

Statutes on the University of Aizu, the Public University Corporation

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CHAPTER ONE
GENERAL PROVISIONS

Article One
(Objective)

1.1 The objective of the University of Aizu, Public University Corporation shall be promoting the practice of distinctive education and research and the nurturing of creative human resources, ongoing contribution to the advancement of academia and scientific technology as well as to industry and culture of Fukushima Prefecture, creation of new cultures, and contribution to the peace and prosperity of humanity by establishing and managing a university and junior college based on the Law on Local Independent Administrative Corporations (Law No. 118, 2003, for the purpose of these Articles of Incorporation, hereinafter referred to as the “LAW”).

Article Two
(Name)

2.1 The name of this Public University Corporation shall be “the University of Aizu, Public University Corporation” (for the purpose of these Statues, hereinafter referred to as “CORPORATION”).

Article Three
(Establishment of the University and Junior College)

3.1 The names and locations of the university and junior college (hereinafter collectively referred to as “UNIVERSITY” except for in Item Six, Paragraph One of Article Sixteen, Item Four, Paragraph Two of Article Seventeen, and Item Five, Paragraph Two of Article Eighteen) that the CORPORATION shall establish for the purpose of achieving the objectives provided for in Article One above shall be as follows.

Name	Location
The University of Aizu	90 Kamiawase, Tsuruga, Ikkimachi, Aizuwakamatsu City, Fukushima Prefecture
The University of Aizu Junior College Division	1-1 Monden, Yahata, Ikkimachi, Aizuwakamatsu City, Fukushima Prefecture

Article Four
(Founding Organization)

4.1 The Government of Fukushima Prefecture shall be the founding organization of the CORPORATION.

Article Five

(Location of the Office)

5.1 The office of the CORPORATION shall be established in Aizuwakamatsu City.

Article Six

(Classification of the CORPORATION)

6.1 The CORPORATION shall be classified as a local independent administrative agency other than designated local independent administrative agencies.

Article Seven

(Official Announcements)

7.1 Official announcements of the CORPORATION shall be made by placing articles on Fukushima Prefectural Government Newsletter.

CHAPTER TWO

ORGANIZATIONS AND BUSINESS OPERATIONS

Section One

Executives and Personnel

Article Eight

(Executives)

8.1 The CORPORATION shall have a Board of Executives consisting of one Chairperson, one Vice Chairperson, four or fewer regents, and two or fewer auditors.

Article Nine

(Employment Duties and Authority of Executives)

9.1 The Chairperson of the Board of Executives shall represent the CORPORATION and preside over business operations thereof.

9.2 The Chairperson of the Board of Executives shall obtain approval of the Board of Executives provided for in Article Sixteen when deciding on matters provided for in Article Fourteen.

9.3 The Vice Chairperson of the Board of Executives shall represent the CORPORATION, assist the Chairperson, and administer the business operations of the CORPORATION.

9.4 Should the Chairperson of the Board of Executives be unable to fulfill their duties, the Vice Chairperson of the Board of Executives shall fulfill the duties on their behalf. Should the position of the Chairperson of the Board of Executives be vacated, the Vice Chairperson of the Board of Executives shall fulfill the duties of the Chairperson during the period the position is vacant.

9.5 Regents shall assist the Chairperson and Vice Chairperson of the Board of Executives and administer the business operations of the CORPORATION.

9.6 Should the Chairperson and Vice Chairperson of the Board of Executives be unable to fulfill their duties, regents shall fulfill the duties on behalf of the Chairperson and the Vice Chairperson of the Board of Executives, in the order designated in

advance by the Chairperson of the Board of Executives. Should the position of the Chairperson and the Vice Chairperson of the Board of Executives be vacated, a regent in the order designated in advance by the Chairperson of the Board of Executives shall fulfill the duties of the Chairperson and Vice Chairperson during the period the position is vacant.

