



At the Court at Windsor Castle

THE 16th DAY OF FEBRUARY 2022

PRESENT,

THE QUEEN'S MOST EXCELLENT MAJESTY
IN COUNCIL

The Governing Body of Lucy Cavendish College, Cambridge has made a Statute amending the College Statutes in accordance with the Universities of Oxford and Cambridge Act 1923, and in the form set out in the Schedule to this Order.

The Statute has been submitted to Her Majesty in Council, and the provisions of the Act relating to publication in the London Gazette and laying before both Houses of Parliament have been complied with.

No petition or address has been presented against the Statute.

Now, therefore, Her Majesty, having taken the Statute into consideration, is pleased, by and with the advice of Her Privy Council, to approve it.

Ceri King

SCHEDULE

A STATUTE, to amend the statutes of Lucy Cavendish College, in the University of Cambridge, which amending statute having been duly made by Special Resolutions passed and re-passed at meetings of the Governing Body of the said College specially summoned for the purpose and held on the 28th day of April in the year two thousand and twenty-one and on the 7th day of July in the year two thousand and twenty-one (notice of the proposed amending Statute having been given to the said University) and passed at such meetings by the votes of not less than two-thirds of all the members of the Governing Body who are entitled to vote, is now submitted for the approval of Her Majesty The Queen in Council.

RESOLUTION

WE the Governing Body of Lucy Cavendish College in the University of Cambridge in pursuance of the power given us by Section 7 of the Universities of Oxford and Cambridge Act 1923 do hereby alter and amend the Statutes of our said College by making the following:

A. THE CONSTITUTION AND GOVERNMENT

STATUTE 1

The Title of the College

The College shall be called Lucy Cavendish College and its corporate title shall be The President and Fellows of Lucy Cavendish College in the University of Cambridge.

STATUTE 2

The Visitor

- (i) The Visitor shall be the Chancellor of the University.
- (ii) Nothing in these Statutes shall enable or require the Visitor:
 - (a) to hear any appeal or determine any dispute relating to a member of the academic staff which concerns that member's appointment or employment or the termination of that appointment or employment; or
 - (b) to disallow or annul any Ordinance made under or having effect for the purposes of the Academic Staff Statutes.

STATUTE 3

The Governing Body

- (i) For the purpose of altering these Statutes only, the Governing Body shall consist of and mean the President and those Fellows, being graduates, who hold their Fellowships in Classes A, B, C, D or E as defined in Statute 9.
- (ii) For all other purposes the Governing Body shall, subject to the provisions of Statute 31 relating to leave of absence, consist of and mean the President and those Fellows who hold their Fellowships in Classes A, B or C as defined in Statute 9.
- (iii) The Governing Body shall administer the affairs of the College and shall have the management of its property and income.
- (iv) The Governing Body shall possess the ultimate authority in the government of the College as a place of education, religion, learning and research, which authority it shall exercise in accordance with and subject to the provisions of these Statutes.
- (v) The Governing Body shall have power to make, vary or set aside Ordinances. No motion concerning an Ordinance shall be considered unless fourteen days' written notice of the motion has been given to members of the Governing Body. An amendment to any such motion may be moved without notice and, if such amendment is approved, the motion as amended shall be deemed to have been proposed with due notice. A motion concerning an Ordinance shall be approved by the votes of a majority of the whole Governing Body. Ordinances shall be read with these Statutes and shall be binding on all members of the College.

