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Board Meeting 21 April 2021

This meeting was conducted remotely using the Zoom application and was hosted in the Yeats Room.

Present:
Provost (Dr P J Prendergast), Vice-Provost/Chief Academic Officer (Professor J Barkhoff), Senior Lecturer/Dean of Undergraduate Studies (Professor K Mitchell), Registrar (Professor B Tangney), Bursar/Director of Strategic Innovation (Professor V Campbell), Professor K Ahmad, Professor L Brennan, Professor A Burke, Mr K Byrne, Ms J Donoghue, Professor D Faas, Mr D Grouse, Mr E Hand, Professor R A Kenny, Ms L Keogh, Professor C Leahy, Professor R McManus, Professor K McTiernan, Ms R Mathews McKay, Ms M O’Connor, Professor D R Phelan, Professor L Roe, Ms G Scanlon, Professor A Seery, Professor F Sheerin, Professor J Walsh.

Apologies:
Professor A Nolan.

It was noted that the Vice-Provost/Chief Academic Officer was attending a meeting with the Minister for Further and Higher Education, Research, Innovation and Science and would join the meeting at 10.30am

In attendance:
Assistant Secretary to the College (Ms V Butler).

(ex officio) Secretary to the College (Mr J Coman), Treasurer/Chief Financial Officer (Mr P Reynolds).

(by invitation) Interim Chief Operating Officer (Ms O Cunningham), Vice-President for Global Relations (Professor J Hussey).

SECTION A

The Provost welcomed the Interim Chief Operating Officer to her first meeting and Ms Cunningham introduced herself to the Board.

BD/20-21/213 Statements of Interest
The Secretary to the College advised that no potential statements of interest had been received.

BD/20-21/214 Minutes of the meeting of 24 March 2021
The Board approved the draft minutes of the meeting of 24 March 2021.

BD/20-21/215 Matters Arising
The following items were raised under matters arising:

(i) BD/20-21/184– Trinity East
Professor Sheerin provided the Board with an update on the naming of the early activation hub at Trinity East. Over three hundred suggested names had been submitted and 5 were shortlisted. After deliberation the committee had agreed on the name ‘The Portal’. The Provost thanked Professor Sheerin for bringing the naming process to a successful conclusion.
The Provost advised that he is scheduled to meet the Provost-elect shortly to brief her on Trinity East and other matters.

(ii) BD/20-21/184 Matters Arising

BD/20-21/156 Provost’s Report - Trinity St James’s Cancer Institute

The Secretary to the College advised that the Trinity St James’s Cancer Institute Memorandum of Understanding was on the agenda for the meeting.

(iii) BD/20-21/191 Audit Committee Annual Report 2019/20 – Response to Board– Action/Decision 191.03

It was noted that annual HR Metrics Report will be brought to the June meeting of the Board.

(iv) BD/20-21/191 – Action/Decision 191.02

The Secretary to the College advised the Board that he had sent the relevant draft minute to the Audit Committee and it was on agenda for next meeting of the Committee.

BD/20-21/216 Provost’s Report

The Provost extended his congratulations to Professor Linda Doyle on her recent election as Provost, noting that she was to make the required declaration later in the meeting. He also extended his thanks and appreciation to Professor Linda Hogan and Professor Jane Ohlmeyer for running excellent campaigns, noting that the process had facilitated informative debate and discussion.

The Provost extended particular thanks on behalf of the College Community to the Registrar, Professor Brendan Tangney, as Chair of the Steering Committee, noting that a professional and thorough process had been conducted during a Pandemic requiring the majority of the activity to be conducted through electronic means.

He extended thanks to the Secretary to the College, Mr John Coman, and to Ms Victoria Butler, Ms Aoife Crawford and all of the team who administered the process.

The Provost also thanked the Board members who had been members of Recommendation, Interview, Appeals and Steering Committees for the good work they had conducted during the process.

The Provost then invited the Registrar to reflect on the appointment process. The Registrar noted a report to the Higher Education Authority on Gender Equality in the process was on the agenda in Section C for noting. He advised the Board that the Steering Committee were scheduled to meet next week to reflect on the process.

The Registrar informed Board members that initial observations suggest consideration could be given to the following:

- The use of an election process,
- The composition of the electorate,
- The committee structure and extent of reliance on Board members,
- Method of voting for future elections.