- 9.7 Auditors shall audit the business operations of the CORPORATION. When doing so, the auditors must prepare an audit report in accordance with the regulations set forth by Fukushima Prefecture.
- 9.8 Auditors can, at any time, ask executives (excluding auditors) and administrative personnel for reports on administrative work and projects, or inspect the status of business operations and the finances of the CORPORATION.
- 9.9 Auditors must, when the CORPORATION is to submit the following documents to the Governor of Fukushima Prefecture (hereinafter referred to as "GOVERNOR"), inspect said documents.
- (1) Documents regarding licensing, approval, and notification in accordance with provisions of the LAW, and reports and other documents designated by ordinances of the Ministry of Internal Affairs and Communications
 - (2) Other documents provided for in the regulations set forth by Fukushima Prefecture
- 9.10 Auditors can submit opinions to the Chairperson of the Board of Executives or the GOVERNOR if doing so is recognized as necessary based on the results of audits.

Article Ten

(Appointment, Dismissal, Etc. of the Chairperson of the Board of Executives)

- 10.1 The Chairperson of the Board of Executives shall be appointed by the GOVERNOR based on a proposal submitted by the CORPORATION.
- 10.2 The Chairperson of the Board of Executives shall serve as the President of the UNIVERSITY.
- 10.3 The proposal to be submitted to the GOVERNOR provided for in Paragraph One above shall be made based on selection process for the Chairperson of the Board of Executives of the CORPORATION to serve as President of the UNIVERSITY (hereinafter referred to as "CHAIRPERSON TO SERVE AS PRESIDENT") conducted by the organizations established within each UNIVERSITY for this purpose (hereinafter referred to as "SELECTION COUNCILS").
- 10.4 The SELECTION COUNCILS shall be a collegial body with six members. Members of the SELECTION COUNCILS (for the purpose of this article, hereinafter referred to as "MEMBERS") shall be served by equal numbers of individuals falling under Items (1) and (2).
- (1) Individuals selected by the Management Council provided for in Paragraph One of Article Seventeen from among those provided for in Item Two to Item Four, Paragraph Two of Article Seventeen
 - (2) Individuals selected by Education and Research Council provided for in Paragraph One, Article Eighteen, from among those provided for in Item Two to Item Five, Paragraph Two of Article Eighteen
- 10.5 The position of Chairperson shall be established within the SELECTION

- COUNCILS and shall be filled by an internal vote by the MEMBERS
- 10.6 The Chairpersons of the SELECTION COUNCILS shall preside over their respective SELECTION COUNCILS.
 - 10.7 Dismissal of the CHAIRPERSON TO SERVE AS PRESIDENT shall be by the GOVERNOR based on proposal of the SELECTION COUNCILS.
 - 10.8 The GOVERNOR can request the Chairperson of the SELECTION COUNCILS to deliberate on the dismissal of the CHAIRPERSON TO SERVE AS PRESIDENT, should it be recognized that the CHAIRPERSON TO SERVE AS PRESIDENT has come under the provisions of Paragraphs Two or Three of Article Seventeen of the LAW.
 - 10.9 Should results of selection, etc. from the SELECTION COUNCILS established within the UNIVERSITY be inconsistent, a meeting organized of representatives selected from the respective SELECTION COUNCILS (hereinafter referred to as the "COUNCIL REPRESENTATIVES") shall be established to conduct selection.
 - 10.10 Necessary matters regarding the COUNCIL REPRESENTATIVES shall be separately provided for based on consultation made by the Chairpersons of the SELECTION COUNCILS established within the UNIVERSITY.
 - 10.11 Other than those provided for in Paragraphs Four to Ten above, any necessary matters regarding the SELECTION COUNCILS, including procedures for the SELECTION COUNCILS meetings shall be provided for by the Chairpersons of the SELECTION COUNCILS after consultation with the COUNCILS.

Article Eleven

(Appointment of Executives, Etc. Other than the Chairperson of the Board of Executives)

- 11.1 The Chairperson of the Board of Executives shall appoint the Vice Chairperson and regents.
- 11.2 The GOVERNOR shall appoint auditors.
- 11.3 Upon appointment of the Vice Chairperson of the Board of Executives and regents, the Chairperson of the Board of Executives must make certain that people who are not currently executives or personnel of the CORPORATION are included as members.
- 11.4 The GOVERNOR or the Chairperson of the Board of Executives may dismiss executives that were appointed based on the provisions of Paragraphs One and/or Two above when it is recognized that the relevant executives fall under Paragraphs Two or Three of Article Seventeen of the LAW.