- (vi) The Governing Body shall have the power to do any act which by the Statutes of the University or otherwise is directed or authorised to be done by the College.
- (vii) The Governing Body shall have power to appoint Committees, whose membership need not be restricted to members of the Governing Body, and, subject to the provisions of these Statutes, to delegate to those Committees such powers as the Governing Body shall determine.
- (viii) The Governing Body shall hold an annual meeting called the Audit Meeting in the Michaelmas Term to consider the audited accounts of the College.
- (ix) In addition to the Audit Meeting, there shall be at least one meeting of the Governing Body each Term, and such other meetings as may be required.
- (x) The President may when they think fit and shall at the written request of any five members summon a meeting of the Governing Body. Such written request shall state the purpose of the proposed meeting. If the President, upon receiving such a request, does not summon a meeting of the Governing Body to be held within twenty-eight days (excluding vacations), any ten members may require the Secretary to summon such meeting to take place on a date which shall be during Term or the Long Vacation Period of Residence.
- (xi) Except as provided in Statutes 6 (iii) and 50 (i), seven days' written notice of the time and purpose of a meeting of the Governing Body shall be given by the Secretary to the members of the Governing Body.
- (xii) The President shall normally preside at meetings of the Governing Body, and if the President is not present the Vice-President shall preside, and if neither is present, the senior Fellow present at the meeting shall preside.
- (xiii) The quorum for a meeting of the Governing Body shall be one half of all the members.
- (xiv) Except where otherwise provided, a decision of the Governing Body shall be taken by a majority of the members present and voting, and in case of equality of votes, the person presiding shall have a second or casting vote.
- (xv) In any vote on the election, re-election, appointment or re-appointment of any member of the Governing Body to any office or Fellowship, or on any application by them for leave of absence, or on their removal from any office or position, such member shall not vote and shall not be counted in reckoning any necessary majority.
- (xvi) The Governing Body shall, subject to the provisions of these Statutes, have power to make rules regulating its own procedure.
- (xvii) Members shall not be absent from meetings of the Governing Body without good cause.
- (xviii) The Governing Body shall elect one of its members to be Secretary. The Secretary shall serve for such period as may be specified at the time of their election or re-election, but shall cease to hold office on ceasing to be a member of the Governing Body.

The Council

- (i) Notwithstanding the provisions of Statute 3, the Governing Body may by Ordinance, provided that such Ordinance is approved by the votes of two-thirds of the whole Governing Body, establish a College Council to exercise on its behalf such powers of the Governing Body as may, subject to section (ii) below, be specified in the Ordinance. The Governing Body may by a similar majority vary or set aside such Ordinance.
- (ii) The Council shall not be authorised to exercise the powers of the Governing Body relating to:-
- (a) the election, suspension or removal of the President,
 - (b) the appointment of the Vice-President
 - (c) the election of a Fellow,
 - (d) the election of an Honorary Fellow,
 - (e) the alteration of these Statutes, or
 - (f) the making, varying or setting aside of Ordinances.
- (iii) The Council shall consist of the President, the Vice-President, the Senior Tutor and the Bursar ex officio, and such number of members elected by the Governing Body from among its members as may be specified by Ordinance.
- (iv) The provisions of Statute 3 (xi), (xii), (xiii), (xiv), (xv), (xvi), (xvii) and (xviii) shall apply likewise to meetings of the Council.

B. THE PRESIDENT

STATUTE 5

The President: their duties, powers and emoluments

- (i) The President shall protect and further the interests of the College in the University and elsewhere. They shall exercise a general superintendence over the affairs of the College and shall secure the observance by all members of the College of the provisions of these Statutes and the Ordinances.
- (ii) The President shall reside within the College or in an official residence or in such other place as the Governing Body may approve as being consistent with the proper performance of their duties. At the time of their election the Governing Body shall determine how long in each Term and in each calendar year they shall (unless on leave of absence) so reside.
- (iii) The President shall have power, in all cases not provided for by these Statutes or the Ordinances or by resolution of the Governing Body, to make such provision for the peace, honour and well-being of the College as they think fit.

(iv) The President shall be entitled to such stipend and allowances as the Governing Body may from time to time determine provided that no reduction in the amount of the stipend and allowances shall affect the person then President without their consent.

STATUTE 6

The election to the office of President

(i) Whenever the office of President falls vacant, the Governing Body shall elect to fill the office the person who in its judgement is best qualified to preside over the College as a place of education, religion, learning and research. If no person has been elected to fill a vacancy in the office of President at the expiration of twelve months from the occurrence of the vacancy, the power to appoint the President shall pass to the Visitor.

(ii) When it is known that the office of President is soon to become vacant, the Governing Body may make an election to such office within the twelve months preceding the date of the vacancy. The election shall take effect from the date on which the office of President becomes vacant.

(iii) The election to the office of President shall take place at a meeting of the Governing Body summoned for that purpose by the Vice-President, or in their absence by the next senior Fellow in residence who is a member of the Governing Body. Fourteen days' written notice of the meeting shall be given to all members of the Governing Body.

(iv) The election to the office of President shall be by the affirmative votes of two-thirds of the whole Governing Body.

(v) Voting in the election to the office of President shall be by secret ballot amongst those present and the votes shall be counted by two Fellows designated by the Governing Body.

