### Proposals to amend the Charter and Statutes of Newnham College

November 2023

The Governing Body of Newnham College seeks to amend the College's Charter and Statutes with regard to the following:

- Usage of the phrase 'in statu pupillari'
- student representation on the Governing Body and Council,
- Associate Fellows: number, duration and arrangements for elections
- Updating the list of those College Officers who may be eligible for election to a Fellowship in Category D
- Updating references to what was 'Schedule B' in the University Statutes
- Moving governance of student behaviour from the Statutes to the Ordinances

## Usage of the phrase 'in statu pupillari'

A few years ago, changes were made to the University's Statutes and Ordinances that removed the use of 'in statu pupillari' from most definitions of students, replacing it in almost all contexts with 'registered student' whether undergraduate or postgraduate. The University Statutes have done this by adding a definition of 'registered student.' The amendments proposed here uses the same definition of 'registered student' as in the University Statutes (University Statute A, Chapter X paragraph 2(c)).

There is additional wording to ensure than any senior member of Governing Body, taking a part-time Masters course would still able to attend reserved business and receive reserved papers.

## Student representation on the Governing Body and Council

The number of junior members of the Governing Body and Council are fixed by Statute. The amendments proposed here are to move the specification of the numbers of both to the Ordinances of the Governing Body and, in the case of Junior Members, also to the Ordinances of the Council. This will allow the Ordinances to be changed to allow equal representation between the MCR and JCR on Governing Body and Council.

## Associate Fellows: number and arrangements for election to casual vacancies

The number of Associate Fellows is also fixed by Statute. Although the Governing Body has no plans to change this number, this sort of detail is better specified in the Ordinances.

The current arrangements in the Statutes for election to casual vacancies among Associate Fellows are overly restrictive, requiring such vacancies to wait for the Annual General Meetings of both the Associates and the Governing Body, so potentially leaving a vacancy open for up to one year. The proposal would allow a casual vacancy to be filled at any meeting of the Associates and Governing Body.

It is also proposed that there should be a limit of two consecutive terms for an Associate Fellow to serve.

## Updating the list of those College Officers who may be eligible for election to a Fellowship in Category D

As some of the titles listed in the current Statute for eligibility for election to a Fellowship in Category D, have since changed it is proposed to amend these to the updated equivalents and to create future flexibility by allowing the Governing Body to specify other roles by Ordinance.

## Updating references to 'Schedule B'

References to Schedule B in the University's Statutes and Ordinances are now obsolete and is it proposed to replace all such references with the updated reference: Schedule to Special Ordinance C (vii).

## Moving governance of student behaviour to the Ordinances

It is proposed to replace the statute which governs student behaviour (Statute XVII) with a statement to make clear that student behaviour is governed by the Ordinance of the Council and to replace the phrase 'in statu pupillari' with 'registered student.' This will enable all such matters to be dealt with in one place and to be updated more easily in line with changes recommended by the Office for the Independent Adjudicator and the University Office for Student Conduct, Complaints and Appeals. This would also bring the definition of 'student' in line with that used by the University in its rules of behaviour and disciplinary procedure.

Professor Claire Hughes

Secretary of the Governing Body

## **Proposals to amend Newnham College Statutes**

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute 1 (4)	(f) 'In statu pupillari' shall mean a	(f) 'In statu pupillari' shall mean a	(f) 'In statu pupillari' shall mean a
Interpretation	member of the College who has not	member of the College who has not	member of the College who has not been
	been admitted to some office in the	been admitted to some office in the	admitted to some office in the University,
	University, to a Fellowship or	University, to a Fellowship or	to a Fellowship or office of a College, or
	office of a College, or to any degree	office of a College, or to any degree	to any degree higher than that of
	higher than that of Bachelor of	higher than that of Bachelor of	Bachelor of Arts, Law, Medicine,
	Arts, Law, Medicine, Surgery,	Arts, Law, Medicine, Surgery,	Surgery, Music, or Veterinary Medicine,
	Music, or Veterinary Medicine, and	Music, or Veterinary Medicine, and	and is of less than three and a half years'
	is of less than three and a half	is of less than three and a half years'	standing from admission to her first
	years' standing from admission to	standing from admission to her first	degree (if any).
	her first degree (if any).	degree (if any).	(g) 'Registered student' shall mean any
		(g) 'Registered student' shall mean	person who has matriculated as a student
		any person who has matriculated as	and is currently pursuing a course of
		a student and is currently pursuing	study in the University, or any person
		a course of study in the University,	pursuing a course of study leading to the
		or any person pursuing a course of	award of a degree, certificate, or diploma
		study leading to the award of a	of the University.'
		degree, certificate, or diploma of	
		the University.'	

