

## AGENDA 2.4.18

# Constitutional changes: Student Fund

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### PROPOSED MOTION

**BE IT RESOLVED** that the By-laws for the **Lutheran Church of Australia Student Fund** be amended as follows (words to be deleted – ~~striketrough~~; words to be added – **bold**):

#### LUTHERAN CHURCH OF AUSTRALIA STUDENT FUND

Adopted 1972, Amended 2009

##### 1. NAME

- 1.1 The name of the Fund shall be LUTHERAN CHURCH OF AUSTRALIA STUDENT FUND, hereinafter referred to as “the Fund”.

##### 2. OBJECT

- 2.1 The object of the Fund is to assist students who propose to train or are training at Australian Lutheran College (ALC) for service in the Church, to an extent that they are not prevented from entering into such service through their own inability to meet in full the cost of the training involved, or through their inability to secure assistance from other quarters.

##### 3. FINANCES

- 3.1 The Fund shall derive its income from
- 3.1.1 interest and income from the existing Fund;
  - 3.1.2 sponsorships provided by individuals, congregations, or organisations; and
  - 3.1.3 donations, devises, and bequests from members of the Church and other approved sources.

##### 4. GENERAL ADMINISTRATION

- 4.1 4.1.1 The Fund shall be administered by a Student Fund Committee appointed by the ALC Board of Directors.
- 4.1.2 In the exercise of any discretionary power granted to it by these rules, the Student Fund Committee may seek the guidance of the Board.
- 4.1.3 The Student Fund Committee shall report annually to the General Church Council through the ALC Board.

##### 5. ACCOUNTING AND SERVICING

- 5.1 5.1.1 The accounting and servicing of the Fund shall be undertaken by the ALC Business Office according to the instructions of the Student Fund Committee.
- 5.1.2 Financial statements shall be produced and audited annually for submission to the General Church Council and subsequently to General Convention.

##### 6. ASSISTANCE

- 6.1 6.1.1 Assistance from the Fund shall be ~~granted~~**provided** only to such persons and to such an extent as is consistent with the limitations laid down in the object of the Fund.
- 6.1.2 The Student Fund Committee shall not be under obligation to ~~grant~~**provide** assistance to every applicant.
- 6.1.23 Assistance shall generally be ~~granted~~**provided** only ~~for the courses laid down by the Church as the~~**when the applicant is undertaking** training necessary for the service **in the Church** into which the applicant proposes to enter.
- 6.1.34 Assistance shall be available as loans or grants for individual or family expenses associated with studying at ALC.
- ~~6.1.4 Supplementary assistance in exceptional circumstances may upon application be granted at the discretion of the Student Fund Committee.~~
- 6.1.5 The amount of assistance shall be determined at the discretion of the Student Fund Committee, subject to any provisions laid down in these rules.

- 6.1.6 Moneys ~~granted~~**provided** shall generally be paid directly to ALC. Where that is not the case for particular reasons, students are to meet their ALC expenses as a first priority.
- 6.1.7 Assistance shall be provided only after careful assessment of the student's ability to cope with his/her proposed course.
- ~~6.1.8 In cases where there is doubt about ability or the likelihood of achieving aims, applications for assistance shall be deferred.~~

## 7. APPLICATIONS

- 7.1 7.1.1 Applications are to be made through the **ALC** Business Office.
- 7.1.2 Application forms are ~~available from~~**provided by** the **ALC** Business ~~Administrator~~**Manager**.
- 7.1.3 When an application is received the **relevant ALC** Head of School is informed, and the guidelines agreed to by the ~~Management~~**ALC Leadership** Team are followed.

## 8. CONDITIONS

### 8.1 Grants

- 8.1.1 If a student does not enter service within the Church, **or any of its agencies, in a role related to their studies**, the total amount of assistance **by way of grants** received by that student shall be repayable immediately.
- 8.1.2 Upon entering service within the Church, **or any of its agencies**, a proportionate amount of the total assistance shall be written off for every completed year of service.
- 8.1.3 The total amount of assistance shall be written off after the completion of five [5] years minimum of full-time service in the Church, **or any of its agencies**, or the equivalent thereof if part-time work only is available.
- 8.1.4 If a student resigns from service within the Church or any of its agencies before completion of 5 years full-time service, any outstanding grants will immediately become a loan, and an agreement will be documented, and a repayment schedule agreed upon.**

### 8.2 Loans

- 8.2.1 Repayment of the loan shall be agreed to in writing prior to the loan being advanced.
- 8.2.2 If the agreed repayment schedule cannot be adhered to the borrower shall immediately advise the ALC Business ~~Administrator~~**Manager** whereupon both shall agree to a revised course of action and the Business ~~Administrator~~**Manager** shall report such arrangement to the Student Fund Committee.
- 8.2.3 In the event that there is a default in repayment without the aforementioned notification the loan may incur an interest rate charge. The minimum interest rate to be charged shall be the current church loan rate.

## 9. REPORT TO SPONSORS

- 9.1 A report shall be forwarded annually by the Student Fund to any sponsor of an assisted student **upon request**.

In reviewing the proposed changes to the rules of this Fund, the SCoC was of the view that in clause 3.1.3 the word "devises", which means the act of transmitting or giving real property by will, should be retained as it continues to have relevance should such an act occur in the future.

## REASONS FOR THE MOTION

The Rules of the LCA Student Fund, need to be amended to align with the proposed changes at Australian Lutheran College, including its constitution.