

University of Galway Governing Authority Schedule of Reserved Powers and Delegated Authority

The purpose of this document is to set out the decisions reserved for Governing Authority and the specific delegations to Committees and/or the Chief Officer. These Schedules, updated to reflect the provisions of the HEA Act 2022, were approved by the Governing Authority on 25th of October, 2023 under the provisions of Section 14 of the Third Schedule of the Universities Act 1997, are effective from 1st of November, 2023 and remain in effect until such time as they are repealed or amended by the Governing Authority. They will be reviewed and approved by each incoming Governing Authority at the first expedient opportunity in that regard, not later than before the end of the first calendar year of its term.

These Schedules should be read in conjunction with the University of Galway Governing Authority Standing Orders and University Statutes. At all times, the Governing Authority adheres to public policy as may from time to time be expressed by way of legislation, Statutory Instrument or other appropriate means.

	Matters reserved for Governing Authority	Reference
	Over-arching powers	
1.	The functions of a university shall be performed by or on the directions of its governing authority.	1997 Irish Universities Act Section 15 (2)
2.	Governing Authority has, subject to this or any other Act [1997 Irish Universities Act] or its charter, if any, such powers as are necessary for the purposes of performing its functions.	1997 Irish Universities Act Section 18 (3)
	Functions of the Governing Authority	
3.	To promote the success (including academic success) and reputation of the university.	1997 Irish Universities Act Section 18 (1A) (a), as amended by the HEA Act 22

4.	To ensure appropriate systems, procedures and practices are in place (i) to achieve the objects of the University; (ii) to facilitate the internal performance management and accountability of the university in the performance of its functions and the achievement of the aims in the strategic plan; and (iii) to implement, and report on compliance with, the policies of the Government.	1997 Irish Universities Act Section 18 (1A) (b), as amended by the HEA Act 2022
5.	To provide for and maintain a system of quality assurance in accordance with the Qualifications and Quality Assurance (Education and Training) Act 2012	1997 Irish Universities Act Section 18 1(B)(e), amended by the HEA Act 2022
6.	To establish and implement arrangements for the management of the performance of the Chief Officer.	1997 Irish Universities Act Section 18 (1A) (c), amended by the HEA Act 2022
	Composition of Governing Authority	
7.	To determine the membership of Governing Authority, subject to the provisions of relevant legislation.	1997 Irish Universities Act Section 16 (as amended by the HEA Act 2022) & 18 (1)
8.	To approve regulations for the selection, election, nomination or appointment of members to the Governing Authority.	1997 Irish Universities Act Section 16 (6) as amended by the HEA Act 2022
9.	To approve the appointment of a Chairperson of Governing Authority.	1997 Irish Universities Act Section 17 (1-3) as amended by the HEA Act 2022
10.	To set the terms and conditions for the appointment of the Chairperson.	1997 Irish Universities Act Section 17 (5)

	Establish Committees	
11.	To establish Committees of Governing Authority, including committees relating to audit and risk management functions, to assist it in the performance of its functions, assigning such functions as it thinks fit, and retaining oversight of the functions delegated to these committees.	1997 Irish Universities Act Section 18 (4) as amended by the HEA Act 2022
	Appointment of the Chief Officer and other senior leadership roles	
12.	To appoint the President /Chief Officer and such other employees as it thinks necessary for the purposes of the University consistent with university statutes and with the policies and procedures established in that regard.	1997 Irish Universities Act Section 18 (b) and relevant University Statutes
13.	To develop and approve procedures for the appointment of the President/ Chief Officer. To appoint the Chief Officer for such period as the Governing Authority determines but not exceeding 10 years.	1997 Irish Universities Act Section 24 (1) and Fourth Schedule, Section 7, as amended by HEA Act 2022.
14.	The Governing Authority may designate an employee of the University to perform the functions of the Chief Officer in the absence of the Chief Officer or where the office of Chief Officer is vacant.	1997 Irish Universities Act Fourth Schedule (2)(C) as amended by the HEA Act, 2022
15.	The Governing Authority may delegate to the Chief Officer such functions as it considers appropriate.	1997 Irish Universities Act Section 18 (1B) (g), amended by the HEA Act, 2022
	Strategic Planning	
16.	To task the President/Chief Officer with the preparation of a Strategic Plan.	1997 Irish Universities Act Section 34 (1)
17.	To ensure that consultation on the Strategic Plan has taken place with all relevant internal and external stakeholders, as set out in legislation, prior to its approval.	1997 Irish Universities Act Section 34 1(A), amended by the HEA Act 2022