Statute	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute I (7)	No person <i>in statu pupillari</i> shall be	No person in <i>statu pupillari</i> who is	No person who is a registered student,
	present, whether as a member or	a registered student, unless they are	unless they are also a Fellow or hold a
	otherwise, at a meeting of any body	also a Fellow or hold a College	College office entitling them to attend
	constituted in the College by the	office entitling them to attend	Governing Body, shall be present,
	Charter, Statutes or Ordinances, for	Governing Body, shall be present,	whether as a member or otherwise, at a
	the discussion of, or decision on,	whether as a member or otherwise,	meeting of any body constituted in the
	any matter which the Chairman of	at a meeting of any body	College by the Charter, Statutes or
	the meeting declares to be reserved.	constituted in the College by the	Ordinances, for the discussion of, or

The following matters shall be reserved:-

- (a) the election of individuals to any College office or Fellowship;
- (b) the employment or promotion, or any matter relating to the employment or promotion, of individuals by the College;
- (c) the admission and academic assessment of individuals;
- (d) such matters as may be specified by Statute, Ordinance, or Regulations made under Statute XI 1 in respect of any particular body or class of bodies;
- (e) any other matter at the discretion of the Chairman.

In any case of doubt, the Chairman shall decide whether an item of business is reserved and her decision shall be final. No person in *statu pupillari* shall receive papers relating to any item of reserved business or any communication concerning the content of such papers, except that members of any

Charter, Statutes or Ordinances, for the discussion of, or decision on, any matter which the Chairman of the meeting declares to be reserved. The following matters shall be reserved:-

- (a) the election of individuals to any College office or Fellowship;
- (b) the employment or promotion, or any matter relating to the employment or promotion, of individuals by the College;
- (c) the admission and academic assessment of individuals;
- (d) such matters as may be specified by Statute, Ordinance, or Regulations made under Statute XI 1 in respect of any particular body or class of bodies;
- (e) any other matter at the discretion of the Chairman.

In any case of doubt, the Chairman shall decide whether an item of business is reserved and her decision shall be final. No person in statu pupillari person who is a registered student, unless they are

decision on, any matter which the Chairman of the meeting declares to be reserved. The following matters shall be reserved:-

- (a) the election of individuals to any College office or Fellowship;
- (b) the employment or promotion, or any matter relating to the employment or promotion, of individuals by the College;
- (c) the admission and academic assessment of individuals;
- (d) such matters as may be specified by Statute, Ordinance, or Regulations made under Statute XI 1 in respect of any particular body or class of bodies;
- (e) any other matter at the discretion of the Chairman.

In any case of doubt, the Chairman shall decide whether an item of business is reserved and her decision shall be final. No person who is a registered student unless they are also a Fellow or hold a College office entitling them to attend Governing Body, shall receive papers relating to any item of reserved business or any communication concerning the content of such papers, except that members of any body constituted by the

body constituted by the Charter,	also a Fellow or hold a College	Charter, Statutes or Ordinances, who are
Statutes or Ordinances, who are in	office entitling them to attend	registered students may, if that body so
statu pupillari may, if that body so	Governing Body, shall receive	decides, receive the agenda relating to
decides, receive the agenda relating	papers relating to any item of	reserved business and also, if that body
to reserved business and also, if	reserved business or any	so decides, the minutes of the decisions
that body so decides, the minutes of	communication concerning the	taken on reserved business.
the decisions taken on reserved	content of such papers, except that	
business.	members of any body constituted	
	by the Charter, Statutes or	
	Ordinances, who are in-statu	
	pupillari registered students may, if	
	that body so decides, receive the	
	agenda relating to reserved business	
	and also, if that body so decides,	
	the minutes of the decisions taken	
	on reserved business.	

