



Trinity College Dublin
Coláiste na Tríonóide, Baile Átha Cliath
The University of Dublin

A summary of the Trinity Specific Elements of the HEA Bill 2022

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Bille an Údaráis um Ard-Oideachas, 2022
Higher Education Authority Bill 2022

Mar a tionscnaíodh

As initiated

The Bill was published on January 7th, 2022

The parts of the Bill which specifically reference Trinity are the focus of this presentation (Part 10 of the Bill)

1	PRELIMINARY AND GENERAL	10	AMENDMENTS OF UNIVERSITIES ACT 1997
2	AN TÚDARÁS UM ARD-OIDEACHAS	11	AMENDMENTS OF TECHNOLOGICAL UNIVERSITIES ACT 2018
3	STRATEGIC PLANNING FOR TERTIARY EDUCATION AND PROVISION OF FUNDING FOR HIGHER EDUCATION	12	AMENDMENT OF REGIONAL TECHNICAL COLLEGES ACT 1992 AND REGIONAL TECHNICAL COLLEGES (AMENDMENT) ACT 1994
4	STUDENTS	13	AMENDMENT OF NATIONAL COLLEGE OF ART AND DESIGN ACT 1971
5	ACCESS, PARTICPATION & LIFELONG LEARNING	14	AMENDMENT OF STUDENT SUPPORT ACT 2011
6	DATA PROTECTION	15	AMENDMENT OF INDUSTRIAL TRAINING ACT 1967
7	DESIGNATED INSTITUTIONS OF HIGHER EDUCATION	16	AMENDMENT OF SOCIAL WELFARE CONSOLIDATION ACT 2005
8	OVERSIGHT BY AN TÚDARÁS OF DESIGNATED INSTITUTIONS OF HIGHER EDUCATION	17	AMENDMENT OF NATIONAL TREASURY MANAGEMENT AGENCY (AMENDMENT) ACT 2014
9	APPEALS	18	MISCELLANEOUS PROVISIONS

Pages 68 — 69 in Part 10 of the Bill make special provisions for the make up of the Trinity Board, and as flagged at the Board meeting during which we discussed the proposed legislation, references the Visitor

Governing Authority – other institutions

1 President	1 Independent Chair	5 Internal Members	3 Students	9 External Members
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This is the composition as defined in the HEA Bill for all HEIs.

The Chair and six of the external members are appointed by the Governing Authority in accordance with a process determined by the Governing Authority and approved by the Minister. The remaining three external members are nominated by the Minister.

BOARD COMPOSITION – Trinity

1 Provost	1 Independent Chair	5 Internal Members	3 Students	9 External Members
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+ 6 FELLOWS

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Board composition will require a change of our statutes.

We have options ourselves within this framework; setting strong principles for choosing external members, having a non-voting Chair, reducing number of College Officers on the Board, further strengthening representation on principal committees of Board etc.

The Visitors

- As pointed out in the memo s.74 *also* makes provision for a new s.16B in the 1997 Act, which enables the HEA if it thinks that there is an issue with the governance of Trinity, to request the Visitors of Trinity College to make a general visitation in accordance with the statutes of TCD as regards the matter (this is an aspect of the legislation which may require a change to our statutes).
- The Visitors may carry out such a visitation if they are satisfied that there are reasonable grounds for doing so and that it is appropriate to do so.

Note we have engaged with the Visitors on this part of the Bill.

The Supplemental Charter Process

1. It is proposed that Board makes a Supplemental Charter to bring the new Board composition in to the Trinity Charters and Letters Patent.
2. This maintains the important principle that Trinity initiates changes to its Charters and Letters Patent.
3. The Supplemental Charter will be submitted (by way of petition as provided for in Statutes, Chapter on the Board Section 10(4) External Relations) to the Government which will recognise it by Government Order after the HEA Bill, 2022, is enacted.

