

BECHUANALAND PROTECTORATE.

GOVERNMENT NOTICE No. 25 OF 1948.

It is hereby notified for general information that in the exercise of the powers conferred on him by section *six* of the Bechuanaland Protectorate Native Schools Proclamation, 1938 (No. 26 of 1938), the Resident Commissioner has made the undermentioned rules in respect of the Bamangwato College.

V. F. ELLENBERGER,
Acting Government Secretary.

The Secretariat,
Mafeking, 25th October, 1948.

CONSTITUTION FOR THE BAMANGWATO
COLLEGE.

1. These rules may be cited as the Bamangwato College Rules.

2. The College shall be constituted and managed in accordance with the provision of these rules.

3. The consent of the Resident Commissioner shall be obtained to these rules before they are put into effect, and he shall have the power at all times to take such action in connection with the policy, administration and finance of the College as he may consider necessary in the interests of the Africans of the Territory, or of the College itself.

4. (a) The policy of the College shall be under the control of a Board of Governors which shall be constituted as follows:—

- (i) Two Government representatives to be appointed by the Resident Commissioner, of whom one shall be appointed by him as Chairman.
- (ii) Four representatives of the Bamangwato Tribe of whom one at least may be a woman.
- (iii) One African, not a Mongwato, appointed by the African Advisory Council.
- (iv) The Principal of the College.
- (v) One representative of the London Missionary Society.
- (vi) One representative of the South African Native College, Fort Hare, to be nominated by the Principal of that College.
- (vii) One non-official European, to be nominated by the European community in the Bamangwato Tribal area.

(b) The period of office of each member of the Board shall be three years, but a member shall be eligible for re-election.

(c) If the Chairman is not present at any meeting of the Board, the other members may appoint any member to act as Chairman for that meeting.

(d) The Board shall appoint a Secretary, who shall not be a voting member.

(e) The Board may at any time co-opt as a non-voting member any person whose advice may be considered as being of assistance to the Board.

(f) Whenever any member of the Board shall be temporarily unable to perform his duties, for any cause whatsoever, the authority or body which nominated such member may nominate an alternate member to fill his place until such time as the original member can resume his duties.

(g) Whenever for any reason any vacancy occurs on the Board, the body in whose nomination that vacant seat lay, shall nominate another representative in the vacant place who shall act for the residue of the term of office of the member so replaced.

(h) There shall be at least one meeting of the Board of Governors each year. Meetings shall be held normally at the College, but it will be at the discretion of the Chairman to appoint another meeting-place in special circumstances.

(i) Votes on motions submitted to the Board shall be taken, and shall be recorded in the minutes of the proceedings of the relevant meeting. If upon any motion there is an equality of votes for and against, the Chairman shall be entitled to a casting vote in addition to his vote as a member.

(j) The Secretary of the Board shall compile minutes of the proceedings of all meetings of the Board, and shall supply a copy of the minutes to members of the Board, to the Tribal Authority, to the Government Secretary, the Director of Education, and the District Commissioner, Serowe.

(k) The Board shall draw up rules of procedure governing the conduct of its business, and shall formulate general principles for the regulation of the affairs of the College.

(l) Seven members of the Board shall constitute a quorum.

POWERS AND DUTIES OF THE BOARD.

5. (a) The Board shall adopt such courses of study and practical training as in its judgment are suited to the needs and aspirations of the Bamangwato people. The courses provided shall be so planned as

to provide a sound foundation in order that successful students from the College will be qualified to proceed to any centre of higher education.

(b) The Board of Governors shall, on the recommendation of the Principal, be responsible for all staff appointments, except that of the Principal.

(c) The Board may terminate the appointment of any member of the staff.

STANDING COMMITTEE.

6. (a) The Board shall appoint four members, one of whom shall be the Principal, to constitute a Standing Committee, the Committee to appoint its own Chairman, and to be empowered to co-opt one non-voting member.

(b) The function of the Standing Committee shall be to perform such duties as may from time to time be delegated to it by the Board.

(c) The term of office of the Standing Committee shall synchronise with that of members of the Board, any member being eligible for re-appointment.

(d) The Secretary to the Committee shall be the Secretary to the Board; the Secretary shall be regarded as a non-voting member.

(e) If upon any motion there is an equality of votes, the Chairman shall be entitled to a casting vote in addition to his vote as a member.

(f) The Secretary of the Committee shall send copies of the minutes of the proceedings of all meetings to the members of the Board who shall be responsible for the confirmation of such proceedings.

(g) The Standing Committee may draw up rules of procedure governing the conduct of its business, and such rules shall be submitted to the Board for approval.

THE PRINCIPAL.

7. (a) The Principal of the College shall be appointed by the Tribal Authority, subject to confirmation by the Resident Commissioner.