## **Proposal 2. Proposal to amend the Representation of Junior Members in the Statutes**

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute IV 1	1. The Constitution of the	1. The Constitution of the	1. The Constitution of the Governing
	Governing Body shall be that	Governing Body shall be that	Body shall be that prescribed by the
The Governing	prescribed by the Charter. The	prescribed by the Charter. The	Charter. The number of Junior Members
Body	number of Junior Members of the	number of Junior Members of the	of the Governing Body to be elected
	Governing Body to be elected	Governing Body to be elected	under Article 4(g) of the Charter from
	under Article 4(g) of the Charter	under Article 4(g) of the Charter	among members of the College who are
	from among members of the	from among members of the	registered students resident in the
	College in statu pupillari resident	College <del>in <i>statu pupillari</i> who are</del>	University shall be as specified by
	in the University shall be four.	registered students resident in the	Ordinance. They shall be elected by the
	They shall be elected by the	University shall be four as specified	members of the College who are
	members of the College in statu	by Ordinance. They shall be elected	registered students resident in the
	pupillari resident in the University,	by the members of the College in	University, in such manner and for such
	in such manner and for such	statu pupillari who are registered	

	periods as shall be specified by Ordinance.	students resident in the University, in such manner and for such periods as shall be specified by Ordinance.	periods as shall be specified by Ordinance.
Statute V 1 (c)	1. The Council shall consist of:	1. The Council shall consist of:	1. The Council shall consist of:
	(c) Three junior members of the	(c) Three Such number of junior	(c) Such number of junior members of
The Council	College in <i>statu pupillari</i> resident in the University elected by the	members of the College in statu  pupillari who are registered	the College who are registered students resident in the University, as specified by
	members of the College in statu	students resident in the University,	Ordinance, elected by the members of the
	pupillari resident in the University,	as specified by Ordinance, elected	College who are registered students
	in such manner and for such period	by the members of the College in	resident in the University, in such manner
	as shall be specified by Ordinance.	statu pupillari who are registered	and for such period as shall be specified by Ordinance
		students resident in the University,	by Ordinance
		in such manner and for such period	
		as shall be specified by Ordinance.	

Proposal 3. Proposals covering Associate Fellows: numbers, timing of elections, mode of elections and duration of Fellowships in the Statutes

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute III 2(f)	2. Election and Re-election of	2. Election and Re-election of	2. Election and Re-election of Fellows
Fellows	Fellows	Fellows	(f) The Governing Body shall elect to
	(f) The Governing Body shall elect	(f) The Governing Body shall elect	Associate Fellowships the members of
	to Associate Fellowships the	to Associate Fellowships the	the Governing Body to be elected under
	members of the Governing Body to	members of the Governing Body to	Article 4(f) of the Charter from
	be elected under Article 4(f) of the	be elected under Article 4(f) of the	Associates and ex-Associates. The
	Charter from Associates and ex-	Charter from Associates and ex-	number of Associate Fellows shall be
	Associates. The number of	Associates. The number of	fixed by Ordinance.
	Associate Fellows shall be three	Associate Fellows shall be three	
		fixed by Ordinance.	

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute III 3 (c)	(c) Every Associate Fellow shall	(c) Every Associate Fellow shall	(c) Every Associate Fellow shall take
Associate	take office at the close of the	take office at the close of the	office at the close of the meeting at which
Fellows	Annual General Meeting at which	Annual General Mmeeting at which	she was elected and shall retain office
	she was elected and shall retain	she was elected and shall retain	until the close of the third Annual
	office until the close of the third	office until the close of the third	General Meeting following her election,
	Annual General Meeting following	Annual General Meeting following	provided always that the Associate
	her election, provided always that	her election, provided always that	Fellow elected to fill a casual vacancy
	the Associate Fellow elected to fill	the Associate Fellow elected to fill	shall hold office for so much as remains
	a casual vacancy shall hold office	a casual vacancy shall hold office	of the period for which the person to
	for so much as remains of the	for so much as remains of the	whose place she succeeds was
	period for which the person to	period for which the person to	elected.Associate Fellowships are
	whose place she succeeds was	whose place she succeeds was	normally limited to a maximum of two
	elected.	elected. Associate Fellowships are	consecutive terms of three years.
		normally limited to a maximum of	
		two consecutive terms of three	
		years.	

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute III 3(f)	3. Duration of Fellowships	3. Duration of Fellowships	3. Duration of Fellowships
Fellows	(f) A retiring Associate Fellow	(f) A retiring Associate Fellow	(f) Associate Fellowships are normally
	shall be eligible for re-election.	shall be eligible for re-election.	limited to a maximum of two consecutive
		Associate Fellowships are normally	terms of three years.
		limited to a maximum of two	
		consecutive terms of three years.	

