

## UNIVERSITY OF NAIROBI

### The Council

1) The Council of a public University or constituent college of such a University shall consist of nine persons appointed by the Cabinet Secretary as follows:

a) the Chairperson;

b) the Principal Secretary in the Ministry for the time being responsible for the University education

c) the Principal Secretary in the Ministry for the time being responsible for the University finance;

d) five members appointed by the Cabinet Secretary through an open process; and e) the Vice-Chancellor who shall be an exofficio member and the secretary to the Council;

2) Subject to subsection (3), a member of the Council, other than an ex-officio member, Shall hold office for a period of three years, but may be eligible for re-appointment for a further one term.

3) The office of a member of the Council shall become vacant: -

a) if, not being an ex-officio member, the member resigns his/her office by writing under his/her hand addressed to the secretary to the Council;

b) if the Council is satisfied that such member is, by reasons of physical or mental infirmity, unable to exercise the functions of her/his office;

c) upon death of the member.

4) Where the office of a member of the Council becomes vacant, the Vice-Chancellor, under subsection (3), shall forthwith notify the vacancy to the appropriate appointing authority.

5) The procedure, conduct and regulation of the affairs of the Council shall be vested in the Council.

6) The Council shall exercise prudent leadership, innovative enterprise, and good judgment in directing the University and shall always Charter in the best interest of the University.

7) Subject to this Charter and without prejudice to any legislation, trust deed or other instrument by or under which a constituent college is established, the government, control and administration of the University shall be vested in the Council.

8) Notwithstanding subsection (1), the Council shall have power: -

a) to determine the method of recruitment, appointment and promotion of all staff of the University;

b) to appoint and determine the terms and conditions of service for all staff of the University;

c) to confer after receiving a report from the Senate, the title of Emeritus Professor, Visiting Professors, Honorary Professor, Honorary Lecturer or Honorary Fellow;

d) to approve the budget;

e) to promote and to make financial provisions and facilities for execution of the functions of the University;

f) to determine, after considering the recommendations of the Senate, all fees payable to the University;

g) to approve the investment of any money belonging to the University including any unutilized income, in such stocks, funds, fully paid shares or securities as Council may from time to time deem fit, in accordance with the general law for the investment of trust moneys or in the purchase of freehold or leasehold properties, including rents and subject to the Act with the powers of varying such investment from time to time by sale or re-investment or otherwise;

h) subject to the laid down government procedures to approve sale, purchase, exchange, lease, or take on, lease movable and immovables property on behalf of the University;

i) subject to the laid down government procedures, to approve the borrowing of money on behalf of the university; and for that purpose and subject to the Act, to mortgage or charge all or any part of the property unless the conditions of the property so held provide otherwise, and to give such other security whether upon movable and immovables property or otherwise as the Council may deem fit;

j) on the recommendation of the Senate to provide in accordance with the Statutes, for the creation of new divisions, faculties, schools, institutes, departments, Centres or other bodies of learning, research and production in the University, whether formed by the sub-division of any one or more than one of any such new body or otherwise, and for the abolition from time to time of any such body, and to approve the establishment, abolition or subdivision of any such body however so described;

k) to institute on the recommendation of the Senate fellowships, scholarships, studentships, exhibitions, bursaries, prizes and other aids to study and research;

l) to approve the terms and conditions upon which internal and external examiners shall be appointed by the Senate;

m) to empower committees to act jointly with any Committees appointed by the Senate, provided that the Council shall not delegate to the Chairman or to a Committee the powers to approve without further reference to the Council the annual estimates of expenditure;

n) to approve regulations governing the conduct and discipline of the students of the University;

o) to receive, on behalf of the University, donations, endowments, gifts, grants or other moneys and make legitimate disbursements wherefrom;

p) to approve the constitution of the Students Organization and so far as is reasonably practicable, to ensure that the Students' Organization operates in a fair and democratic manner and is accountable for its finances;

q) to provide for the welfare of the staff and students of the University;

r) to approve regulations governing the recruitment, conduct and discipline of the staff of the University;

s) to monitor and evaluate the implementation of strategies, policies, and the management criteria and plans of the University;

t) to constantly review the viability and financial sustainability of the University, and shall do so once every year;

u) to ensure that the University complies with the constitution, other relevant laws, regulations, governance practices, accounting and auditing standards;

v) to perform such other duties as may be contained in the Statutes and may have such other powers as contained in the Act.

9) All documents, other than those required by law to be under seal, made on behalf of the Council, and all decisions of the Council, may be signified under the hand of the Chairman, the Vice-Chancellor or a Deputy Vice-Chancellor responsible for Human Resource and Administration or any other members of the Council generally or specifically authorized by the Council in that behalf.

10) The Council shall ensure that a proper management structure is in place and make sure that the structure, functions to maintain corporate integrity, reputation and responsibility.

11) The Council shall monitor and evaluate the implementation of strategies, policies, and management criteria and plans of the University.

12) The Council shall constantly review the viability and financial sustainability of the University, and shall do so once every year.

13) The Council shall ensure that the University complies with all the relevant laws, regulations, governance practices, accounting and auditing standards.