(vi) If at a meeting for election to the office of President no person has been elected, the meeting shall have power to adjourn to some other time to be fixed by the meeting and so on from time to time.

(vii) The President, if any, shall not be counted as a member of the Governing Body for the purpose of an election to the office of President.

(viii) Before entering upon office the President shall be admitted by the Vice-President at a meeting of the Governing Body summoned for that purpose, after having read aloud the following declaration:

“I, A.B., accept the office of President of Lucy Cavendish College and promise that I will fulfil the duties of that office to the best of my ability, that I will loyally observe the Statutes, Ordinances and good customs of the College, and that I will in all things endeavour to promote the peace, honour and well-being of the College as a place of education, religion, learning and research”.

STATUTE 7

The tenure of office of the President

(i) The President may resign their office by giving six months' written notice to the Vice-President, or such lesser period of notice as the Governing Body may allow.

(ii) The President shall vacate their office if they become Head or a Fellow, other than an Honorary Fellow, of any other College, Approved Foundation or Approved Society in the University.

(iii) The President shall retire on the thirtieth day of September next following the seventh anniversary of the date on which their election or appointment took effect or, if the seventh anniversary of the date on which their election or appointment took effect falls on 1 October, on the thirtieth day of September immediately before. They shall not be eligible for re-election.

STATUTE 8

The appointment of an Acting President

In the event of any incapacity or absence of the President which the Governing Body expects to extend for one or more Terms, the Governing Body may appoint an Acting President from among the Fellows to carry out the duties and to exercise the powers of the President in accordance with these Statutes.

C. THE FELLOWS

STATUTE 9

Classes of Fellowship

(i) There shall be the following Classes of Fellowship: Class A: General Fellows as described in Statute 10, Class B: Official Fellows as described in Statute 11, Class C: Professorial Fellows as described in Statute 12, Class D: Research Fellows as described in Statute 13 and Class E: Emeritus Fellows as described in Statute 14.

(ii) No Fellow shall hold concurrently a Fellowship in more than one class.

(iii) No person disqualified under the Charities Act 2006 from serving as a trustee of a charity may become or remain a Fellow in Class A, B or C.

STATUTE 10

Class A: General Fellows

(i) The Governing Body may elect to a Fellowship in Class A any person whom it considers appropriate so to elect having regard to the interests of the College as a place of education, religion, learning and research. Such election shall be subject to such conditions as the Governing Body may from time to time determine.

STATUTE 11

Class B: Official Fellows

(i) The Governing Body may elect to a Fellowship in Class B any person holding the College office of Bursar, Senior Tutor, Lecturer or such other office as the Governing Body shall have declared to be a qualifying office for the purpose of this Statute.

(ii) The Governing Body may elect to a Fellowship in Class B any person holding a University office (other than an office qualifying the holder for election to a Professorial Fellowship) which the Governing Body shall have declared to be a qualifying office for the purpose of this Statute.

(iii) The Governing Body may require such duties of Fellows in Class B as it deems proper, provided that such duties shall be consistent with the duties of the qualifying office with which the Fellowship is associated.

STATUTE 12

Class C: Professorial Fellows

(i) The Governing Body may elect to a Fellowship in Class C any person holding or elected or appointed to hold a Professorship in the University or any other University office which under the Statutes of the University qualifies the officer to hold a Professorial Fellowship.

(ii) Any Fellow elected or appointed to a University office which qualifies the officer to hold a Professorial Fellowship shall have the option, without re-election, to become a Fellow in Class C.

(iii) A Fellow in Class C shall hold their Fellowship for so long as they hold a qualifying office for the purpose of this Statute.

STATUTE 13

Class D: Research Fellows

(i) The Governing Body may elect to a Fellowship in Class D any person engaged in the advancement of learning and research under such conditions as the Governing Body may determine.

(ii) A Fellow in Class D may be elected for a period of up to three years in the first instance and may be re-elected for a further period or periods of up to one year at a time, provided that the period of tenure shall not extend beyond five years in all.

STATUTE 14

Class E: Emeritus Fellows

(i) Any Fellow who has been a Fellow for twenty years, whether continuously or not, shall be entitled to be elected to a Fellowship in Class E following their retirement under the provisions of Statute 19 (i) or (ii).

(ii) The Governing Body may elect to a Fellowship in Class E any Fellow or person who has previously held a Fellowship if it considers such election appropriate having regard to the interests of the College.