Article Twelve

(Term of Office for Executives, Etc.)

- 12.1 The term of office of the CHAIRPERSON TO SERVE AS PRESIDENT shall be provided for in regulations concerning the CORPORATION, within a range of two years to not more than six years, following deliberation by the SELECTION COUNCILS.
- 12.2 The terms of office for the Vice Chairperson of the Board of Executives and regents shall be a period not exceeding six years determined by the Chairperson

of the Board of Executives.

- 12.3 The term of office for auditors shall end on the date of approval of the financial statement for the fourth fiscal year, which is provided for in Paragraph One of Article Thirty-Four of the LAW. However, the term of office for auditors selected to fill a vacancy shall be the remainder of the vacated term.
- 12.4 Executives can be reappointed. Regarding the application of the provisions of Paragraph Three of Article Eleven in the case of reappointment, if the Vice Chairperson or auditor was not an executive or personnel of the CORPORATION at the time of initial appointment, said individual shall not be considered an executive or personnel of the CORPORATION at the time of reappointment.

Article Thirteen

(Appointment, Etc. of University Personnel)

- 13.1 Personnel shall be appointed by the Chairperson of the Board of Executives.
- 13.2 The types of positions, duties, appointments, and other matters related to personnel shall be provided for in the regulations of the CORPORATION.

Section Two

Board of Executives

Article Fourteen

(Establishment and Organization of the Board of Executives)

- 14.1 The Board of Executives shall be established within the CORPORATION and organized of the Chairperson, Vice Chairperson, and regents.

Article Fifteen

(Convocation of the Board of Executives)

- 15.1 The Board of Executives shall be convoked when doing so is recognized as necessary by the Chairperson of the Board of Executives.
- 15.2 The Chairperson of the Board of Executives must convoke the Board of Executives when the Vice Chairperson, a regent, or an auditor request its convocation in writing with a document describing the objective of the meeting.

Article Sixteen

(Matters for Deliberation)

- 16.1 The following matters must be deliberated by the Board of Executives.
 - (1) Matters pertaining to opinions to be presented to the GOVERNOR regarding medium-term goals.
 - (2) Matters that require approval from the GOVERNOR based on provisions of the LAW
 - (3) Matters pertaining to the drafting and execution of budgets and the settlement of accounts
 - (4) Matters pertaining to policies or criteria for personnel affairs and evaluation of personnel
 - (5) Matters pertaining to the establishment, revision, or abolishment of important

- policies and regulations
- (6) Matters pertaining to establishment and abolition of a university, school, department, and other important organizations
 - (7) Important matters designated by the Board of Executives other than those stipulated above
- 16.2 When matters for deliberation by the Board of Executives are related to matters deliberated by the Management Council provided for in Paragraph One of Article Seventeen or the Education and Research Council provided for in Paragraph One of Article Eighteen below, the Board of Executives shall give due consideration to results of deliberation by the Management Council or the Education and Research Council.
- 16.3 The position of Chair shall be established within the Board of Executives and filled by the Chairperson of the Board of Executives.
- 16.4 The Chair shall preside over meetings of the Board of Executives.
- 16.5 Meetings of the Board of Executives shall be conducted only if a quorum of more than one half of the constituents is present.
- 16.6 Matters requiring the vote of the Board of Executives shall be approved by the majority of the executives in attendance. In the event of a tie vote, the Chair shall have a deciding vote.
- 16.7 Auditors shall be eligible to attend and state their opinions at meetings of the Board of Executives.

Section Three Councils

Article Seventeen (Management Council)

- 17.1 A Management Council shall be established within the CORPORATION as an organization for deliberation on important matters related to management of the CORPORATION.
- 17.2 The Management Council shall be constituted by no more than ten members (for the purpose of this article, hereinafter referred to as the "MEMBERS") including the following individuals:
- (1) The Chairperson of the Board of Executives
 - (2) The Vice Chairperson of the Board of Executives
 - (3) Regents and personnel of the CORPORATION appointed by the Chairperson of the Board of Executives
 - (4) Individuals other than executives or personnel of the CORPORATION with broad and highly specialized knowledge and aptitude regarding university administration appointed by the Chairperson of the Board of Executives
- 17.3 The number of MEMBERS falling under Item Four of Paragraph Two above shall be up to five, and shall account for at least one half of the total number of MEMBERS.
- 17.4 The term of office of MEMBERS shall be two years. However, the term of office of MEMBERS who concurrently serve as executives shall be the same as that of the

relevant executive positions.

