The 414th meeting of the Council was held at 9.15am on 24 May 2013 in the R C Mills Room, Chancelry.

Present:
The Chancellor, Professor Gareth Evans AC QC (in the Chair)
The Vice-Chancellor, Professor Ian Young AO
Professor John Close
Dr Vince FitzGerald
Ms Robin Hughes AO
Mr Matthew King
Ms Martine Letts
Professor Andrew Macintyre
Dr Doug McTaggart
Ms Julie Melrose
Mr Graeme Samuel AC
Professor Tim Senden
Ms Aleks Sladojevic

Apologies:
No apologies were received for this meeting.

In attendance:
Head, Governance Office, Ms Jan O'Connor
Deputy Vice-Chancellor (Academic), Professor Marnie Hughes-Warrington
Deputy Vice-Chancellor (Research), Professor Margaret Harding
Executive Director (Administration and Planning), Mr Chris Grange
Pro Vice-Chancellor (Research and Research Training), Professor Jenny Corbett
Pro Vice-Chancellor (Student Experience), Professor Richard Baker
Chair, Academic Board, Professor Fiona Wheeler
Chief Finance Officer, Mr David Sturgiss
Executive Officer to the Vice-Chancellor, Dr Liz Eedle
Associate Director, Work Environment Group, Mr Len Tomlinson (during item 8)
Director, Risk Management and Audit Office, Ms Leslie Hyland (during item 9)
Chief Information Officer, Mr Peter Nikoletatos (during item 12)
Governance Office staff, Ms Leslie McDonald

Observer:
Mr Ray Yoshida (during non-confidential items)

PART 1: PROCEDURAL ITEMS

1. ANNOUNCEMENTS

Late/ Additional papers:
Agenda item 11 – Vice-Chancellor Performance Indicators 2013

It was noted that this would be the last Council meeting to be attended by Ms Julie Melrose. The Chancellor thanked her for her contributions to Council and wished her the best for the future.
2. LEAVE OF ABSENCE

Ms Atlas and Mr Miles were granted leave of absence for this meeting. Mr King was granted leave of absence for the meeting to be held on 26 July 2013.

3. DISCLOSURE OF MATERIAL PERSONAL INTEREST

No member disclosed a material personal interest in any matter on the agenda.

4. ARRANGEMENT OF AGENDA

Items 1 to 14, 22, 23, 26, 32 and 33 were starred on the agenda summary sheet. Items 18 and 28 were starred at the meeting. Unstarred items were approved without discussion. Item 10 was made a non-confidential item.

5. COUNCIL MINUTES

Council resolved to confirm the Minutes of the meeting held on 22 March 2013 (142/2013).

PART 2: KEY BUSINESS ITEMS

6. VICE-CHANCELLOR’S REPORT

Council noted the report of the Vice-Chancellor.

The following were among the issues raised by the Vice-Chancellor in speaking to the report:

**National Centre for Indigenous Genomics**

The John Curtin School of Medical Research has a substantial collection of genetic material obtained from Indigenous Australians for the purposes of scientific research between the 1960s and the early 1990s. A consultative committee comprising 7 eminent Indigenous Australians external to the ANU was established in 2012 to consider the future management and use of the Collection. The National Centre for Indigenous Genomics has been established to implement the recommendations of the consultative committee. A Governance Board with a majority of Indigenous members has been appointed. The advice of the Board will be critical to ensuring that the managed collection is used in ways that accord with proper, respectful, ethical and legal requirements.

**Strategic Appointments**

14 high profile academic appointments have been made as part of a strategy to enhance the research performance of the ANU. The initial plan was to allocate $6 million per annum for such appointments, rising to $12 million per annum. This level of funding was predicated on an increase in the Research Block Grant which did not in fact occur and budget constraints have also meant that it has been necessary to use part of the $6 million of discretionary funds to support other activities such as the University’s entry into edX. It is hoped that despite the constrained budget circumstances, growth in strategic appointments will be possible.