He advised that he planned to bring a report from Steering Committee which reflects on such matters to the Board by end of term.
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Printing House Square Project Update

Project Sponsor, Professor Kevin O’Kelly; Head of Capital Projects and Planning, Mr Greg Power; Independent Monitor, Ms Denise Kennedy; and Independent Chair of Steering Committee, Mr Joe Linders joined the meeting for this item.

Professor O’Kelly introduced this item with reference to his presentation dated 21 April 2021, which had been circulated. He provided Board members with a high level summary of the project to date including the timeline, quality of work and the budget.

Professor O’Kelly presented a visual image of the building to Board members and advised that due to delays in the work programme and in the availability of resources due to the Pandemic and travel restrictions, he was in discussions with the Accommodation Office to explore the possibility of offering accommodation to students in Semester 2 of the academic year 2021/22.

He also gave an overview of the cost management process and the financial position of the project noting that the total project budget remains at the approved level.

With reference to the ongoing dispute Professor O’Kelly advised that all contractual procedures were being explored to resolve the matter and provided details of those involved in the conciliation process. He noted that the Project Board, which includes the Bursar/Director of Strategic Innovation and the Director of Campus Infrastructure were fully appraised of the matter which had moved to a conciliation phase with an outcome anticipated in September 2021.

Professor O’Kelly concluded by noting that the project team is working well and that contractor delays and Covid-19 impacts are resulting in completion being projected to be end of summer 2021 depending on national restrictions.

The Independent Monitor provided the Board with a summary of her report dated 13 April 2021 which had been circulated in advance. She provided an update on the following items:

- Budget,
- Programme,
- Quality,
- Health & Safety,
- Team Performance.

Ms Kennedy advised that progress has been made on the design and architectural aspects of the project and noted that Trinity is well placed to dispute claims in the conciliation process.

Ms Kennedy concluded by noting that despite the challenges around programme, if all those involved remain focused on maintaining the attention to detail and quality that can already be observed, then the building will be a great addition not just to Trinity, but to the city.

Mr Linders emphasised the importance of all professionals being fully compliant with regulations and restrictions. He noted that throughout the programme of work the quality of the work and the building has been maintained. He advised the Board that an exact date of completion was difficult to predict especially as there appeared to be difficulties on the part of the contractor in providing appropriate resources.

The Provost opened the item for discussion.

In response to a query from a Board member in respect of the costs of the conciliation process, Professor O’Kelly advised that detailed costed risk assessments and legal costs had been provided to the Project Board.

Responding to queries from a Board member, Professor O’Kelly noted the confidential nature of the conciliation process and advised the Board that the costed risk assessment had been carried out by independent consultants on roof construction, fire safety and programme delay.

Professor O’Kelly also clarified that the design approach taken by the contractor in respect of the roof had led to some difficulties with their final decision on how to construct the roof and this
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The Independent Monitor, also noting the confidential nature of the conciliation process advised the Board that the matter is being fully reported at the Steering Committee.

The Provost brought the item to a close thanking all those who contributed. He noted that at the end of the process the University will benefit from the additional student accommodation and facilities for several support services.

**Action/Decision 217.01** The Board noted and discussed the presentation from Professor O’Kelly.

**217.02** The Board noted and discussed the memorandum from the Independent Monitor dated 13 April 2021.

Professor O’Kelly, Mr Power, Ms Kennedy and Mr Linders left the meeting at this point.

VP/CAO joined the meeting at this point.

**BD/20-21/218** Institutional review – Case Studies in Quality

The Quality Officer, Ms Roisin Smith joined the meeting for this item.

The Vice-Provost/Chief Academic Officer introduced the item with reference to his presentation dated April 2021 and a memorandum from the Quality Officer, dated 12 April 2021, which had been circulated in advance. He advised the Board that as part of the upcoming Institutional Review, the University is required to demonstrate unit-led involvement in projects and initiatives aimed at improving the quality of education provision, research, the governance of quality and the student experience. As such, a number of case studies had been prepared and selected for submission to the reviewers. The Vice-Provost/Chief Academic Officer also informed the Board of the names and institutions of the individual reviewers.

Noting that the document had previously been approved by Council, the item was opened for discussion.

Responding to comments from a Board member in respect of Case-study 2.11 on the Senior Academic Promotions Procedure, the Vice-Provost/Chief Academic Officer agreed on the importance of being analytical and self-critical. He advised that this is a subset of documents being submitted to the reviewers noting that the main document is the self-evaluation report.

Following further comments and queries from Board members it was noted that some amendments were needed to Case-study 2.11 in the document.