- 17.5 The term of office of MEMBERS selected to fill a vacancy shall be the remainder of the vacated term.
- 17.6 MEMBERS can be reappointed.
- 17.7 The Management Council shall deliberate on the following matters.
 - (1) Matters pertaining to opinions to be presented to the GOVERNOR regarding medium-term goals related to the management of the CORPORATION.
 - (2) Matters pertaining to the management of the CORPORATION related to the medium-term plans
 - (3) Matters pertaining to establishment, revision, and abolition of the Ruling on the University of Aizu (limited to portions related to the management of the CORPORATION), criteria on remuneration for executives, criteria on provision of salaries and retirement allowances for faculty and administrative personnel, and other important regulations related to management
 - (4) Matters pertaining to the drafting and execution of budgets and the settlement of accounts
 - (5) Matters pertaining to internal inspections and evaluation of situations regarding organization and management
 - (6) Important matters related to management of the CORPORATION other than those listed in the preceding items of this paragraph
- 17.8 The position of Chair shall be established within the Management Council and be filled by the Chairperson of the Board of Executives.
- 17.9 The Chair shall preside over meetings of the Management Council.
- 17.10 Meetings of the Management Council shall be conducted only if a quorum of more than one half of the constituents is present.
- 17.11 Matters requiring the vote of the Management Council shall be approved by the majority of the MEMBERS in attendance. In the event of a tie vote, the Chair shall have a deciding vote.

Article Eighteen

(Education and Research Council)

- 18.1 An Education and Research Council shall be established within each UNIVERSITY as an organization for deliberation on important matters related to education and research of the CORPORATION.
- 18.2 The Education and Research Council shall be constituted by no more than fifteen members (for the purpose of this article, hereinafter referred to as the "MEMBERS") including the following individuals:
 - (1) The President of the UNIVERSITY
 - (2) Directors, etc. of important organizations in terms of education and research including academic departments and graduate departments, etc. designated by the President of the UNIVERSITY
 - (3) Vice Chairperson of the Board of Executives, regents, and/or personnel of the CORPORATION appointed by the President of the UNIVERSITY
 - (4) Vice Chairperson of the Board of Executives, regents and/or personnel selected by the Education and Research Council and appointed by the President of the

UNIVERSITY

- (5) Individuals other than executives or personnel of the CORPORATION with broad and highly specialized knowledge and aptitude regarding education and research conducted at universities appointed by the President of the UNIVERSITY after obtaining approval of the Education and Research Council
- 18.3 The number of MEMBERS falling under Item Four and Item Five of Paragraph 2 above shall be three and two, respectively.
- 18.4 The term of office of MEMBERS shall be two years. However, the term of office of MEMBERS who concurrently serve as executives and those falling under Item Two of Paragraph Two above shall be the same as that of the relevant positions.
- 18.5 The term of office of MEMBERS selected to fill a vacancy shall be the remainder of the vacated term.
- 18.6 MEMBERS can be reappointed.
- 18.7 The Education and Research Council shall deliberate on the following matters.
 - (1) Matters pertaining to opinions to be presented to the GOVERNOR regarding medium-term goals related to education and research
 - (2) Matters pertaining to medium-term plans related to education and research
 - (3) Matters pertaining to establishment, revision, and abolition of the Ruling on the University of Aizu (limited to portions related to education and research) and other important regulations related to education and research
 - (4) Matters pertaining to policies and/or criteria related to personnel matters and evaluation regarding faculty
 - (5) Matters pertaining to policies regarding the organization of curricula
 - (6) Matters pertaining to the advice, guidance and other support needed to facilitate the learning, etc. of students
 - (7) Matters pertaining to policies regarding the enrollment of students including admission, graduation, completion of programs, etc. and policies regarding the conferment of degrees
 - (8) Matters pertaining to internal inspections and evaluation of situations regarding education and research
 - (9) Important matters related to education and research other than those listed in the preceding items of this paragraph
- 18.8 The position of Chair shall be established within the Education and Research Council and be served by the UNIVERSITY President.
- 18.9 The Chair shall preside over meetings of the Education and Research Council.
- 18.10 Meetings of the Education and Research Council shall be conducted only if a quorum of more than one half of the constituents is present.
- 18.11 Matters requiring the vote of the Education and Research Council shall be approved by the majority of the MEMBERS in attendance. In the event of a tie vote, the Chair shall have a deciding vote.