(b) He shall arrange the curriculum.

(c) He shall be personally responsible to the Board of Governors for the academic, social, domestic and religious organisation of the College.

(d) He shall be responsible for the feeding, medical care and general well-being of the pupils.

(e) He shall be responsible for the admission of students to the College, and for the collection of all College fees. He shall report to the appropriate Native Authority all cases of failure to pay fees, and failing satisfaction, he shall suspend such students and report all such suspensions to the Board of Governors.

(f) He shall furnish to the parent or guardian of each student, before such student enters the College, a code of College rules and regulations, to which all students are required to conform. All parents and guardians of students shall be required to sign a contract undertaking responsibility for the scholar's observance of these rules.

(g) He shall be responsible for the day-to-day expenditure on the maintenance of the College. He shall see that proper books of account are kept, as prescribed from time to time by the Financial Secretary of the Bechuanaland Protectorate Government, and he shall supply such financial information to the Board of Governors as it may require.

(h) He shall call regular meetings of members of the College staff to discuss with them internal College affairs.

(i) He shall provide all parents or guardians with regular reports on pupils' progress.

(j) He shall prepare at the end of each College year an annual report of the progress of the College, for submission to the Board of Governors. Copies of this report shall be sent to the Government Secretary, the Director of Education, the District Commissioner, Serowe, the Tribal Authority, and the Chairman of the African Advisory Council.

STAFF.

8. (a) Such staff appointments as fall within the powers of the Board of Governors shall be subject to the confirmation of the Director of Education.

(b) Members of staff shall, on appointment, be required to enter into a contract of employment with the Board of Governors. Any proposed alteration in staff terms of service, particular or general, shall be subject to the confirmation of the Director of Education.

(c) The conditions of service of the staff, including the scale of salaries, contribution to Provident Fund, leave and general conditions, shall be determined by the Board of Governors, subject to the approval of the Director of Education, and shall be embodied in the contract of service of each member of the College staff.

(d) Bearing in mind that the whole success of the College must depend on the quality of the staff to be appointed, the Board of Governors shall ensure that the salaries and general conditions of service are such as to attract the best type of employee.

(e) Any member of staff shall have the right of appeal to the Resident Commissioner against any decision of the Board of Governors which may affect that member's tenure of employ.

PROPERTY.

9. The Board of Governors shall be responsible for the maintenance in proper repair of the property of the College.

FINANCE.

10. (a) The initial capital expenditure upon buildings, equipment, movable and immovable, and any further developments approved by the Government shall be, at the establishment of the College, financed from a special fund raised by the tribe for this purpose, and authorised by the High Commissioner.

Subsequent capital expenditure may be financed from public funds (Tribal or Government).

(b) It shall be the duty of the Principal of the College to submit to the Governing Board estimates of revenue and expenditure for the ensuing year, during the month of September in each year. After approval of the estimates by the Board of Governors, the Board shall submit these to the Native Authority for consideration by the Tribal Finance Committee, which shall submit estimates for the final approval of the Government, in the usual manner through the District Commissioner concurrently with the presentation of the annual Native Administration Estimates.

(c) The Board of Governors, with the approval of the Tribal Authority, shall be at liberty to accept on behalf of the College gifts and grants, provided that if acceptance of a gift or grant would entail expenditure of public funds, the Board of Governors shall first obtain the approval of the Resident Commissioner.

(d) The revenue of the College shall be deemed to include:—

- (i) Fees.
- (ii) Income from any endowment or bequest that may be made to the College.
- (iii) Grants from tribal funds.
- (iv) Grants from the public funds of the Protectorate.
- (v) Grants or subventions from external sources.
- (vi) Profits from farm and business operations approved by the Board.

(e) The policy of the College in regard to fees and bursaries shall be a responsibility of the Board of Governors, in the case of fees after consultation with the Tribal Authority and the Government.

(f) There shall be an annual Government audit of the accounts.

GENERAL.

11. In addition to such visits by Education Officers of the Education Department as the Director of Education may from time to time arrange, either in the exercise of his statutory powers or at the request of the Principal, the Director of Education may appoint periodically a panel of specialists to inspect the College. The panel's report shall be submitted to the Board of Governors and the Bamangwato Tribal Authority. Subsequently the Chairman of the panel shall, at the request of the Board, attend a meeting of the Board to amplify and clarify the report.

12. This constitution may be amended by at least seven members of the Board supporting a proposal for such amendment, and subject to the provisions of clause 3.

13. All clauses and provisions in this constitution are subject to the law of the Protectorate.

14. The provisions of High Commissioner's Notice No. 110 of 1938, shall not apply to the Bamangwato College.

15. Government Notice No. 23 of 1948 is hereby cancelled.