

(no amdt)

ALBERTA REGULATION 219/2006

Post-secondary Learning Act

ALTERNATIVE ACADEMIC COUNCIL REGULATION

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Definitions

1 In this Regulation,

- (a) "Act" means the *Post-secondary Learning Act*;
- (b) "alternative academic council" means an academic council established under section 47.1 of the Act;
- (c) "existing academic council" means an academic council established under section 46 of the Act;
- (d) "program of study" has the meaning given to it in the Act.

Approval to establish alternative academic council

2 A public college or technical institute that intends

- (a) to establish an alternative academic council and dissolve its existing academic council, or
- (b) to establish an alternative academic council as its first academic council

must provide to the Minister, in writing, an application for approval to establish the alternative academic council.

Requirements of application for approval

3 An application under section 2 must include

- (a) the model recommended by the public college or technical institute for the proposed alternative academic council, which sets out the details relating to the composition of the alternative academic council, and
- (b) a resolution of the board of the public college or technical institute adopting the model described in clause (a).

Preparation of model

4 The model required under section 3(a) must be prepared in compliance with sections 5 and 6.

Composition of alternative academic council

5 The model must indicate that the membership of the proposed alternative academic council will be in compliance with the following rules and will be reviewed by the registrar of the public college or technical institute from time to time to ensure that the membership remains in compliance with the following rules:

- (a) the alternative academic council must consist of
 - (i) the following individuals who become members by virtue of the office or position they hold:
 - (A) the president of the public college or technical institute;
 - (B) the vice-president of the public college or technical institute who is in charge of academic programs;
 - (ii) not more than 10 senior officials appointed by the board of the public college or technical institute;
 - (iii) not more than 5 students elected by the council of the students association of the public college or technical institute;
 - (iv) sufficient academic staff members of the public college or technical institute, elected in accordance with a process determined by the board of the public

- college or technical institute, to ensure that the condition in clause (b) is met;
- (v) additional members appointed by the board of the public college or technical institute;
- (b) the academic staff members elected under clause (a)(iv) must comprise the majority of the members of the alternative academic council.

Powers and duties of alternative academic council

6(1) The model must indicate that, subject to the authority of the board, the proposed alternative academic council will be responsible for decisions affecting academic programs of the public college or technical institute, and will have the following powers and duties:

- (a) determining programs of study that are offered by the public college or technical institute and the requirements of those programs;
- (b) determining standards and policies respecting admission of persons to all programs of study that are offered in each faculty, division or school of the public college or technical institute;
- (c) providing for the granting of degrees, other than honorary degrees, where the public college or technical institute has been designated as an institution that may grant degrees;
- (d) making rules respecting academic awards;
- (e) determining the conditions under which a student must withdraw from or may continue in a program of study in any faculty, division or school, and requiring notice of a student's withdrawal or continuation to be provided to the faculty, division or school;
- (f) considering every matter appropriately submitted to it and requiring notice of its opinion or action on each matter to be provided to the person submitting the matter and to any other interested academic body;
- (g) establishing a process to hear and determine appeals of an academic decision of a faculty, division or school relating to applications, requests or petitions by students or other persons;
- (h) making recommendations and providing advice to the board of the public college or technical institute on

academic programs and other matters considered by the academic council to be of interest to the public college or technical institute.

(2) The model must not indicate that the powers and duties described in subsection (1) apply to an apprenticeship program or to a student in an apprenticeship program under the *Apprenticeship and Industry Training Act*.

Minister's authority to decide application

7 On reviewing an application under section 2, the Minister may

- (a) approve the application, or
- (b) refuse to approve the application.

Time limit to establish new council

8(1) Where the Minister approves an application, the alternative academic council must be established by a resolution of the board of the public college or technical institute passed within the period set by the Minister in the approval.

(2) Where an alternative academic council is not established within the period set by the Minister in the approval, the approval given under subsection (1) has no effect after the expiry of that period.

Term of office and vacancies

9 The term of office of the members of an alternative academic council shall be determined by the board of the public college or technical institute.

Chair

10 The president of the public college or technical institute, or the person designated by the president from among all of the members of the alternative academic council, must act as chair at meetings of the alternative academic council.

Questions as to composition of alternative academic council

11 Where any question arises as to the composition of an alternative academic council or any matter concerning the election of academic staff members or students to an alternative academic council, the question shall be decided by the board of the public college or technical institute, and the board's decision is final.

Expiry

12 For the purpose of ensuring that this Regulation is reviewed for ongoing relevancy and necessity, with the option that it may be repassed in its present or an amended form following a review, this Regulation expires on August 31, 2015.