

CHAPTER 128

**An Act respecting
Ryerson Polytechnical Institute**

*Assented to April 26th, 1963
Session Prorogued April 26th, 1963*

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

**Interpre-
tation**

- (a) "Board" means The Board of Governors of Ryerson Polytechnical Institute;
- (b) "Institute" means Ryerson Polytechnical Institute;
- (c) "Minister" means the Minister of Education;
- (d) "Principal" means the Principal of Ryerson Polytechnical Institute;
- (e) "property" includes real and personal property.

2. The Ryerson Polytechnical Institute is hereby established, and the government, conduct, management and control of the Ryerson Institute of Technology established by Order in Council on the 16th day of September, 1948, are hereby transferred to the Board.

**Ryerson
Poly-
technical
Institute
established**

3. The objects and purposes of the Institute are,

Objects

- (a) to provide courses of study in any branch of technology;
- (b) to provide courses of study in any branch of business or commerce;
- (c) to provide courses of study to be sponsored jointly with any department of the Provincial Government, with industry or commerce, or with other educational institutions.

4.

Board
established

4.—(1) There shall be a Board of Governors, which is hereby constituted a body corporate under the name "The Board of Governors of Ryerson Polytechnical Institute".

Composition

(2) The Board shall be composed of,

- (a) the Minister or his representative;
- (b) a representative of the University of Toronto appointed by its Board of Governors;
- (c) a representative of the Association of Professional Engineers of the Province of Ontario appointed by its Council;
- (d) the Principal; and
- (e) nine persons who are residents of Ontario, appointed by the Lieutenant Governor in Council.

Term of
office of
members

(3) Of the first members appointed under clause *e* of subsection 2, one-third shall be appointed to hold office for two years, one-third for four years and one-third for six years, and thereafter members shall be appointed to hold office for six years, but each member shall continue to hold office until his successor is appointed.

Eligibility
for re-
appointment

(4) An appointed member of the Board is eligible for re-appointment.

Vacancy

(5) If a member of the Board appointed by the Lieutenant Governor in Council ceases to have his customary place of residence in Ontario, or through prolonged illness becomes incapable of acting as a member, he *ipso facto* vacates his office, and it is the duty of the Board by resolution to declare his office vacant.

Absence
from
meetings

(6) If within any calendar year a member of the Board appointed by the Lieutenant Governor in Council, not having been granted leave of absence by the Board, attends fewer than one-third of the meetings of the Board, he *ipso facto* vacates his office, and it is the duty of the Board by resolution to declare his office vacant.

Resolution

(7) A resolution passed under this section and entered in the minutes of the Board is conclusive evidence of the vacancy therein declared.

(8)

(8) When a vacancy on the Board occurs in the office of a member appointed by the Lieutenant Governor in Council before the term of office for which he was appointed expires, the vacancy shall be filled by the appointment by the Lieutenant Governor in Council of a successor who shall hold office for the remainder of the term.

(9) Notwithstanding any vacancy on the Board, as long as one-third of the members appointed by the Lieutenant Governor in Council remain in office, the Board is competent to exercise all or any of its powers.

(10) Five members of the Board constitute a quorum.

(11) The Board shall elect a chairman and a vice-chairman from among its members who were appointed by the Lieutenant Governor in Council.

(12) In the absence or illness of the chairman, the vice-chairman shall act as and have all the powers of the chairman.

(13) In the absence or illness of the chairman and the vice-chairman, the Board may appoint one of its members to act as chairman *pro tempore*, and the member so appointed shall act as and have all the powers of the chairman.

5.—(1) The Board by resolution may appoint and confer upon any of such committees authority to act for the Board with respect to any matter or classes of matters.

(2) A majority of the members of every such committee shall be members of the Board.

(3) The Principal is a member of every such committee.

(4) No decision of a committee that includes in its membership persons who are not members of the Board is effective until approved and ratified by the Board.

6. All real and personal property heretofore or hereafter granted, conveyed, devised or bequeathed to the Institute, or to any person in trust for the Institute or any of its divisions or departments, subject to any trust affecting such property, is vested in the Board.

7. The government, conduct, management and control of the Institute and of its property, revenues, expenditures, business and affairs are vested in the Board, and the Board has all powers necessary or convenient to perform its duties

and

and achieve the objects of the Institute, including, without limiting the generality of the foregoing, power,

- (a) to make rules governing its procedures;
- (b) to appoint the Principal and define his duties and responsibilities;
- (c) upon the recommendation of the Principal,
 - (i) to appoint, promote, transfer or remove such members of the administrative staff, the teaching faculty and the maintenance staff as it deems necessary or advisable for the proper conduct of the affairs of the Institute, and to fix their salaries or remuneration and increments and to define their duties, qualifications and tenure of office or employment, which, unless otherwise provided, shall be during the pleasure of the Board,
 - (ii) to appoint officers and to prescribe their powers and duties and fix their salaries or remuneration and tenure of office or employment;
- (d) to provide for the establishment of faculty and any other staff organizations and to prescribe their duties and responsibilities;
- (e) to expend such sums as the Board may deem necessary for the support and maintenance of the Institute and for the betterment of existing buildings and the erection of such new buildings as the Board may deem necessary for the use and purposes of the Institute and for the furnishings and equipment of such existing and newly-erected buildings;
- (f) to expend such sums as the Board may deem necessary for the erection, equipment, furnishings and maintenance of residences and dining halls for the use of the students of the Institute, whether such students are graduates or under-graduates;
- (g) to acquire, hold and maintain such real property as the Board deems necessary for the use of the students of the Institute for athletic purposes and to erect and maintain such buildings and structures thereon as it deems necessary;

