Court considered the current drafts prepared by EUSA and the University and agreed appropriate wording which was acceptable to Court and EUSA. The agreed joint Statement would be circulated to all members of Court for information.

A MEETING OF THE TRUSTEE OF THE ANDREW GRANT BEQUEST *held in Raeburn Room, Old College on Monday 19 September 2011.*

Present: Rector (in chair)
The Principal
Mr A Johnston
Professor A M Smyth
Mrs M Tait
Professor J Ansell
Professor D Finnegan
Professor A Harmar
Professor S Monro, Vice-Convener
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In attendance: Senior Vice-Principal Professor N Brown
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1 **FUTURE ARRANGEMENTS FOR THE ANDREW GRANT BEQUEST** **Paper E1**

Court noted its role as corporate Trustee of the Andrew Grant Bequest in accordance with The Edinburgh College of Art (Transfer) (Scotland) Order 2011 with effect from 1 August 2011. It was noted that the total value of the ECA endowments on transfer was £4m including the sum of £1.7m received as repayment of the loan previously made from the funds of the ECA endowments to ECA and that the three categories of ECA endowments, including the Andrew Grant Bequest, were currently pooled and held within the Andrew Grant Scholarship Fund (AGSF). The Trustee approved the separation of the ECA endowments such that only the Andrew Grant Bequest would remain within the Andrew Grant Scholarship Fund and further approved that OSCR's consent should be sought to rename the Andrew Grant Scholarship Fund to the 'Andrew Grant Bequest' to reflect this. It was noted that the separation of the ECA

endowments would not be undertaken until after the AGSF Accounts for 2010/2011 had been finalised.

There was further consideration of delegation arrangements and the Trustee approved the delegation of the preparation of future annual accounts for the Andrew Grant Bequest to the University's Finance Department and that the governance arrangements in respect of future annual accounts should be the same as that for the University's annual accounts prior to the accounts of the Andrew Grant Bequest being presented to it for approval. The Trustee further confirmed the financial management of the Andrew Grant Bequest to the University's Investment Committee as previously agreed.

It was agreed that in order to take forward the awarding of prizes and scholarships that the Trustee should formal delegate management of these arrangements from the income of the Andrew Grant Bequest to a Bequests and Scholarships Committee within the reconstituted Edinburgh College of Art to be established and convened by the Principal of the reconstituted Edinburgh College of Art. The Trustee asked that it be provided, in due course, with further information on the process which would be undertaken by the Bequest and Scholarship Committee to undertake this task. The Trustee further approved the proposed monitoring arrangements as set out in the paper in order to enable it to fulfil its duties as the Trustee of the Andrew Grant Bequest.

Further meetings of the Trustee of the Andrew Grant Bequest would be held as required and at least once every academic year.