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18.	To approve the Strategic Plan and provide a copy of the Strategic Plan to the Minister and the Higher Education Authority.	1997 Irish Universities Act Section 34 (2) (3)
19.	To monitor the implementation of the Strategic Plan.	2019 Code of Governance Section 1.18
	Risk Management	
20.	To provide for and maintain a system of risk management	1997 Irish Universities Act Section 18 1(B), amended by the HEA Act 2022
	Capital Expenditure	
21.	To authorise, adhering to public policy in that regard, capital expenditure i.e. investments, capital projects and acquisitions of the University or its subsidiaries in excess of €3 million, including those spread over a number of years, which in aggregate are equal to or exceed the threshold.	1997 Irish Universities Act Section 13 (e)
	Financial Matters	
22.	To approve all significant financial procedures, and the annual budget on the recommendation of Finance & Resource Committee.	1997 Irish Universities Act Section 37 (1)
23.	To approve borrowing and other commitments (other than employment contracts) in excess of €3m or to guarantee or underwrite a loan (or other commitments other than employment contracts), including those spread over a number of years, which in aggregate are equal to or exceed the threshold.	1997 Irish Universities Act Section 38 (1) (2)
24.	To approve on the recommendation of Finance & Resource Committee the fees for registration and admission to programmes of study.	1997 Irish Universities Act Section 40 (1)

25.	To approve the operation of bank accounts and the authority of bank authorised signatories	Banking Requirement as referenced in App. E 2019 Code of Governance
26.	To account to the HEA for funding provided to the University by the HEA.	1997 Irish Universities Act, Section 18,(1B)(i), amended by the HEA Act 2022
	Disposal of Assets including Land	
27.	To consider and approve significant disposals and retirement of assets, including land of the University or any of its subsidiaries for an independently-assessed value at or above €150,000.	2019 Code of Governance Section 8.25
28.	To consider and approve the disposal of an asset, of any value, where competitive tendering has taken place and the highest bid was not accepted.	2019 Code of Governance Section 8.26
29.	To consider and approve the disposal of an asset with an independently- assessed value of over €150,000 to a charitable organisation or equivalent, or which are not put to a competitive tendering process.	2019 Code of Governance Section 8.25
30.	To consider and approve the disposal of assets, above an independently-	2019 Code of
	assessed value of €5,000, to governing authority members, employees or their families or connected persons	Governance Section 8.30
	Commercial Activity	
31.	To consider and approve the granting of access to property or infrastructure for commercial arrangements with third parties with an anticipated, independently- assessed value at or above €150,000 per annum, where an auction or competitive tendering process is not used.	2019 Code of Governance Section 8.28

	Governance	
32.	The Governing Authority is responsible for ensuring a robust system of governance is in place.	2019 Code of Governance Section 4.6
33.	To approve University Statutes and any regulations and/or policies relating to the good governance of the University including policies related to risk management, conflict of interest, academic consultancy, Protected Disclosures, Intellectual Property, etc.	2019 Code of Governance Multiple sections, including Section 7,
		Section 1.1, Section 1.14
34.	To make such regulations as it thinks fit for the conduct of the affairs of the University.	1997 Irish Universities Act Third Schedule (15), Fourth Schedule (1)
35.	To adopt and/or approve any Codes including the Code of Governance for Irish Universities, Codes of Conduct for members or employees or any relevant governance instruments such as standing orders, terms of reference or procedures regulating the business of the Governing Authority or its committees.	1997 Irish Universities Act Third Schedule (14) 2019 Code of Governance Section 5.1
36.	To approve arrangements that ensure that management and employees are	2019 Code of
	not involved in outside employment/ business that is in conflict with business of the University.	Governance Section 5.5
37.	To report to the Higher Education Authority annually on the system of governance and internal controls in place via an Oversight Agreement and the Annual Governance Statement.	2019 Code of Governance Section 8.2, 8.3
38.	To carry out or commission regular reviews of the effectiveness of Governing Authority.	2019 Code of Governance Section 4.6
39.	To appoint a reviewer and initiate a review if the Governing Authority has concerns regarding a governance or performance matter; to take such measures as it consider appropriate arising from the review recommendations; and to provide a report to the HEA on the findings of such a review.	1997 Irish Universities Act, Section 18A (1-6), amended by the HEA Act,2022

