

COUNCIL OF AUSTRALIAN LAW DEANS

CONSTITUTION

1. Name

The name of the Association will be “The Council of Australian Law Deans”.

2. Membership

2.1 The members of the Council will be the Deans, Heads or Directors, by whatever name called, of those Australian law schools listed in Appendix A at the date of adoption of this Constitution or later added to that list by resolution of an absolute majority of existing members.

2.2 A “law school” for this purpose is any university unit principally responsible for offering a degree in law, completion of which is recognised by at least one Australian admitting authority as satisfying most or all of that authority’s academic requirements for admission to legal practice.

3. Objects

The objects of the Council will be:

- (a) Consultation on matters of mutual concern to members of the institutions which they represent and, where appropriate, the adoption of common policies;
- (b) The furtherance of legal education and legal research in Australia;
- (c) The promotion of active cooperation of the institutions represented on the Council with one another, and with university, professional and other learned bodies in Australia and elsewhere; and
- (d) Representation of law schools and their needs to Federal and State governments, higher education bodies, the legal profession and the wider community.

4. Subscriptions

An annual subscription fee will be due and payable in January of each year. The amount of the subscription fee is to be fixed by the Council from time to time.

5. Income and Property

The income and property of the Council, however derived, will be employed solely towards the promotion of the Council’s objects and no part of that income and property will be paid or transferred by way of profit to members of the Council.

However, nothing in this Constitution is to be taken as preventing the following:

- (a) The payment in good faith of reasonable remuneration to any officer or employee or member of the Council, in return for any services actually rendered by the Council;

(b) The payment of interest on any loans by members of the Council or their institutions to the Council at a rate not exceeding the reference rate quoted by the National Australia Bank; or

(c) The payment of a market rent or less for premises demised or let by any member to the Council.

6. General Meetings

6.1 Meetings of the Council will be convened at such times and places as are agreed by the members. One meeting each year will, unless otherwise agreed, be held in conjunction with the annual conference of the Australasian Law Teachers Association.

6.2 The Chair will preside at meetings. In the absence of the Chair the Deputy Chair will preside.

6.3 A member may nominate a deputy to attend any meeting.

6.4 A quorum shall consist of at least fifty per centum (50%) of members or their deputies present in person.

7. Officers

7.1 The officers of the Council will be the Chair, the Deputy Chair, and the Treasurer, and the Chairs of the CALD Standing Committees, elected to those positions by the members of the Council.

7.2 Each officer will hold office for two-year terms, unless he or she ceases to be a member of the Council or resigns from the position.

7.3 If a casual vacancy arises in the positions of Chair or Treasurer, the Deputy Chair will fill the vacant position until the next meeting of the Council. If a casual vacancy arises in the position of Deputy Chair, the Treasurer will fill that position until the next meeting of the Council.

7A. CALD Standing Committees (added 2007 and amended March 2013 and amended March 2016)

7A.1 The Council may constitute from time to time such Standing Committees as are considered necessary to progress the business of the Council between plenary meetings of the Council.

7A.2 Without limiting the power of the Council to vary by resolution the number and names of the Standing Committees as appropriate, the following shall be the Standing Committees:

- CALD Standing Committee on Legal Education
- CALD Standing Committee on Legal Research
- CALD Standing Committee on Standards, Accreditation and the Legal Profession
- CALD Standing Committee on International Matters

7A.3 The Chair of the Council and the Deputy Chair of the Council shall be *ex officio* members of each of the Standing Committees.

8. Executive Sub-Committee

8.1 There will be an executive sub-committee of the Council which will consist of the officers of the Council.

8.2 The executive sub-committee may reach decisions by communicating through electronic means such as telephone, or electronic mail.

8.3 The executive sub-committee may co-opt the Chair-Elect and the Immediate Past Chair, so long as the Immediate Past Chair remains a member of the Council.

9. Bank Account

9.1 The executive sub-committee is authorised to open and operate a bank account on behalf of the Council. The annual subscriptions will be paid into this account and will be disbursed as agreed by the Council. The account will at all times be maintained in credit.

9.2 In the event of the Council being dissolved, the amount which remains after such dissolution and the satisfaction of all debts and liabilities shall be paid and applied by the Council in accordance with its powers to any organisation which has similar objects and which has rules prohibiting the distribution of its assets and income to its members.

10. Representation of Council's Views

10.1 The Chair will act as spokesperson for the Council and sign any letters or statements on its behalf.

10.2 The Chair may speak on behalf of the Council on a matter which has not been the subject of a formal resolution, but only if the Chair has canvassed opinions within the Council and has reason to believe that the views to be advanced are those of a substantial majority of members.

10.3 In all instances views or policies will be presented as those of the Council as a whole rather than the institutions represented on the Council. Individual members will at all times remain free to express different views on behalf of themselves or their institutions.

11. Dissolution

In the event of the Council being dissolved, the amount which remains after such dissolution and the satisfaction of all debts and liabilities shall be paid and applied by the Council in accordance with its powers to any organisation which has similar objects and which has rules prohibiting the distribution of its assets and income to its members.

12. Amendments

This Constitution may be amended by a resolution approved by an absolute majority of members.

13. Commencement

This Constitution will come into force on 1 January 1998, and will replace the Constitution that came into force on 1 January 1989 as amended in February and August 1989. The amendments list in Appendix B will come into force on 26 July 2013.