(iii) A Fellow in Class E shall be entitled, subject to the provisions of Statutes 20 and 21, to hold their Fellowship for life.

STATUTE 15

Honorary Fellows

(i) The President on retirement under the provisions of Statute 7 (iii) shall be entitled to be elected to an Honorary Fellowship.

(ii) The Governing Body may elect, by the affirmative votes of two-thirds of the whole Governing Body, to an Honorary Fellowship any person of distinction or of merit whose election it considers to be in the interests of the College.

(iii) An Honorary Fellow shall be entitled, subject to the provision of section (iv) below, to hold their Fellowship for life.

(iv) The Governing Body may, for grave cause, terminate the tenure of an Honorary Fellow by the affirmative votes of two-thirds of the whole Governing Body.

(v) For the purpose of these Statutes an Honorary Fellow shall not be deemed to be a Fellow.

STATUTE 16

General provisions concerning Fellows

(i) Fellows shall promote the advancement of the College as a place of education, religion, learning and research.

(ii) Fellows shall comply with such residence requirements as the Governing Body may determine provided that such requirements shall not be altered to affect a Fellow without their consent.

(iii) A Fellow who at the time of election has not taken any degree qualifying them to be a member of the Senate of the University shall proceed to such a degree as soon as they are eligible to do so. Any Fellow not proceeding to such a degree in due course, unless prevented by illness or other grave cause allowed by the Governing Body, shall forfeit their Fellowship.

(iv) Fellows shall, if in residence, be entitled to such allowances as the Governing Body may from time to time determine.

(v) The Governing Body shall by Ordinance set out procedures on the election and re-election of Fellows in Classes A and B

STATUTE 17

The precedence of Fellows

(i) The Vice-President shall take precedence over all other Fellows.

(ii) Subject to section (i) above, Fellows shall rank in precedence according to the length of time during which they have been Fellows, whether continuously or not. The precedence of Fellows who enter into their Fellowships on the same day, and of Fellows who have been Fellows for the same number of days, shall be determined by the Governing Body.

STATUTE 18

The election and admission to Fellowships

(i) Elections and re-elections to Fellowships shall be by the affirmative votes of a majority of the whole Governing Body.

(ii) Unless the Governing Body otherwise determines, a Fellow shall enter into their Fellowship on the date of election.

(iii) The President shall admit a Fellow at the earliest convenient time after entry into their Fellowship. Prior to their admission, every Fellow shall read aloud the following declaration: I, [A.B], elected Fellow of Lucy Cavendish College, do hereby promise that I will loyally observe the Statutes, Ordinances and good customs of the College, and that I will in all things endeavour to promote the peace, honour and well-being of the College as a place of education, religion, learning and research.

STATUTE 19

The vacation of Fellowships

(i) A Fellow shall vacate their Fellowship if they are admitted to the office of President or if they become Head or a Fellow, other than an Honorary Fellow, of any other College, Approved Foundation or Approved Society in the University.

(ii) A Fellow may resign their Fellowship by giving one month's written notice to the President, or such lesser period of notice as the Governing Body may allow.

STATUTE 20

The removal of Fellows for misconduct

(i) If any Fellow is charged by the President, or before the President by three or more members of the Governing Body, with grave neglect of duty, failure to observe the Statutes, Ordinances or good customs of the College, or with conduct prejudicial to the peace, honour or well-being of the College, the President shall refer the charge for consideration under Statute 32 and the Ordinance made under Statute 32 which specifies a disciplinary procedure.

(ii) A person so deprived of their Fellowship, or suspended from its rights and privileges, may within eight weeks of the date on which the decision was sent to them appeal to the Visitor who, after due enquiry, shall have power to confirm, vary or set aside any finding or penalty.

(iii) If the Visitor allows the appeal the Fellow shall be entitled to receive such sums by way of stipend and allowance as they would have been entitled to receive had they not been deprived of or suspended from their Fellowship.

(iv) No member of the Governing Body shall take part in the deliberations of that body upon any matter related to their deprivation of, or suspension from, a Fellowship.

(v) This Statute shall not apply to a member of the academic staff as defined under Ordinance made in accordance with Statute 32.

STATUTE 21

The removal of Fellows for incapacity on medical grounds

(i) Where it appears that the removal of a Fellow on medical grounds should be considered, the President may institute the procedure for assessing incapacity on health grounds specified in an Ordinance made in accordance with Statute 32. All references to a member of the academic staff shall be construed, unless the context otherwise requires, as referring to a Fellow.