40.	To authorise signatories to the University Seal.	1997 Irish Universities Act Third Schedule Section 1(2)
41.	To determine the procedures for electing members to the NUI Senate.	1997 Irish Universities Act
		Section 45 (2) (a) (c)
	University Subsidiaries	
42.	To approve the establishment of all subsidiaries, joint ventures, special-purpose entities and investments in associates.	1997 Irish Universities Act Section 13 (2) (c)
		2019 Code of Governance Section 8.21-8.23
43.	To ensure an appropriate Code of Governance is in place in respect of trading subsidiaries (i.e. subsidiaries with annual turnover and employees),	2019 Code of Governance Appendix K Section 24 (ii)
44.	To ensure annual statements are provided to the Governing Authority, and the Board receives a formal report of compliance from the Chairperson of the Board of each subsidiary.	2019 Code of Governance Appendix K Section 24 (ii)
45.	To ensure subsidiaries continued to operate solely for the purpose for which they were established and remain in compliance with the terms and conditions of the consent under which they were established.	2019 Code of Governance for Irish Universities, Section 8.21
	Staff	
46.	To approve policy and procedures for the recruitment of staff.	1997 Irish Universities Act Section 18 (2), 25 (1) (2)
47.	To establish procedures for the resolution of disputes which arise in the University, other than disputes to be dealt with through normal industrial relations structures operating in the University.	1997 Irish Universities Act Section 26 (1)
48.	To approve promotion schemes for staff.	Academic Promotion Procedure
49.	To approve procedures for suspension and dismissal of staff of the University.	1997 Irish Universities Act Section 25 (6)
	An Ghaeilge	

50.	To establish a Committee to oversee the strategic development of the Irish language in the University and to promote and cultivate the use of the Irish language on campus.	1997 Irish Universities Act Section 12 (e)
	Equality, Diversity and Inclusion	
51.	To approve the University's policies and Annual Plans on Equality, Diversity and Inclusion including plans for access to the University for students from socio- economically disadvantaged backgrounds.	1997 Irish Universities Act Section 36 (1)
52.	To ensure that consultation on the University's policies and Annual Plans on Equality, Diversity and Inclusion has taken place with all relevant internal and external stakeholders, as set out in legislation, prior to its approval.	1997 Irish Universities Act Section 36 1(A), amended by the HEA Act 2022
	Appointments and Awards	
53.	To approve Emeritus Professorial appointments.	Statute CCLXXIV 274 (2002)
54.	To approve the award of Honorary Doctorates of the University.	On the recommendation of the Oversight Group for Honorary Degrees (OGHD)
	Health and Safety	
55.	To ensure effective structures and procedures are in place to implement and manage workplace safety in the University in order to ensure the safety, health and welfare at work of all employees.	Safety, Health and Welfare at Work Act 200, Section 8. (1)
	Protected Disclosures	
56.	To ensure a Protected Disclosure Policy is in place and that the University publishes a report annually on the number of protected disclosures made to it in the preceding year and the actions taken in response to those disclosures.	Protected Disclosures Act 2014