Appendix A

(Members as at November 2014)

Adelaide Law School, University of Adelaide

Thomas More Law School, Australian Catholic University

ANU College of Law, The Australian National University

Faculty of Law, Bond University

School of Law and Justice, University of Canberra

Centre for Law and Justice, Charles Sturt University

Curtin Law School, Curtin University

School of Business and Law, CQUniversity

School of Law, Charles Darwin University

Deakin Law School, Deakin University

School of Business and Law, Edith Cowan University

Flinders Law School, Flinders University

Griffith Law School, Griffith University

College of Business, Law and Governance, James Cook University

La Trobe Law School, La Trobe University

Macquarie Law School, Macquarie University

Melbourne Law School, The University of Melbourne

Faculty of Law, Monash University

School of Law, Murdoch University

Newcastle Law School, University of Newcastle

School of Law, The University of Notre Dame Australia

Faculty of Law, Queensland University of Technology

Graduate School of Business and Law, RMIT University

School of Law and Justice, Southern Cross University

Swinburne Law School, Swinburne University of Technology

School of Law, University of New England

TC Beirne School of Law, The University of Queensland

The University of Sydney Law School, The University of Sydney

UNSW Law, UNSW Sydney

School of Law, University of South Australia

Faculty of Law, University of Tasmania

School of Law and Justice, University of Southern Queensland

USC Law School, University of the Sunshine Coast

Faculty of Law, University of Technology Sydney

UWA Law School, The University of Western Australia

School of Law, Western Sydney University

School of Law, University of Wollongong

College of Law and Justice, Victoria University

Appendix B

AMENDMENTS

The following amendments came into effect on 22 March 2013.

Paragraph 6 General Meetings

Paragraph 6.4

- The words “Eight members or their deputies present in person will constitute a quorum”.
- replaced with “A quorum shall consist of at least fifty per centum (50%) of members or their deputies present in person”

Paragraph 7A CALD Standing Committees

Paragraph 7A.2

- Removal of reference to ‘CALD Standing Committee on Information Communication Technology (ICT)’ by deleting the words “CALD Standing Committee on Information Communication Technology (ICT)”.

Appendix A

- Appendix A amended to include all Schools/Faculties admitted to membership since December 2007 and, where relevant, update the designations of member Schools/Faculties.

The following amendments came into effect on 26 July 2013.

Appendix A

- ‘School of Law, University of Southern Queensland’ amended to read ‘School of Law and Justice, University of Southern Queensland’.
- ‘Faculty of Law, University of Wollongong’ amended to read School of Law, University of Wollongong.

The following amendments came into effect on 21 March 2014.

Appendix A

Appendix A amended to reflect recent membership of the School of Law, University of the Sunshine Coast and recent name changes as follows:

- “School of Law, University of the Sunshine Coast” included in Appendix A (new member).
- School of Commerce and Law, CQ University amended to read “School of Business & Law, CQ University”.

- School of Law, University of Notre Dame, Australia amended to read “School of Law, The University of Notre Dame, Australia”.
- Faculty of Law, University of New South Wales amended to read “School of Law, University of New South Wales”.
- School of Law, La Trobe University amended to read “La Trobe Law School, La Trobe University”.

The following amendments came into effect on 14 November 2014.

Appendix A

Appendix A amended to reflect recent name changes as follows:

- ANU College of Law, Australian National University amended to read ANU College of Law, The Australian National University.
- Thomas More Law School, Australian Catholic University amended to read Thomas More Academy of Law, Australian Catholic University.
- School of Law, James Cook University amended to read ‘College of Business, Law and Governance, James Cook University.
- School of Law, University of New South Wales amended to read UNSW Law, UNSW Australia.

The following amendments came into effect on 20 March 2015.

Appendix A

Appendix A amended to reflect new member and recent name change as follows:

- “Swinburne Law School, Swinburne University of Technology” (new member).
- “School of Law, University of the Sunshine Coast” amended to read USC Law School, University of the Sunshine Coast.

The following amendments came into effect on 20 November 2015.

Appendix A

Appendix A amended to reflect new member and recent name change as follows:

- “Centre for Law and Justice, Charles Sturt University” (new member).
- “School of Law, University of Western Sydney” amended to read School of Law, Western Sydney University.
- “Faculty of Law, University of Technology, Sydney” amended to read Faculty of Law, University of Technology Sydney.
- “School of Law, Deakin University” amended to read Deakin Law School, Deakin University.

The following amendments came into effect on 11 March 2016.

Paragraph 7A CALD Standing Committees

Paragraph 7A.2

• Restructure of the CALD Standing Committees from 5 committees to 4 committees. The Standing Committees on International Matters, on Research and Scholarship, on Standards and Accreditation, on Legal Education and Student Matters and on Legal Practice and Legal Profession Matters be restructured as follows and Paragraph 7A.2 amended as follows:

7A.2 Without limiting the power of the Council to vary by resolution the number and names of the Standing Committees as appropriate, the following shall be the Standing Committees:

- CALD Standing Committee on Legal Education
- CALD Standing Committee on Legal Research
- CALD Standing Committee on Standards, Accreditation and the Legal Profession
- CALD Standing Committee on International Matters

Appendix A

Appendix A amended to reflect new member and recent name change as follows:

- Thomas More Academy of Law, Australian Catholic University amended to read Thomas More Law School, Australian Catholic University
- Centre for Law and Justice, Charles Sturt University amended to read Centre for Law, Charles Sturt University
- School of Law and Justice, Edith Cowan University amended to read School of Business and Law, Edith Cowan University

The following amendments came into effect on 10 March 2017.

Appendix A

Appendix A amended to reflect recent name change as follows:

- Centre for Law, Charles Sturt University to read Centre for Law and Justice, Charles Sturt University
- Sydney Law School, The University of Sydney to read The University of Sydney Law School, The University of Sydney
- UNSW Law, UNSW Australia to read UNSW Law, UNSW Sydney
- Faculty of Law, The University of Western Australia to read UWA Law School, The University of Western Australia