In response to comments from a Board member in respect of Case-study 2.8 Governance and Management of Covid-19, the Vice-Provost/Chief Academic Officer advised the Board that the overall approach taken and structures that had been put in place by the University in response to the Pandemic had been seen as an example of good practice by QQI.

In response to a comment from a Board member, the Vice-Provost/Chief Academic Officer clarified that the case-studies form part of the supplementary information for the reviewers who can choose the appropriate level of engagement.

Following comments from other Board members, it was agreed that the overall number of case studies in the document should be reviewed and reduced and brought to a future meeting of the Board with particular revisions to the case-study on the Senior Academic Promotions Procedure.

**Action/Decision 218.01** The Board considered the memorandum from the Vice-Provost/Chief Academic Officer dated 12 April 2021.
It was agreed that the number of case studies in the document should be reviewed and reduced and brought to a future meeting of the Board with particular revisions to the case-study on the Senior Academic Promotions Procedure.

Ms Smith left the meeting at this point.

Professor Ahmad left the meeting at this point.

**Trinity East Project Update**

*Chief Innovation and Enterprise Officer, Dr Diarmuid O’Brien (Project Sponsor); Project Director, Ms Mary Birmingham; Project Finance Director, Ms Jennifer Crossman; and Independent Monitor, Mr Andrew Grainger joined the meeting for this item.*

The Provost welcomed everyone to the meeting.

Dr O’Brien with reference to a presentation dated 21 April 2021, summarised the decision taken by the Board in March 2021 in respect of a directional recommendation from the Project to:

- Proceed based on Trinity-led Phased Approach starting with the delivery of E3RI in Phase 1;
- Approval to confirm the levels of government and philanthropic funding;
- Explore further the optimum delivery mechanism including a hybrid structure.

He also provided Board members with an overview of the priorities for the project for the next 6 months and the associated 6-month budget request. Dr O’Brien clarified that key decisions and actions will be brought back to the Board for approval over the course of the next 6 months.

He advised the Board that the Department had requested clarification on several aspects of the Strategic Assessment Report as had been submitted and that a full response had been prepared and was included in the pack of circulated Board documents.

Dr O’Brien also gave an overview of the financial assumptions underpinning the project which is based on a partnership model with industry and engagement with local community. He concluded by noting that the request to the Board was to approve the work programme, the budget for the next 6 months and for the revised SAR to be submitted to Government.

Mr Grainger with reference to his report dated 14 April 2021, which had been circulated, provided the Board with his view in respect of the requests before the Board for approval which focused on work programme priorities for the next 6 months, budget and the Strategic Assessment Report.

Mr Grainger advised the Board that the project governance is under review and will be brought to a future meeting of the Board. In respect of oversight and delegation, he advised that consideration is needed in respect of when the project moves towards the standard model applied by Trinity to key strategic capital projects.

With respect to risk, Mr Grainger advised that in his view, the management of risk is appropriate and working effectively. He concluded by noting his support for the recommendations as presented for approval.

The Provost thanked Mr Grainger and opened the item for questions and comments.

In response to comments from Board members in respect of the communication received from the Department of Further and Higher Education, Research, Innovation and Science in respect of the Strategic Assessment Report document, Dr O’Brien advised that more information will be known in the coming days and that he can provide an update to a future meeting of the Board.

He acknowledged the risk posed in respect of not securing the appropriate funding for this project. The Provost advised the Board that Dr O’Brien and the Treasurer/Chief Financial Officer are scheduled to meet the Assistant Secretary General of the Department in the coming days.

In response to a query from a Board member in respect of the inclusion of salary costs in the budget projections, Dr O’Brien clarified that the costs had been included and that these members of staff are engaged by the University independently of the project. Dr O’Brien also clarified that Heads of Terms had been agreed with IDA Ireland and would be brought to the Board for consideration and approval.

Dr O’Brien, responding to a query from a Board member, advised that should funding from the Government not be realised then the project would be paused and a review of the business case
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The Provost clarified that the philanthropic funding for the project was contingent on the receipt of Government funding and as such considered efforts to secure such funding will be made in the coming months. He also noted the importance of State investment in improving research and increasing PhD student numbers at a national level.

In response to a query from a Board member in respect of philanthropic funding for the project, the Provost advised that while it remains confidential at present, a significant donation had been pledged in support of the project.

A Board member commenting on recent investment by the Government in other universities, noted the importance of the Government funding appropriately across the Higher Educational Sector.