Schedule of Delegated Authority

	Governing Authority Schedule of Delegated Authority		
	Authority which is delegated	То	Reference
	Composition of Governing Authority		
1.	To develop regulations for the selection, election, nomination or appointment of members to the Governing Authority and to recommend their approval to Údarás na hOllscoile.	Nominations Committee	Terms of Reference for Nominations Committee and 1997 Irish Universities Act, Section 16 (6), as amended by the HEA Act 2022
2.	To develop a Competency Matrix for membership of Governing Authority and to recommend its approval to Údarás na hOllscoile.	Nominations Committee	Terms of Reference for Nominations Committee and 1997 Irish Universities Act, Section 16 (5), as amended by the HEA Act 2022
	Financial Matters		
3.	To supervise the financial affairs of the University and to advise Údarás na hOllscoile on any matter relating to the financial management of the University.	Finance & Resource Committee	Terms of Reference for FRC
4.	To agree with the Chief Officer an annual budget for the University, having regard to the Strategic Plan and operational requirements, and recommend its approval to Údarás na hOllscoile.	Finance & Resource Committee	1997 Irish Universities Act Section 37 (2) and (2A), as amended by the HEA Act 2022
5.	In order to support Údarás na hOllscoile in the discharging of its responsibility to manage the financial affairs of the University to ensure value for money and its financial viability, FRC will review, monitor and agree on a regular basis, reports on actual expenditure and revenue against approved budget, including an end-of-year	Finance & Resource Committee	1997 Irish Universities Act Section 37 (1) 18 (1B) (h), as amended by the HEA Act 2022

	report and advise Údarás na hOllscoile on these reports.		
6.	To oversee the keeping of all proper and usual accounts and records of all income received or expenditure incurred by the University.	Finance & Resource Committee supported by the Bursar	1997 Irish Universities Act Section 39 (1)
7.	For amounts between €1 million and €3 million to approve borrowing and other commitments (other than employment contracts) or guarantees or underwriting of a loan (or other commitments other than employment contracts), including those spread over a number of years, which in aggregate are equal to or exceed the threshold.	Committee	1997 Irish Universities Act Section 38 (1) (2)
8.	To monitor remuneration of staff and pay policy in the context of the University's Strategic Plan, and its finances and of national pay agreements and policies.	Finance & Resource Committee	1997 Irish Universities Act Section 25 (1a) (4)
9.	To recommend to Údarás na hOllscoile on an annual basis the fee schedule for registration and admission to programmes of study.	Finance & Resource Committee	1997 Irish Universities Act Section 40
10.	To approve on behalf of Governing Authority appointments made within the Framework for Departure from levels of remuneration, fees, allowances and expenses, and to report such approvals to Údarás na hOllscoile at its next meeting.	Finance & Resource Committee	1997 Irish Universities Act Section 25 (5)(a) and Appendix B of 2019 Code of Governance for Irish Universities
11.	To prepare the budget of the University for the year ahead and to submit to the HEA on or before the 1st day of April in each year.	President/Chief Officer supported by the Bursar	1997 Irish Universities Act Section 37 (2), as amended by the HEA Act, 2022

12.	Implement the annual budget, as approved by Governing Authority.	President/Chief Officer	1997 Irish Universities Act Section 37 (3)
13.	Inform the Governing Authority and the Higher Education Authority when expenditure is likely to exceeds the available budget.	President/Chief Officer	1997 Irish Universities Act Section 37 (5) (6) as amended by the HEA Act 2022
14.	For amounts up to €1 million to approve borrowing and other commitments (other than employment contracts) or guarantees or underwriting of a loan (or other commitments other than employment contracts), including those spread over a number of years, which in aggregate are equal to or exceed the threshold.	President/Chief Officer	1997 Irish Universities Act Section 38 (1) (2)
	Capital Expenditure		
15.	To authorise capital expenditure i.e. investments, capital projects and acquisitions of the University or its subsidiaries in excess of €1 million but less than €3 million, including those spread over a number of years, which in aggregate are equal to or exceed the threshold. All exercises of this authority should be reported promptly to Údarás na hOllscoile at its next meeting.	Finance & Resource Committee	1997 Irish Universities Act Section 18 (1B) (a), as amended by the HEA Act, 2022
16.	To authorise, adhering to public policy in that regard, capital expenditure i.e. investments, capital projects and acquisitions of the University or its subsidiaries up to €1 million including those spread over a number of years, which in aggregate are equal to or exceed the threshold. All exercises of	President/Chief Officer	1997 Irish Universities Act Section 13 (e) Section 18 (1B) (a), as amended by the HEA Act, 2022