(h)

- (h) to provide such means for health service, health examination and physical instruction training for the students of the Institute as the Board deems necessary;
- (i) to provide for the retirement and superannuation of persons mentioned in clauses *b* and *c*;
- (j) to provide for payments by way of gratuities, retirement allowances, accumulative sick leave allowances, superannuation allowances, pensions, annuities or life insurance, or any combination thereof, payable to any representative or for the benefit of the persons mentioned in clauses *b* and *c*, or any class or classes thereof, out of a fund or funds comprising contributions made by such persons, or any class or classes thereof, or by the Board, or both, or otherwise;
- (k) to expend such sums as may be required for the purposes of funds that are established for the payment of gratuities, retirement allowances, pensions, life insurance, or health insurance, for the benefit of the persons mentioned in clause *j*;
- (l) to appoint by resolution a member or members of the Board, or any other person or persons, to execute on behalf of the Board either documents and other instruments in writing generally or specific documents and other instruments in writing and to affix the corporate seal of the Board thereto;
- (m) in addition to the powers, rights and privileges mentioned in section 26 of *The Interpretation Act*, R.S.O. 1960, c. 191, to purchase, acquire, take and hold by deed, grant, gift, bequest or devise, or otherwise, property for the purposes of the Institute without licence in mortmain, and to sell, grant, convey, mortgage, lease or otherwise dispose of such property, or any part thereof, and every person shall have the unrestricted right to deed, to devise and bequeath or to establish trusts for property, real and personal, for the purposes of the Institute;
- (n) without the consent of the owner, tenant or of any persons interested therein, except a municipal corporation, to enter upon, take, use and expropriate all such real property as the Board may deem necessary for the purposes of the Institute, making due compensation for such real property to the owners and occupiers thereof and all persons having

any

R.S.O. 1960,
c. 249

any interest therein, and the provisions of *The Municipal Act* as to taking land compulsorily and making compensation therefor and as to the manner of determining and paying the compensation shall *mutatis mutandis* apply to the Board and to the exercise by it of the powers conferred by this clause, and, where any act is by any such provision required to be done by a clerk of a municipality or at the office of such clerk, the like act shall be done by the Principal or at the office of the Principal, as the case may be;

- (o) to borrow money for its purposes upon its credit and to mortgage, hypothecate or pledge as security for it any land or property vested in or held by the Board;
- (p) to invest funds of the Board not immediately required for its purposes and the proceeds of all property vested in or held by the Board, subject to the limitations imposed by any trust, in such investments as the Board may see fit;
- (q) after consultation with the Minister,
 - (i) to enter into an arrangement with any federal, provincial, municipal, local or other authority that may seem conducive to the objects of the Institute,
 - (ii) to establish a branch or branches of the Institute in suitable locations,
 - (iii) to enter into agreement with other educational institutions of higher learning, or with industry or commerce, to provide instruction or to give instruction,
 - (iv) to affiliate with or federate with other institutions of higher learning on such terms and for such periods of time as the Board may determine,
 - (v) to establish such new courses of instruction as the Board deems appropriate;
- (r) to fix fees to be paid by the students for instruction, laboratory work, examinations, certificates, diplomas and any ancillary activities;

(s)

- (s) to establish the length of the academic year, vacations for staff and for students and the hours of instruction;
- (t) to establish, solicit, collect and administer awards, bursaries, prizes and scholarships for students at the Institute;
- (u) to appoint advisory committees to advise the Board on curriculum development, equipment, placement of graduates, bursaries and scholarships, and such other matters as may affect the course or departments and the students enrolled therein.

8. The accounts of the Board shall be audited at least once ^{Audit} a year by an auditor or auditors appointed by the Board.

9.—(1) The Board, after the close of each academic year, ^{Annual report} shall file with the Minister an annual report in such form as the Minister may require.

(2) The Minister shall submit the report to the Lieutenant ^{Tabling of report} Governor in Council and shall then lay the report before the Assembly if it is in session or, if not, at the next ensuing session.

10. *The Teachers' Superannuation Act* applies to the ^{Super-annuation} instructional staff of the Institute in the same manner as if ^{R.S.O. 1960,} the Institute were specified by name in subclause v of clause ^{c. 392} d of section 1 of that Act.

11. This Act comes into force on a day to be named by the ^{Commence-ment} Lieutenant Governor by his proclamation.

12. This Act may be cited as *The Ryerson Polytechnical* ^{Short title} *Institute Act, 1962-63.*