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute XV 5	5. It shall be the duty of the	5. It shall be the duty of the	5. It shall be the duty of the Associates to
Associates	Associates to nominate annually	Associates to nominate annually	nominate annually from Associates or
	from Associates or Ex-Associates	from Associates or Ex-Associates	Ex-Associates candidates from whom the
	candidates from whom the	candidates from whom the	Governing Body shall elect at their
	Governing Body shall elect at their	Governing Body shall elect at their	Annual General Meeting such number of

1	Annual General Meeting such number of the Governing Body as is provided in these Statutes. The	Annual General Meeting such number of the Governing Body as is provided in these Statutes. The	the Governing Body as is provided in these Statutes. The number of candidates nominated in any year shall be specified
	number of candidates nominated in	number of candidates nominated in	by Ordinance.
		any year shall be two more than the	
	number of vacancies for Associate	number of vacancies for Associate	
1	Fellows on Governing Body	Fellows on Governing Body	
		specified by Ordinance.	

Proposal 4. Proposal to update the list of College officers who may be elected to a Fellowship in Category D

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute III 2	2. Election and Re-election of	2. Election and Re-election of	2. Election and Re-election of Fellows
(c)i	Fellows	Fellows	(c) The Governing Body may elect to a
Fellows	(c) The Governing Body may elect	(c) The Governing Body may elect	Fellowship in Category D:
	to a Fellowship in Category D:	to a Fellowship in Category D:	(i) any woman appointed to the College
	(i) any woman appointed to the	(i) any woman appointed to the	office of Librarian, Domestic Bursar,
	College office of Librarian,	College office of Librarian,	Development Director and any other
	Steward, Junior Bursar or College	Steward, Domestic Bursar, Junior	College office as specified from time to
	Secretary	Bursar Development Director or	time by the Governing Body in an
		College Secretary and any other	Ordinance of the Governing Body.
		College office as specified from	
		time to time by the Governing	
		Body in an Ordinance of the	
		Governing Body.	

Proposal 5. Proposals to update references to 'Schedule B,' in the Statutes

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute III 2	2. Election and Re-election of	2. Election and Re-election of	2. Election and Re-election of Fellows
(c)ii	Fellows	Fellows	(c) The Governing Body may elect to a
Fellows	(c) The Governing Body may elect	(c) The Governing Body may elect	Fellowship in Category D
	to a Fellowship in Category D	to a Fellowship in Category D	(ii) any woman holding a University
	(ii) any woman holding a	(ii) any woman holding a	office not placed in the Schedule to
	University office not specified in	University office not specified in	Special Ordinance C (vii), whether or not
	Schedule B of the University	Schedule B of the University	the Council may have assigned to her
	Statutes, whether or not the Council	Statutes not placed in the Schedule	specific College duties.
	may have assigned to her specific	to Special Ordinance C (vii),	
	College duties.	whether or not the Council may	
		have assigned to her specific	
		College duties.	

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute III 2 (e)	2. Election and Re-election of	2. Election and Re-election of	2. Election and Re-election of Fellows
Fellows	Fellows	Fellows	(e) The Governing Body may elect to a
	(e) Subject to the Statutes of the	(e) Subject to the Statutes of the	Professorial Fellowship any woman
	University, the Governing Body	University, tThe Governing Body	holding a Professorship placed in the
	may elect to a Professorial	may elect to a Professorial	Schedule to Special Ordinance C (vii) of
	Fellowship any woman who is one	Fellowship any woman who is one	the University. Such a Fellow shall hold a
	of the University officers specified	of the University officers specified	Fellowship in this class so long as she
	for the time being in Schedule B of	for the time being in Schedule B of	holds the University appointment with
	the University Statutes. Provided	the University Statutes. holding a	which it is associated. Provided that no
	that no woman shall be elected to a	Professorship placed in the	woman shall be elected to a Professorial
	Professorial Fellowship who does	Schedule to Special Ordinance C	Fellowship who does not receive the
	not receive the votes of two-thirds	(vii) of the University. Such a	votes of two-thirds of all those members
	of all those members of the	Fellow shall hold a Fellowship in	of the Governing Body entitled to vote
	Governing Body entitled to vote	this class so long as she holds the	under Statute IV 11, Provided further that
	under Statute IV 11, Provided	University appointment with which	no woman shall be elected to a
	further that no woman shall be	it is associated. Provided that no	Professorial Fellowship who does not