17.	To oversee and input to the Strategic Planning process in the University in line with relevant provisions in the Universities Act 1997, as updated by the HEA Act 2022, including oversight of arrangements for consultation on the Strategic Plan with all relevant internal and external stakeholders.	Planning Committee	Terms of Reference for STR and 1997 Irish Universities Act Section 34 1(A), as amended by the HEA Act 2022
18.	To monitor the overall implementation of the Strategic Plan and to ensure its effective and coherent implementation.	Standing & Strategic Planning Committee	Terms of Reference for STR
19.	To act on behalf of Údarás na hOllscoile as necessary between Governing Authority meetings and to advise the President, as appropriate, on any urgent issues arising between such meetings.	Standing & Strategic Planning Committee	Terms of Reference for STR
20.	To oversee the University's engagement with and input to the Higher Education Authority System Performance Framework 2023-2028.	Standing & Strategic Planning Committee	Terms of Reference for STR
21.	To oversee a range of strategic governance issues, including the implementation of the Code of Governance for Irish Universities and the implications of any legislative changes for the Governing Authority and the internal and external reviews of the effectiveness of Údarás na hOllscoile.	Standing & Strategic Planning Committee	Terms of Reference for STR

	Strategic Planning and Governance		
	Internal Audit and Internal Control		
22.	To approve a charter/Terms of Reference for the Internal Audit Unit which clearly defines its mission, authority, roles, responsibilities and reporting relationships.	Audit & Risk Committee	2019 Code of Governance Section 7.11 and Terms of Reference for ARC
23.	To monitor the performance of the Internal Audit Unit (IAU) within the University and to ensure the internal control environment is adequate.	Audit & Risk Committee	2019 Code of Governance Section 7
24.	To adopt the annual internal Audit Plan.	Audit & Risk Committee	2019 Code of Governance Appendix H and Terms of Reference for ARC
25.	To review any significant internal audit report findings and recommendations and to monitor the action taken by management to resolve issues identified.	Audit & Risk Committee	2019 Code of Governance Appendix O and Terms of Reference for ARC
26.	To advise and make recommendations to the Governing Authority and the University Management Team on any matters pertaining to the internal audit function and any significant shortfalls in the business control and/or risk management environment within the University.	Audit & Risk Committee	2019 Code of Governance Appendix O and Terms of Reference for ARC
27.	To approve the annual internal audit report.	Audit & Risk Committee	2019 Code of Governance Appendix O and Terms of Reference for ARC
28.	To review and recommend the draft annual financial statements.	Audit & Risk Committee	Terms of Reference of ARC Section 6.6

29.	To oversee and monitor external audit including recommend the appointment of the external auditor, agree the nature and scope of the audit and monitor the quality of the work and their independence from the University.	Committee	2019 Code of Governance Appendix O and Terms of Reference for ARC
30.	To support the Governing Authority in carrying out its responsibilities for ensuring that risks are properly identified, assessed, reported and controlled including advising the Governing Authority in its consideration of the University's overall risk appetite, risk tolerance and risk strategy.	Audit & Risk Committee	2019 Code of Governance Appendix O and Terms of Reference for ARC
	Equality, Diversity & Inclusion		
31.	To ensure that the University promotes equality of opportunity and respect for diversity in all aspects of the University's business.	Equality, Diversity, Inclusion and Human Resources Committee	Terms of Reference for EDI- HRC
32.	To provide regular reports and assurance to Údarás na hOllscoile that the University is compliant with relevant legislation and progressively addressing equality, diversity and inclusion matters, including ongoing monitoring to ensure mainstreaming of the recommendations of the Gender Equality Task Force and the recommendations from the HEA National Reviews of Gender Equality in Irish Higher Education Institutions and the Gender Equality Action Plan 2018 – 2020.	Equality, Diversity, Inclusion and Human Resources Committee	Terms of Reference for EDI- HRC
33.	To support the continued progression and embedding of the Athena SWAN programme in the University.	Equality, Diversity, Inclusion and Human Resources Committee	Terms of Reference for EDI- HRC