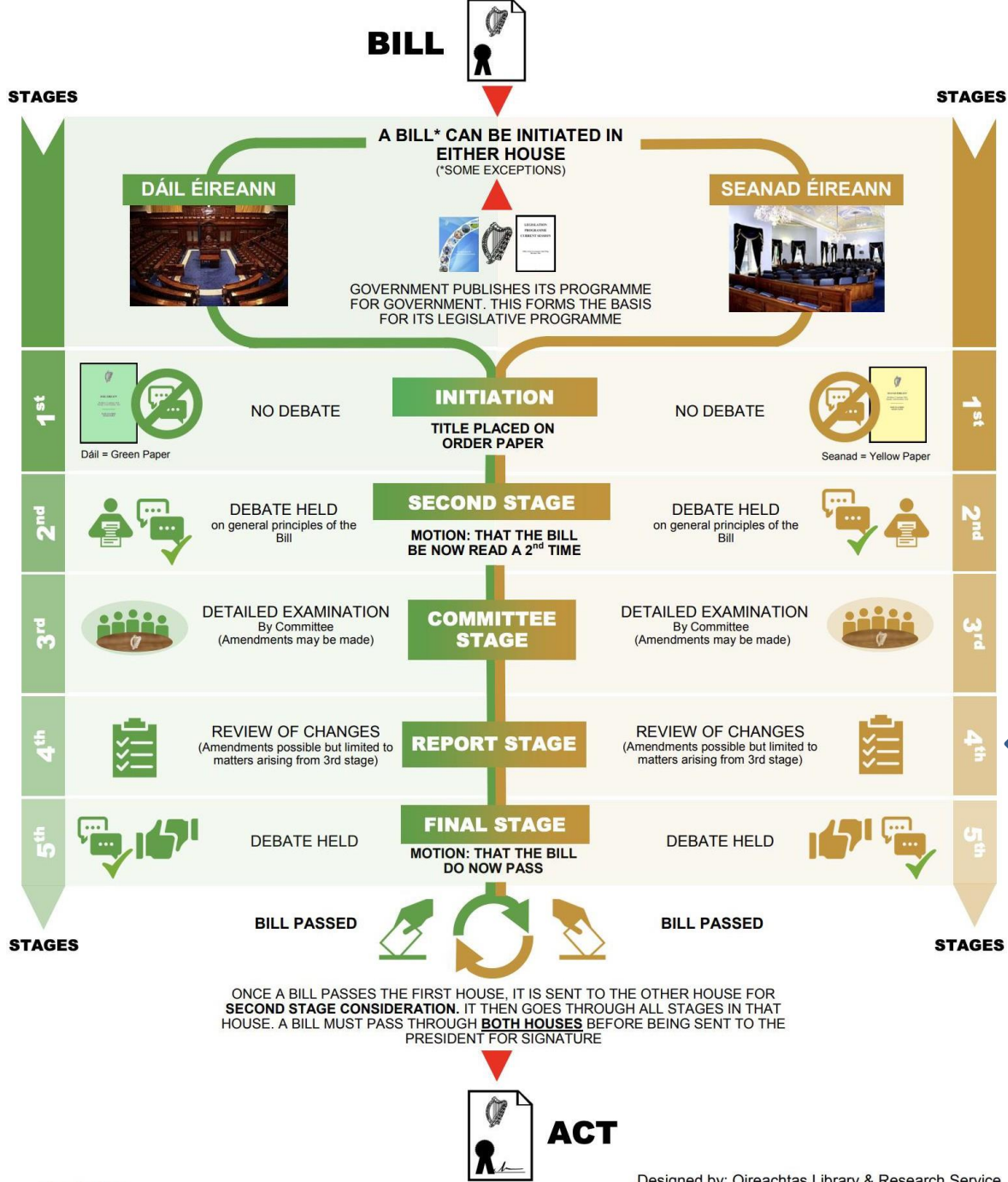
Wider Elements of the HEA Bill 2022

The HEA Bill 2022 is wide-ranging with 18 parts in total:

1	PRELIMINARY AND GENERAL	10	AMENDMENTS OF UNIVERSITIES ACT 1997
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KEY TALKING POINTS

1. Increased Powers of HEA/CEO of HEA
2. Strategic planning, Performance Frameworks and Performance Agreements
3. HEA funding of Universities
4. Students
5. Data Protection
6. Oversight by HEA of University Governance
7. Miscellaneous



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