**National Institutes Grant**

Since Council’s discussion in February of the National Institutes Grant, work has begun on developing a case for the continuation and growth of this funding. A more fully developed paper will be presented to a future Council meeting. Feedback from Council members on the current iteration of the paper would be very welcome.
Government Funding Cuts
Significant funding cuts to Australian universities have been announced as a means of partly funding the Gonski reforms to school education. The plan to limit a tax deduction for self-education expenses to $2000 per annum could result in the cost of a Masters degree increasing by as much as 40%, thereby seriously affecting postgraduate enrolments. The Government now intends to review how this limit is to be implemented and it is hoped that it will not apply to professional accreditation programs.

At present, there is no funding in the Federal budget for NICTA (National ICT Australia) beyond 2015. NICTA provides significant funding to the ANU College of Engineering and Computer Science (CECS).

On the positive side, the Future Fellows program is to be extended for another year and the National Collaborative Research Infrastructure Strategy will be funded for a further 2 years.

Future Budget Considerations
The Vice-Chancellor gave a powerpoint presentation on future budget considerations.

It is proposed to hold a series of discussion forums across campus to obtain staff and student input on possible solutions to the serious budget challenges facing the University; the forums will be led by the Executive Director (Administration and Planning). In the meantime, a freeze has been placed on professional staff appointments with a process in place to consider exemptions for essential positions.

7. FINANCIAL REPORTS
Council noted the summary report of the University’s draft financial position as at 21 April 2013 and projected result for the financial year to 31 December 2013.

8. WORK HEALTH AND SAFETY PERFORMANCE AT ANU
Council noted the report on Work Health and Safety performance in 2012 and action taken to improve performance (147/2013).

9. ENTITY-WIDE RISK MANAGEMENT FRAMEWORK
The Director of the Risk Management and Audit Office, Ms Leslie Hyland, spoke briefly to the Entity-wide Risk Management Framework which was endorsed by the Audit and Risk Management Committee on 3 May 2013.

The Vice-Chancellor advised that the regulatory environment, which includes the Australian National Audit Office and the Tertiary Education Quality and Standards Agency, requires that potential risks be addressed. The Framework identifies potential inherent risks of the ANU and the process to consider how these risks are managed throughout the institution.

Resolved:
that the Entity-wide Risk Management Framework be approved (151/2013).

10. SOCIALLY RESPONSIBLE INVESTING
Resolved:
(i) that the Investment Advisory Committee be requested to develop a policy on socially responsible investing for consideration by Council;
(ii) that associated procedures including the provision of an annual report on compliance be developed for consideration by Council;
(iii) that Council members provide any policy input on socially responsible investing to the Investment Advisory Committee through the Vice-Chancellor.

******

PART 3: STRATEGIC ISSUES

12. INFORMATION AND COMMUNICATIONS TECHNOLOGY PROGRAM OF WORKS 2013

The Chief Information Officer, Mr Peter Nikoletatos, gave a presentation on the Information and Communications Technology Program of Works for 2013 and the implementation of University-wide IT solutions. He also informed Council of the security arrangements for data stored in iCloud.

13. ONLINE EDUCATION

The Deputy Vice-Chancellor (Academic), Professor Marnie Hughes-Warrington, gave a presentation on Online Education, including offering nationally strategic subjects online, edX and the development of fully online graduate programs. ******

14. MELBOURNE ENGAGEMENT STRATEGY

Council noted the report on the Melbourne engagement strategy (161/2013).

PART 4: OTHER MATTERS FOR DECISION

15. HONORARY DOCTORATE NOMINATION

Resolved:
that Dr Mari Pangestu be awarded the degree of Doctor of Letters honoris causa on the ground of her outstanding contributions in the service of society.

16. APPOINTMENTS TO COMMITTEES

Resolved:
that the following appointments to committees be approved:

*Board of Governors of the ANU Endowment for Excellence*
Mr Stephen Byron to 23 May 2017
Ms Jennie Cameron AM to 23 May 2017

*Finance Committee*
Ms Siobhan McKenna to 30 June 2015

17. AUDIT AND RISK MANAGEMENT COMMITTEE CHARTER

Resolved:
that the Audit and Risk Management Committee Charter be approved (150/2013)
18. GOVERNANCE: STREAMLINING RULE MAKING

It was noted that the Australian National University Act permits Council to delegate by means of Statute, Rule-making powers to an officer, including the Vice-Chancellor. Council considered a proposal that some of its rule-making powers be delegated to the Vice-Chancellor to make the approval process more timely and efficient. The process of registration and publication under the Legislative Instruments Act would remain the same and the Vice-Chancellor would report to Council on the exercise of these Rule-making powers. It was further noted that by force of the Act, Council retains the power to make Rules under any Statute, thus permitting Council an avenue of practical oversight if it disagrees with the exercise of the Vice-Chancellor’s Rule-making in a particular case.