34.	To examine and recommend for approval to Údarás na hOllscoile appropriate equality, diversity, inclusion and human resources policies, procedures and practices, including requirements arising from legislative changes and to monitor the implementation of such policies, including equality impact assessments.	Equality, Diversity, Inclusion and Human Resources Committee	Terms of Reference for EDI- HRC
35.	To advise Údarás na hOllscoile on progress of both the Equality, Diversity and Inclusion objectives as outlined in the strategic plan and the EDI Strategy and EDI Strategy Implementation Plan/s, and on progress of human resources strategic objectives, including the University's People Strategy.	Equality, Diversity, Inclusion and Human Resources Committee	Terms of Reference for EDI- HRC
36.	To consider and oversee the implementation of key human resources policies, practices and initiatives within the University.	Equality, Diversity, Inclusion and Human Resources Committee	Terms of Reference for EDI- HRC
	Role of the President/Chief Officer		
37.	For the purposes of section 19 of the Comptroller and Auditor General (Amendment) Act, 1993, the President/Chief Officer is the "Accounting Officer" for the University.	President/Chief Officer	1997 Irish Universities Act Section 24 (2)
38.	To manage and direct the University in its academic, administrative, financial, personnel and other activities and for those purposes has such powers as are necessary or expedient.	President/Chief Officer	1997 Irish Universities Act Fourth Schedule (1)
39.	To adhere to the policies determined by Governing Authority and to be answerable to the Governing Authority for the efficient and effective management of the University and for the due performance of his or her functions.	President/Chief Officer	1997 Irish Universities Act Fourth Schedule (2)

40.	The Chief Officer may make proposals to the Governing Authority on any matter relating to its functions.	President/Chief Officer	1997 Irish Universities Act Fourth Schedule (2)(A) as amended by the HEA Act, 2022
41.	The Chief Officer shall provide the Governing Authority with such information (including financial information) in relation to the performance of his or her functions as the Governing Authority may request.	President/Chief Officer	1997 Irish Universities Act Fourth Schedule (2)(B) as amended by the HEA Act, 2022
42.	The Chief Officer may delegate any of his/her functions to an employee of the university who is answerable to the Chief Officer for the performance of those functions.	President/Chief Officer	1997 Irish Universities Act Fourth Schedule (3) (1)(2)
	Notwithstanding any such delegation, the Chief Officer shall at all times remain answerable to the Governing Authority in respect of the functions so delegated.		
43.	The Chief Officer shall not hold any other office or position without the consent of the Governing Authority.	Údarás na hOllscoile	1997 Irish Universities Act Fourth Schedule (4)
44.	To prepare a Strategic Plan covering a period of at least 3 years which sets out the aims of the university and the strategy for achieving those aims.	President/Chief Officer	1997 Irish Universities Act Section 34 (1)
45.	To prepare an annual report on the operations and the performance of the university during the period.	President/Chief Officer	1997 Irish Universities Act Section 41
46.	To approve promotions of staff, consistent with the University policy in that regard.	President/Chief Officer and/or Relevant UMT member	University Promotion Procedures

47.	To approve appointments to the University.	President/Chief Officer and/or relevant UMT member	Recruitment and Selection Policy
48.	To approve Emeritus Lecturer and Senior Lecturer Appointments.	President/Chief Officer	Approved by Údarás na hOllscoile, June 2019 ÚO/19/M24
	Academic Affairs		
49.	To oversee the academic affairs of the University and to provide advice to Governing Authority on any matter related to the academic mission of the University.	Academic Council	1997 Irish Universities Act Section 27 (1)
50.	 Functions of the Academic Council: a. To design and develop programmes of study, b. To establish structures to implement those programmes, c. To make recommendations on programmes for the development of research, d. To make recommendations relating to the selection, admission, retention and exclusion of students generally, e. To propose the form and contents of statutes to be made relating to the academic affairs of the university, including the conduct of examinations, the determination of examination results, the procedures for appeals by students relating to the results of such examinations and the evaluation of academic progress f. To make recommendations for the awarding of fellowships, scholarships, bursaries, prizes or other awards, 	Academic Council	1997 Irish Universities Act Section 27 (2)

	 g. To make general arrangements for tutorial or other academic counselling, h. To perform any other functions which may be delegated to it by the Governing Authority, i. To implement any statutes and regulations made by the Governing Authority relating to any of the matters referred to in this subsection 		
51.	To oversee procedures for Quality enhancement and approve annual Quality Assurance Reports on behalf of Governing Authority.	Academic Council, Chief Officer/President	1997 Irish Universities Act Section 18 (1B) (e) and Section 35 (1), as amended by the HEA Act, 2022
52.	To make recommendations to Údarás na hOllscoile on Emeritus Professorial appointments	Academic Council	Statute CCLXXIV 274 (2002)