elected to a Professorial Fellowship	woman shall be elected to a	receive the votes of a quorum of the
who does not receive the votes of a	Professorial Fellowship who does	Governing Body.
quorum of the Governing Body.	not receive the votes of two-thirds	
	of all those members of the	
	Governing Body entitled to vote	
	under Statute IV 11, Provided	
	further that no woman shall be	
	elected to a Professorial Fellowship	
	who does not receive the votes of a	
	quorum of the Governing Body.	

**Proposal 6. Proposal covering student discipline in the Statutes** 

	Current text	<b>Current text with Track Changes</b>	Proposed new text (clean)
Statute XVII	Members of the College in statu	Members of the College in statu	For the purpose of this Statute and of
	pupillari shall comply with any	pupillari shall comply with any	Ordinances and rules of behaviour and
	instructions given by a College	instructions given by a College	disciplinary procedures made under it, a
	officer or any other person	officer or any other person	student of the College is any member of
	authorised to act on behalf of the	authorised to act on behalf of the	the College who is a registered student,
	College in the proper discharge of	College in the proper discharge of	other than a Fellow or a person holding a
	her duties; they shall apply	her duties; they shall apply	College Office entitling them to attend
	themselves diligently to their	themselves diligently to their	Governing Body, together with such
	studies and observe the Statutes,	studies and observe the Statutes,	other categories of person designated as
	Ordinances and regulations of the	Ordinances and regulations of the	students by the Governing Body.
	College. If any member of the	College. If any member of the	
	College in statu pupillari shall not	College in statu pupillari shall not	The Council shall have power to make
	observe the Statutes, Ordinances	observe the Statutes, Ordinances	Ordinances governing the behaviour of
	and regulations or shall be guilty of	and regulations or shall be guilty of	and disciplinary procedures for students
	any offence subversive of discipline	any offence subversive of discipline	of the College.

and good order, she shall be penalised by the Principal or Tutor in such manner as shall be thought fit, provided that the penalty of removal from the College for a term or terms or permanently, or in the case of a scholar, deprivation of her scholarship or partial forfeiture of the emoluments thereof shall be inflicted only by the Council.

and good order, she shall be penalised by the Principal or Tutor in such manner as shall be thought fit, provided that the penalty of removal from the College for a term or terms or permanently, or in the case of a scholar, deprivation of her scholarship or partial forfeiture of the emoluments thereof shall be inflicted only by the Council.

For the purpose of this Statute and of Ordinances and rules of behaviour and disciplinary procedures made under it, a student of the College is any member of the College who is a registered student, other than a Fellow or a person holding a College Office entitling them to attend Governing Body, together with such other categories of person designated as students by the Governing Body. The Council shall have power to make Ordinances governing the behaviour of and disciplinary procedures for students of the College.

# A Special Statute made by the Governing Body of Newnham College revising the existing Charter of the College November 2023

This Special Statute seeks to amend the existing Charter of Newnham College, first granted to the College in 1917.

The proposed revisions to the Charter Article 4 and 11 are specifically intended to bring the definition of student in line with that now used by the University. 'Registered student' will be defined in a concomitant amendment to the College's Statutes.

#### **Charter Article 4 current text**

The Governing Body shall consist of:

(g) A number to be fixed by the Statutes and to be elected as prescribed by the Statutes from among the junior members of the College *in statu pupillari* as defined by the Statutes.

## **Proposed amendment**

▶ Replace paragraph (g) with new text as follows:

The Governing Body shall consist of:

(g) A number to be fixed by the Statutes and to be elected as prescribed by the Statutes from among the junior members of the College who are registered students as defined by the Statutes.

#### **Charter Article 11 current text**

There shall be a Council of the College which shall consist of:

(c) A number to be prescribed by the Statutes and to be elected as prescribed by the Statutes from among the junior members of the College in statu pupillari as defined by the Statutes.

## **Proposed amendment**

▶ Replace paragraph (c) with new text as follows:

There shall be a Council of the College which shall consist of:

(c) A number to be prescribed by the Statutes and to be elected as prescribed by the Statutes from among the junior members of the College who are registered students as defined by the Statutes.