Resolved:
(i) that a Statute be prepared for consideration at the next meeting of Council to authorize the Vice-Chancellor to make Rules in addition to the Council’s power in relation to specified Statutes;
(ii) that, at the next scheduled Council meeting after a Rule has been made by the Vice-Chancellor, Council be informed of the action taken by the Vice-Chancellor and the substance of the new Rule or amendment to an existing Rule.

19. LEGISLATION

Resolved:
that the following legislation be approved:

- Academic Progress Rules 2013
- ANU College Governance Statute 2013
- ANU College Governance Rules 2013
- Interpretation Statute (No. 2) 2013

20. BURGMANN COLLEGE RULES

Resolved:
that the amendments to the Burgmann College Rules 2004 contained in the Special Resolution dated 27 March 2013 adopted by the Council of Burgmann College Incorporated be approved (153/2013).

21. POSTGRADUATE AND RESEARCH STUDENTS’ ASSOCIATION INC CONSTITUTION

Resolved:
that the amendments to the Constitution of the Postgraduate and Research Students’ Association Inc be approved (155/2013).

PART 5: OTHER MATTERS FOR NOTING

22. AUDIT AND RISK MANAGEMENT COMMITTEE – SUMMARY OF MAJOR ITEMS CONSIDERED

Council noted the summary of the major items considered by the Audit and Risk Management Committee at its meeting held on 2 May 2013.

23. FINANCE COMMITTEE – SUMMARY OF MAJOR ITEMS CONSIDERED

Council noted the summary of the major items considered by the Finance Committee at its meeting held on 10 May 2013.
24. ETHICS COMMITTEES ANNUAL REPORTS 2012

Council noted the 2012 Annual Reports of the following:

(a) Animal Experimentation Ethics Committee (157/2013);
(b) Human Research Ethics Committee (158/2013);
(c) Recombinant DNA Monitoring Committee (159/2013).

25. POWER OF ATTORNEY

Council note the list of transactions over which the Investment Manager exercised the Power of Attorney between 22 March 2013 and 26 April 2013 (160/2013).

26. ACADEMIC BOARD ANNUAL REPORT 2012-2013

The Chair of the Academic Board, Professor Wheeler, spoke briefly to the Annual Report of the Academic Board 2012-2013 (438/2013). It was noted that mechanisms to improve communication between the Board and the University community would be considered in the coming year.

27. ACADEMIC BOARD REPORTS

Council noted the reports from the meetings of the Academic Board held on 8 March 2013 (394/2013) and 3 May 2013 (434/2013).

28. AUSTRALIAN CHARITIES AND NOT-FOR-PROFIT COMMISSION

Council noted the requirement that personal details of Council members be provided to the Australian Charities and Not-for-profit Commission for the purposes of the ANU’s registration with the Commission. The University has requested that only the names of Council members and their positions be published on the public register.

29. 2013 PARKING PERMIT FEES

Council noted the pay and display parking fees set for 2013.

30. UNIVERSITY SEAL REPORT

Council noted that there had been no documents to which the University Seal had been affixed since the meeting of Council held on 22 March 2013.

31. SIGNIFICANT VISITS AND EVENTS, GRANTS AND CONSULTANCIES

Council noted the report of significant visits and events, grants and consultancies since the last report to Council on 22 March 2013 (162/2013).

PART 6: OTHER BUSINESS

32. QUESTION TIME

There were no matters raised in Question Time.

33. OTHER BUSINESS

There were no matters raised under Other Business.
34. NEXT MEETING

It was noted that the next meeting of Council will be held on 26 July 2013.

Date: _________________________

Professor the Hon Gareth Evans AC QC
Chancellor
The Australian National University

JOC

(****** indicates a removed item which is confidential to Council Members)