(ii) A person deprived of, or suspended from, their Fellowship in accordance with this Statute may within eight weeks of the date on which the decision was sent to them appeal to the Visitor who, after due enquiry shall have power to confirm, vary or set aside the decision of the Governing Body.

(iii) This Statute shall not apply to a member of the academic staff as defined under Ordinance made in accordance with Statute 32.

STATUTE 22

Notice to Fellows

Every Fellow shall register with such College officer as the Governing Body shall appoint a place of address within the United Kingdom to which all notices intended for them are to be sent; and in all cases in which by these Statutes notice is required to be given to any Fellow it shall be sufficient that the notice is sent by post or otherwise to that address, and such notice shall be deemed to be given on the day of posting.

STATUTE 23

Fellow-Commoners

(i) The Governing Body may elect into a Fellow-Commonership any person whose election it considers to be in the interests of the College. The Governing Body shall in each case determine the tenure, and may attach conditions thereto.

(ii) The Governing Body may terminate the tenure of a Fellow-Commoner.

(iii) In these Statutes, the expression "Fellow" does not include a Fellow-Commoner.

D. THE COLLEGE OFFICERS

STATUTE 24

College officers

- (i) The College offices shall be those of Vice-President, Senior Tutor, Bursar, Lecturer, Praelector and such others as the Governing Body may from time to time create.
- (ii) College officers shall be appointed and re-appointed for such periods as the Council determine. Subject to Statute 25(i), tenure shall be for an initial probationary period of up to three years on first appointment. The Governing Body may by resolution terminate the tenure of any College officer to whom the Academic Staff Statutes do not apply.
- (iii) The Governing Body shall determine the stipends and duties of the various College officers and, subject to these Statutes, may delegate to individual officers such powers as it may determine.
- (iv) If any College officer is unable, owing to leave of absence, illness or other sufficient cause, to discharge the duties of their office, the Governing Body may appoint a deputy.
- (v) The President shall have power at their discretion to suspend a College officer from the performance of their duties until the next ensuing meeting of the Governing Body, and thereafter with the consent of the Governing Body.

STATUTE 25

The Vice-President

- (i) The Vice-President shall be appointed by the Governing Body from among its members for a period of up to three years in the first instance and they may be re-appointed for a further period or periods of up to three years at a time.
- (ii) The Vice-President shall attend under the President to the good government of the College and to the observance of these Statutes and the Ordinances and they shall study and promote the welfare of the Fellows.
- (iii) In the absence or illness of the President, or during any vacancy in the office of President, the Vice-President shall have the powers and perform the duties of the President, unless an Acting President has been appointed under Statute 8.
- (iv) The Vice-President shall perform such other duties as are prescribed by these Statutes, or are assigned to them by the Governing Body.
- (v) The Vice-President shall not be out of residence during Term at the same time as the President except for some good cause. In the absence or illness of the Vice-President, an Acting Vice-President may be appointed by the Governing Body, or otherwise the senior Fellow in residence who is a member of the Governing Body shall act as Vice-President.

(vi) If the Vice-President is appointed Acting President under Statute 8, they shall cease to be Vice-President for the period in which they hold the office of Acting President. During that period an Acting Vice-President shall be appointed by the Governing Body.

(vii) The Vice-President may resign their office by giving one month's written notice to the President, or such lesser period of notice as the Governing Body may allow, and they shall vacate their office on ceasing to be a Fellow.

STATUTE 26

The Tutors

(i) The Governing Body shall appoint a Senior Tutor and such number of additional Tutors as it may determine.

(ii) If the Senior Tutor-elect is not already a Fellow, they shall be elected to a Fellowship in Class B.

(iii) A Tutor may be elected to a Fellowship in Class A or B or to a Bye-Fellowship as appropriate.

(iv) The Tutors shall exercise a general supervision over the education, health and welfare of the student members in their charge and shall ensure compliance with all University requirements relating to them.

(v) The Tutors shall perform such other duties as the Governing Body may determine.

STATUTE 27

The Bursar

(i) The Bursar shall be responsible for the financial business of the College and for the proper keeping of its accounts, shall manage the property and income of the College, shall receive all rents and monies due to the College, and make such payments as may be due from the College.