Section Four

Scope of Business Operations and Execution Thereof

Article Nineteen

(Scope of Business Operations of the CORPORATION)

19.1 The CORPORATION shall perform the following business operations.

- (1) Establishment and management of the UNIVERSITY
- (2) Provision of consultations regarding completion of studies, future paths, emotional and physical health, etc. and other support to students
- (3) Conducting research commissioned by and/or cooperatively with parties outside of the CORPORATION, and otherwise conducting educational and research activities in collaboration with parties outside of the CORPORATION
- (4) Offering of various opportunities for learning that will contribute to life-long learning in local communities
- (5) Contribution to the development of local communities through the promulgation and application of the results of education and research at the CORPORATION
- (6) Performing business operations in conjunction with the business operations listed in the preceding items of this paragraph

Article Twenty

(Business Policy Statement)

20.1 Matters pertaining to performance of business operations of the CORPORATION other than those provided for in these Statutes shall be provided for in the Business Policy Statement

CHAPTER THREE

CAPITAL, CONTRIBUTIONS, AND ASSETS

Article Twenty-One

(Capital funds, etc.)

21.1 With regard to the CORPORATION's capital, Fukushima Prefecture shall contribute land and buildings necessary for the business operations of the CORPORATION. The amount of said capital shall be 19,947,593,953 yen, the total market value of said assets, appraised by Fukushima Prefecture on the date of their contribution.

Article Twenty-Two

(Ownership of Remaining Property in the Event of Dissolution)

22.1 Should the CORPORATION be dissolved, property of the CORPORATION that remains after the repayment of debts shall be assumed by the Government of Fukushima Prefecture.

CHAPTER FOUR

COMMISSIONING

Article Twenty-Three

23.1 Necessary matters pertaining to management of the CORPORATION other than those provided for in these Statutes and the Business Policy Statement shall be

provided for in regulations of the CORPORATION.

ADDITIONAL PROVISIONS

(Date of Enforcement)

1 These Statutes shall be enforced as of the date of establishment of the CORPORATION.

(Special Exception Pertaining to Appointment of the First Chairperson of the Board of Executives)

2 Notwithstanding the provisions provided for in Paragraph One of Article Ten above, the individual who serves as the first Chairperson of the Board of Executives after its establishment shall be appointed by the GOVERNOR.

(Special Exception Pertaining to the Term of Office of the First CHAIRPERSON TO SERVE AS PRESIDENT)

3 Notwithstanding the provisions provided for in Paragraph One of Article Twelve above, the term of office of the first CHAIRPERSON TO SERVE AS PRESIDENT after the establishment of the CORPORATION shall be two years.

(Special Exception Pertaining to the First Education and Research Council)

4 Notwithstanding the provisions provided for in Paragraph Two of Article Eighteen above, the first Education and Research Council after the establishment of the UNIVERSITY shall be constituted by members stipulated in Item One to Item Three, Paragraph Two of Article Eighteen.

ADDITIONAL PROVISIONS

The revision of these Statutes shall be enforced as of the date of approval of the Minister of Internal Affairs and Communications and the Minister of Education, Culture, Sports, Science and Technology.

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The revision of these Statutes shall be enforced as of the date of approval of the Minister of Internal Affairs and Communications and the Minister of Education, Culture, Sports, Science and Technology.

ADDITIONAL PROVISIONS

The revision of these Statutes shall be enforced as of April 1, 2018.

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The revision of these Statutes shall be enforced as of the date of approval of the Minister of Internal Affairs and Communications and the Minister of Education, Culture, Sports, Science and Technology.

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