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# Lingnan University (Amendment) Ordinance 2023

## Contents

Section	Page
1.	Short title ..... A1375
2.	Lingnan University Ordinance amended ..... A1375
3.	Section 2 amended (interpretation) ..... A1377
4.	Section 9 amended (membership of the Court) ..... A1377
5.	Section 12 amended (membership of the Council) ..... A1379
6.	Section 14 amended (committees generally) ..... A1381
7.	Section 15 amended (appointment of President, Vice-President and other employees) ..... A1381
8.	Section 16 amended (power of the Council to delegate to the President) ..... A1383
9.	Section 18 amended (Senate) ..... A1383
10.	Section 23 amended (power of the Council to make statutes) ..... A1385
11.	Schedule 1 amended (meetings and procedures of the Court) ..... A1387
12.	Schedule 2 amended (meetings and procedures of the Council) ..... A1387
13.	Saving ..... A1389

**HONG KONG SPECIAL ADMINISTRATIVE REGION**

**ORDINANCE NO. 17 OF 2023**



John KC LEE  
Chief Executive  
29 June 2023

An Ordinance to amend the Lingnan University Ordinance to clarify that while the Council still preserves the authority to approve the policies governing the terms and conditions of service of staff, the Council may delegate to its committee(s) or the President the power to approve the terms and conditions of service of individual employees; to stipulate the Senate's duty to direct and regulate matters relating to intellectual property rights and knowledge transfer; to allow appointment of up to three Vice-Presidents; to amend the student membership in the Council and the Court; and to provide for related matters.

[30 June 2023]

Enacted by the Legislative Council.

**1. Short title**

This Ordinance may be cited as the Lingnan University (Amendment) Ordinance 2023.

**2. Lingnan University Ordinance amended**

The Lingnan University Ordinance (Cap. 1165) is amended as set out in sections 3 to 12.

**3. Section 2 amended (interpretation)**

(1) Section 2, definition of *Vice-President*—

**Repeal**

“means the”

**Substitute**

“means a”.

(2) Section 2—

**Repeal the definition of *Students’ Union*.**

**4. Section 9 amended (membership of the Court)**

(1) Section 9(1)—

**Repeal paragraphs (g) and (h)**

**Substitute**

“(g) 1 Vice-President nominated by the President in accordance with statutes and appointed by the Council;

(h) 1 full-time student elected by and from the undergraduate students in accordance with statutes and appointed by the Council;

(ha) 1 full-time student elected by and from the postgraduate students in accordance with statutes and appointed by the Council; and”.

(2) Section 9(5), after “(e)”—

**Add**

“, (h), (ha)”.

(3) Section 9(7), after “(e)”—

**Add**

“, (h), (ha)”.

Section 5

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- (4) Section 9(8)—

**Repeal**

“or (e)”

**Substitute**

“, (e), (h) or (ha)”.

**5. Section 12 amended (membership of the Council)**

- (1) Section 12(1)—

**Repeal paragraphs (g) and (h)**

**Substitute**

- “(g) 1 Vice-President nominated by the President in accordance with statutes and appointed by the Council;
- (h) 1 full-time student elected by and from the undergraduate students in accordance with statutes and appointed by the Council; and
- (i) 1 full-time student elected by and from the postgraduate students in accordance with statutes and appointed by the Council.”.

- (2) Section 12(6)—

**Repeal**

“or (e)”

**Substitute**

“, (e), (h) or (i)”.

- (3) Section 12(8)—

**Repeal**

“or (e)”

**Substitute**

“, (e), (h) or (i)”.

(4) Section 12(9)—

**Repeal**

“or (e)”

**Substitute**

“, (e), (h) or (i)”.

**6. Section 14 amended (committees generally)**

(1) Section 14(2)(a), after “to approve”—

**Add**

“the policies governing”.

(2) After section 14(2)—

**Add**

“(2A) Despite subsection (2)(a), the Council may delegate to the committee the power to approve the terms and conditions of service of persons in the employment of the University in accordance with such policies.”.

**7. Section 15 amended (appointment of President, Vice-President and other employees)**

(1) Section 15(4)—

**Repeal**

“a Vice-President”

**Substitute**

“up to 3 Vice-Presidents”.

(2) Section 15(5)—

**Repeal**

“the Vice-President”

**Substitute**

“a Vice-President”.

**8. Section 16 amended (power of the Council to delegate to the President)**

(1) Section 16(2)(a), after “to approve”—

**Add**

“the policies governing”.

(2) Section 16(2)(f)—

**Repeal**

“the Vice-President”

**Substitute**

“any Vice-President”.

(3) After section 16(2)—

**Add**

“(3) Despite subsection (2)(a), the Council may delegate to the President the power to approve the terms and conditions of service of persons in the employment of the University in accordance with such policies.”.

**9. Section 18 amended (Senate)**

Section 18(2)(b)—

**Repeal**

“and research”

**Substitute**

“, research, and all matters relating to intellectual property rights and knowledge transfer”.

**10. Section 23 amended (power of the Council to make statutes)**

(1) Section 23(1)(f)—

**Repeal**

“; and”

**Substitute a semicolon.**

(2) Section 23(1)(g)—

**Repeal**

“9(1)(d) or (e)”

**Substitute**

“9(1)(d), (e), (h) or (ha)”.

(3) Section 23(1)(g)—

**Repeal**

“12(1)(d) or (e)”

**Substitute**

“12(1)(d), (e), (h) or (i)”.

(4) Section 23(1)(g)—

**Repeal the full stop**

**Substitute**

“; and”.

(5) After section 23(1)(g)—

**Add**

“(h) the nomination of the Vice-President by the President for appointment to the Court under section 9(1)(g) and to the Council under section 12(1)(g).”.

**11. Schedule 1 amended (meetings and procedures of the Court)**

- (1) Schedule 1, paragraph 7—

**Repeal**

“the President of the Students’ Union or”.

- (2) Schedule 1, paragraph 7—

**Repeal**

“or (e)”

**Substitute**

“, (e), (h) or (ha)”.

- (3) Schedule 1, paragraph 8—

**Repeal**

“the President for the time being of the Students’ Union”

**Substitute**

“the full-time student appointed under section 9(1)(h) or (ha) of the Ordinance”.

**12. Schedule 2 amended (meetings and procedures of the Council)**

- (1) Schedule 2, paragraph 6—

**Repeal**

“, the President of the Students’ Union”.

- (2) Schedule 2, paragraph 6—

**Repeal**

“or (e)”

**Substitute**

“, (e), (h) or (i)”.

- (3) Schedule 2, paragraph 7—

**Repeal**



“the President for the time being of the Students’ Union”

**Substitute**

“the full-time student appointed under section 12(1)(h) or (i) of the Ordinance”.

**13. Saving**

Nothing in this Ordinance shall affect or be deemed to affect the rights of the Central Authorities or the Government of the Hong Kong Special Administrative Region under the Basic Law and other laws, or the rights of any body politic or corporate or of any other person except such as are mentioned in this Ordinance and those claiming by, from or under them.