(ii) The Bursar shall superintend the buildings and gardens of the College, and provide for their staffing, maintenance and repair.

STATUTE 28

The Lecturers

(i) The Governing Body shall appoint such number of Lecturers as it may determine.

(ii) A Lecturer shall contribute generally to the furtherance of the educational purposes of the College and shall perform such teaching and other duties as the Governing Body may determine.

STATUTE 29

The Praelector

The Praelector shall present candidates for degrees and perform such other duties as the Governing Body may from time to time determine.

STATUTE 30

The vacation of College offices

(i) A College officer may resign their College office by giving one month's written notice to the President, or such lesser period of notice as the Governing Body may allow.

STATUTE 31

Leave of Absence

(i) The Governing Body may grant leave of absence, on the application of the President, a Fellow or a College officer, on such terms as it may determine.

(ii) A person who has been granted leave of absence under section (i) above shall not attend or vote at any meeting of the Governing Body, other than a meeting summoned for the altering of a Statute or for an election to the office of President; and, except for those purposes, they shall be deemed not to be a member of the Governing Body.

E. THE ACADEMIC STAFF

STATUTE 32

The Academic Staff

(i) The Governing Body shall make provision in Ordinances for procedures for the academic staff including procedures relating to redundancy, discipline, removal from office, the removal of the President from office, removal for incapacity on medical grounds, and for appeals and grievance procedures, as required by the law of the land.

(ii) The Governing Body shall, in the Ordinances required in paragraph (i) of this Statute, determine who are members of the academic staff for the purposes of this Statute.

(iii) Any Ordinance made under this Statute shall be applied and construed in every case to give effect to the following guiding principles:

- (a) to ensure that members of the academic staff of the College have freedom within the law to question and test received wisdom, and to put forward new ideas and controversial or unpopular opinions, without placing themselves in jeopardy of losing their jobs or privileges;
- (b) to enable the College to provide education, promote learning, and engage in research efficiently and economically; and
- (c) to apply the principles of justice and fairness.

F. THE MEMBERS

STATUTE 33

Membership

- (i) The Governing Body may determine the conditions under which persons may be admitted to and remain members of the College, provided that
 - (a) no one shall be admitted as a student member of the College who is not qualified to be matriculated, and
 - (b) the College shall be subject to such conditions as the University may from time to time determine for the admission of students and the presentation of candidates for degrees.
- (ii) The Governing Body may make rules and Ordinances governing the studies of student members, their periods of residence, their behaviour whilst in residence, and the conditions, including conditions as to academic performance and to medical fitness, upon which they are permitted to reside.

STATUTE 34

Duties of members

- (i) All persons admitted to membership of the College shall observe the Statutes, Ordinances and good customs of the College and conform to such rules as may be made from time to time by the Governing Body.
- (ii) All members shall pay such fees or contributions as the Governing Body may from time to time determine.
- (iii) Student members of the College shall apply themselves peaceably and diligently to their studies.

STATUTE 35

Student Discipline

- (i) The Governing Body shall make provision in Ordinances for procedures for Student Discipline

STATUTE 36

Association of student members of the College

- (i) The student members of the College shall be entitled to form an association for the promotion of social, cultural, athletic or other collegiate purposes. Those of their number who are graduates shall be entitled to form a separate or an additional association for the promotion of such purposes.

(ii) The constitution of any such association and any changes made therein from time to time shall be approved by the Governing Body. If any question arises as to the interpretation of the constitution, it shall be determined by the Governing Body.

G. FINANCIAL MATTERS

STATUTE 37

The accounts and audit

(i) Subject to the Statutes of the University, the accounts of the College shall be kept in such form as the Governing Body may from time to time determine.

(ii) In each year the College shall close its accounts on 30 June, or such other date as may be determined by Ordinance.

(iii) The accounts shall be audited each year by an Auditor appointed by the Governing Body, who shall be a qualified accountant or actuary, not being a member of the Governing Body. The Auditor may report to the Governing Body, and shall sign such certificates as may be required by the Statutes of the University, or shall state in writing to the Governing Body the reasons for not so signing. The Bursar shall submit the audited accounts and the report of the Auditor to the Governing Body at the Audit Meeting.

(iv) A statement of accounts in the form prescribed by the University shall be sent each year at the appropriate time to the University Registry, together with the report of its Auditor.

(v) Any Fellow shall be entitled at any reasonable time to inspect the full accounts of the receipts and payments of the College.

