

MACAO SPECIAL ADMINISTRATIVE  
REGION

**Law No. 1/2006**

**Judicial Regime of the University of Macau**

This law is established by the Legislative Assembly in accordance with Item 1 of Article 71 of the Basic Law of the Macao Special Administrative Region.

**Article 1  
Objective**

This law defines the judicial regime of the University of Macau and grants it the autonomy necessary to realize its aims.

**Article 2  
Nature and Aims**

1. The University of Macau is a public juridical person possessing its own organs and property.
2. The University of Macau, as a public institution of higher education, shall be dedicated to teaching, research and the dissemination of culture, science and technology.

**Article 3  
Main Site and Branch Campus**

1. The main site of the University of Macau shall be located in the Macao Special Administrative Region.
2. The University of Macau may establish branch campus or other forms of representative office outside the Macao Special Administrative Region necessary for the realization of its aims.

#### **Article 4 Organs**

1. The University of Macau shall establish the Chancellor, the University Council, the Rector and other organs.
2. The structure of the University of Macau, as well as the organizations, powers and functions, and operations of its organs shall be defined in the Charter of the University of Macau.
3. The Chancellor of the University of Macau shall be the Chief Executive of the Macao Special Administrative Region.

#### **Article 5 Supervisory Entity**

1. The supervisory entity of the University of Macau shall be the Chief Executive.
2. The supervisory entity shall exercise power in accordance with this Law, other applicable legislations and the Charter.

#### **Article 6 Charter and Internal Regulations**

1. The Charter of the University of Macau shall be formulated by the University Council for approval by Executive Order.
2. The Charter of the University of Macau shall provide regulation for the academic, disciplinary, administrative, financial and property regimes of the University of Macau.
3. The University of Macau shall establish internal regulations to regulate its management and operation.

#### **Article 7** **Autonomy**

1. The University of Macau shall be entitled to academic autonomy and shall have the freedom to define, plan and conduct research, scientific and cultural activities, and shall be empowered to establish, organize , alter and cancel programmes and courses.
2. The University of Macau shall be entitled to disciplinary autonomy and, pursuant to relevant regulations , to take disciplinary action for infractions committed by its academic staff, research staff, other staff and students, who shall have the right to appeal against the disciplinary action in accordance with the provisions of the law.
3. The University of Macau shall exercise administrative autonomy within the scope of applicable legislations.
4. The University of Macau shall be entitled to financial and property autonomy and shall have the capacity to transfer sums among different heads and chapters of the budget approved by the Government in accordance with established criteria ,

and to dispose its property in accordance with applicable legislations.

## **Article 8 Judicial Regime**

1. The University of Macau shall be governed by this Law, the Charter of the University of Macau and internal regulations.
2. In case of conflict with any general or specific provisions, this Law shall prevail; in particular Item 3 of Article 4, Item 3 of Article 14, and Articles 19 to 21 of the Decree-Law No. 11/91/M of February 4 are not applicable to the University of Macau.
3. The University of Macau shall be governed by other legal provisions applicable to public juridical persons, especially :
  - 1) The Administrative Procedure Code pertaining to public management activities, including the exercise of powers of the authorities and the management of public property;
  - 2) The financial regime of autonomous organs and foundations;
  - 3) The expenditure regime pertaining to engineering projects and the procurement of goods and services;
  - 4) The judicial regime pertaining to contracts of public engineering projects;
  - 5) The regime of incompatibility of public office;
  - 6) Laws pertaining to administrative litigations relating to acts and contracts of administrative nature.

**Article 9**  
**Financial Incomes**

The incomes of the University of Macau shall be:

- 1) Funds allocated by the Government;
- 2) Incomes from own assets or assets from which it is entitled to profits;
- 3) Incomes from tuition fees;
- 4) Incomes derived from the provision of services and the sale of publications;
- 5) Grants, subsidies, sharing, donations, legacies and bequests;
- 6) Incomes from the transfer of its own assets;
- 7) Interests from bank deposits;
- 8) Surpluses accumulated from previous years;
- 9) Fees , service charges and fines;
- 10) Other incomes from activities or resulting from law, contracts or judicial decisions.

**Article 10**  
**Tax Exemption**

The University of Macau shall be exempt from payment of any tax, fee and service charge in respect of contracts that it signs or acts in which it participates, as well as incomes arising from activities.

**Article 11**  
**Personnel Regime**

1. Private labour law shall be applicable to the personnel of the University of Macau.
2. The University of Macau shall formulate the Personnel Statutes of the University of Macau for approval by dispatch of the Chief Executive.
3. The remuneration of the staff of the University of Macau shall be limited to the maximum established for public administration personnel, except the remunerations of the Rector, Vice-Rectors and the chair professors.
4. The remuneration of the Rector and Vice-Rectors shall be determined by the Chief Executive, the remuneration of chair professors by the University Council.

**Article 12**  
**Transitional Regime**

The Charter of the University of Macau, approved by Ordinance No. 470/99/M of December 6, and other applicable legislations shall continue to apply in transition until the day the new Charter comes into effect.

**Article 13**  
**Revocation**

The Decree-Law No. 50/91/M dated 16 September is hereby revoked.

**Article 14**  
**Inception**

The present Law comes into effect as of the day following its promulgation.

Approved 27 February 2006.

President of the Legislative Assembly  
Susana Chou

Signed 6 March 2006.

Order hereby promulgated.

Chief Executive Ho Hau Wah