STATUTE 38

The investment & application of assets & surplus income of trust funds

(i) The Governing Body shall have power to authorise the purchase, sale or transfer of property, real or personal, and securities (which term includes stocks, funds and shares) of any description on behalf of the College.

(ii) In relation to the management, development, improvement, sale, lease, mortgage or other disposition of any land or any estate or interest therein held by the College or to the acquisition of any land or any estate or interest therein, the Governing Body may exercise any power and may carry out any transaction which an individual, holding or acquiring such land, estate or interest their own benefit could exercise or carry out.

(iii) In order to facilitate the management of investments under the control of the College the Governing Body may at any time and from time to time resolve that all or any part of the property to which this Statute applies be treated as one amalgamated fund invested for the rateable benefit of the property comprised in it (hereinafter called the constituent funds) and to and upon any such resolution the following provisions shall apply:

- (a) No investment shall be brought into an amalgamated fund upon its first constitution or upon any change of investment which is expressly disallowed as an authorized investment for any of the constituent funds.
- (b) An amalgamated fund shall be held on behalf of the constituent funds in shares as nearly as may conveniently be proportionate to their respective capital values upon the first constitution of the amalgamated fund; such shares shall be fixed by resolution of the Governing Body.
- (c) The Governing Body may at any time increase any amalgamated fund by adding thereto new constituent funds and upon any such increase shall fix the share of such new constituent funds in the resulting amalgamated fund.
- (d) The Governing Body may at any time wind up any amalgamated fund and divide the investments thereof between the constituent funds in proportion to their respective shares therein or may bring all or any of the shares into a new or other amalgamated fund in accordance with the provisions of this section.
- (e) The Governing Body may appropriate and distribute for expenditure as much of the fair value of any amalgamated fund as prescribed by Ordinance as it considers in its absolute discretion is prudent having regard to the total return achieved and reasonably to be expected in the long term of the amalgamated fund and distribute in proportion to the constituent funds at the time of the distribution.

In this section of the Statute:

- (a) 'fair value' means the amount at which an asset can be exchanged in an arm's length transaction between informed and willing parties, other than in a forced or liquidation sale
 - (b) 'Total Return' means return in terms of both income, whether received or accrued, and capital appreciation, whether realised or unrealised.
- (iv) Any surplus income of a trust to which this Statute applies may at the direction of the Governing Body be applied as income for the purposes of the trust in any subsequent year or may be applied for the general education purposes of the College. For this purpose 'surplus income' means income unexpended in any year after the purposes of the trust have been provided for in that year (whether wholly by income from the trust or partly by income from the trust and partly by other means) in so far (if at all) as in the opinion of the Governing Body it is possible to provide.
- (v) The powers conferred by this Statute shall apply to all endowments, land, securities, property and funds of the College. They shall also apply to any specific trust for purposes connected with the College of which the College is trustee which existed on the date of approval of these Statutes by Her Majesty in Council; and, to the extent that the law permits, they shall also apply to any such fund created after that date.

STATUTE 39

The power to accept endowments

The Governing Body shall have power to accept endowments for any purposes in furtherance of the interests of the College as a place of education, religion, learning and research and to make regulations giving effect to wishes or suggestions of donors recorded in writing (whether so expressed as to create a trust or not) regarding the application of such endowments and regarding any place or emolument to be supported thereby, even though the regulations may be inconsistent with the provisions of these Statutes; provided always that no such regulation shall derogate from any obligation imposed on the College by the Statutes of the University.

STATUTE 40

The Tuition Fund

(i) The Governing Body shall from time to time review and determine the amount of the tuition fees and other fees for teaching to be paid by members of the College. Such fees shall be paid into a Fund to be called the Tuition Fund. The Tuition Fund shall be applicable in payment of the cost of administration, in payment of the College contribution for the purposes of the Superannuation Scheme in respect of emoluments charged on the Tuition Fund, and in payment of the Tutors and other members of the educational staff, and for such other purposes as the Governing Body shall determine.

(ii) The Governing Body shall have power to pay into the Tuition Fund from general revenues or other sources such sums as it shall from time to time determine.

(iii) Any accumulation resulting from an excess of income of the Tuition Fund over expenditure may be retained in the Fund whether invested or not. The whole or part of any such accumulation or investments may be transferred at any time by the Governing Body to the Capital or Income of the College.

STATUTE 41

Contribution to the University

There shall be paid in each year by the College to the University such sum as is by the Statutes of the University authorised to be levied from the College; provided that so much of the sum so to be paid as shall be levied in respect of any Trust or other separate Fund shall be charged to the income of such Trust or Fund unless the Governing Body shall in any case determine otherwise.

H. MISCELLANEOUS

STATUTE 42

The Common Seal and muniments

(i) The Bursar shall be responsible for the safe custody of the Common Seal and of the muniments of the College.

(ii) The Common Seal shall not be affixed to any document without the sanction of the Governing Body except for any class or classes of document in respect of which the Governing

Body has given authority in advance. The Bursar shall ensure that a record is kept of documents sealed and ensure that each sealing is reported to the Governing Body.

(iii) The Common Seal shall not be affixed to any document except in the presence of the President or Vice-President and two other members of the Governing Body.

STATUTE 43

Invalid Proceedings

(i) If within thirty days of an election or the performance of any act by any person or body having power to act under these Statutes, representation is made in writing by any member of the College to the President that there has been a contravention of these Statutes or the Ordinances, the President shall enquire into the matter.

(ii) The President shall then either declare that there has been no contravention, or that there has been a contravention and the act is of no effect; or, if the President is of the opinion that any irregularity has not significantly affected the result, that the validity of the act is not affected by such contravention.

(iii) If the President has not announced their decision within twenty days after receipt of the representation, or after the announcement of their decision if within that time, any member of the College may within one week appeal in writing to the Visitor, whose decision shall be final. If there is no such appeal, the decision of the President shall be final.

(iv) Unless there has been a representation in writing under section (i) above,

(a) no act shall be invalid by reason of the fact that there has been a contravention of these Statutes or the Ordinances, and

(b) no act shall be invalid by reason of the fact that any person taking part in the act and chosen in the manner prescribed or authorised by these Statutes or the Ordinances to be the person or a member of the body authorised to act, was not qualified to be so chosen.

STATUTE 44

Alteration of Statutes

(i) A meeting of the Governing Body for the purpose of altering these Statutes in accordance with the provisions of Section 7 of the Universities of Oxford and Cambridge Act 1923 shall be summoned in the same way and be subject to the same regulations as meetings of the Governing Body under Statute 3, save that fourteen days' written notice of the meeting shall be given to all members of the Governing Body.

(ii) If at any such meeting a Statute for the alteration of these Statutes, or any of them, shall be duly approved by the votes of two-thirds of the members present and voting, the Governing Body shall cause the Common Seal of the College to be affixed to an instrument making such Statute.

STATUTE 45

Date of commencement of these Statutes and initial provisions

- (i) These Statutes shall take effect on the day following the date on which they receive the approval of Her Majesty in Council. From that date all Statutes in the College in force before that time shall be repealed save as set out in (ii).
- (ii) The Statutes preceding the 1997 Statutes shall apply to the first President and the first Fellows of the College save that the length of their tenure and their stipends, if any, as Fellows or officers of the Approved Foundation known as Lucy Cavendish College shall not without their consent be modified.
- (iii) The precedence of the first Fellows of the College shall be their precedence as Fellows of the Approved Foundation known as Lucy Cavendish College.
- (iv) The Governing Body shall, as soon as may be after the coming into effect of these Statutes, determine in which class each of the first Fellows appointed by the Charter shall hold a Fellowship.

STATUTE 46

Interpretation

- (i) Any question as to the construction or interpretation of these Statutes shall be determined by the Governing Body, subject to any right of appeal to the Visitor to which any person affected by such decision may be legally entitled.
- (ii) "Academic Staff Statutes" means Statute 32 and "a member of the academic staff" shall be determined by the Governing Body in the Ordinances required in paragraph (i) of Statute 32.
- (iii) "The College" means Lucy Cavendish College.
- (iv) "The Governing Body" shall, if the context so requires, mean or include the Council when the Council is exercising such powers as have been delegated to it under Statute 4 (i).
- (v) "Student" and "student member" bear the meanings assigned to them by Ordinance.
- (vi) "The University" means the University of Cambridge.

The Seal of Lucy Cavendish College was hereunto affixed on
12 July 2021

In the presence of

Professor Dame Madeleine Atkins, President

Mrs Christine Houghton, Domestic Bursar

Ms Alison Vinnicombe, Secretary to the Governing Body