Action/Decision

219.01 The Board considered and approved the memorandum from the Chief Innovation and Enterprise Officer and the accompanying workplan and budget.

219.02 The Board noted and discussed the memorandum from the Independent Monitor dated 14 April 2021.

BD/20-21/220 Clinical Research Development Ireland (CRDI) Company Update and Closure

Head of School of Medicine, Professor Michael Gill joined the meeting for this item

Professor Gill introduced this item with reference to his memorandum dated 14 April 2021 which had been circulated in advance. He provided the Board with an update on the wind-up operations of the company to date noting that the pension scheme wind up is on track and that should there be any remaining funds from the wind up of CRDI, options will be explored as to how best to return this to the relevant partners.

Professor Gill concluded by noting that professional indemnity insurance for the partners will remain in place for 6 years and noted that the full process should be completed by early Autumn.

In response to queries from a Board member, Professor Gill advised that there were no unanticipated liabilities for any projects being transferred back to the University. He noted that Molecular Medicine Ireland (MMI) and now Clinical Research Development Ireland (CRDI) has been enormously beneficial in generating and facilitating much collaborative research.

A Board member commended the good work of the company over the years and the importance of actively monitoring the financial performance of such entities was acknowledged.

Action/Decision

220.01 The Board considered and approved the memorandum from the Head of School of Medicine, dated 14 April 2021.

Professor Gill left the meeting at this point.

BD/20-21/221 Board Review Working Group Update

Chair of the Board Review Working Group, Mr Dermot McCarthy joined the meeting for this item

The Provost provided Board members with an update on a recent meeting he, Mr McCarthy and the Secretary to the College had with Mr Simon Harris, TD, the Minister for Further and Higher Education, Research, Innovation and Science and the Secretary General and other officials of the Department. He advised the Board that the Minister plans to bring a Heads of Bill to the Government for approval this month and, as such, it is likely that Trinity will need to address the proposals over the coming months. The Provost also informed Board members that he is to meet with the Provost-elect in the coming days to brief her on the current situation and that he will continue to progress the matter with support from Mr McCarthy, the Secretary to the College and the Board Review Working Group.

The Provost advised Board members that the Minister plans to progress the legislative proposals during the 2021 calendar year. He summarised some of the main proposed amendments for Board members which included a reduction in the size of the Board, a majority of external Board members and an external Chair of the Board to be nominated by a sub-committee of the
The Provost advised that he will continue to negotiate the proposals with a view to identifying a set of amendments which recognise the distinct legal structure of Trinity and which will have the approval of the Minister, the Board and the Fellows, as changes to the Statutes and a new Private Act of the Oireachtas are likely to be required. The importance of preserving many of the good elements of Trinity’s existing collegiate governance and in ensuring that the Minister has clarification on and an understanding of the Trinity position was noted.

Mr McCarthy advised that the Minister, without prejudicing improvements of governance for sector as a whole, had shown consideration for the uniqueness of Trinity’s legislative standing and Statutes. He noted that it is proposed that, through dialogue, an agreed outcome will be reached for all parties.

The Provost opened the item for discussion and comment.

The need to acquire the assent of the Fellows to the proposals and to any amendments to the Statutes was noted by a Board member. The Provost, responding to the comments of the Board member, noted the importance of having clarification on the preferred option for Trinity and then to negotiate this with the Minister. He also noted the importance of maintaining good working relationships during the discussions.

Mr McCarthy, responding to comments from a Board member, noted the significant role the Oireachtas will have in the approval process. He noted that, generally, it is proposed that the size of the Board would be reduced with an adequate spread of expertise amongst the members. Mr McCarthy advised that the exact proposed mechanism for the appointment of external Board members is not yet fully clarified, but he would be optimistic that there would be some flexibility in this regard.

In response to a query from a Board member, Mr McCarthy advised that Government officials seem keen to identify a way to progress the amendments however, it is not clear at this stage if agreement from all parties will be reached.

A Board member, noting the unique legal standing and private ownership structure of the University, queried whether the Government have the authority to require Trinity to comply with the new legislative proposals. He suggested that further information and legal advice be sought in this respect. The Provost, taking in to account the comments from the Board member, agreed to seek a legal opinion on the matter and will provide an update at a future meeting of the Board.

In response to a query from a Board member, the Provost advised that at present it is proposed that there would be two student representatives on future Boards, noting that the exact method of selection for these representatives had not yet been identified.

**Action/Decision**

**221.01** The Board received the update from the Chair of the Board Review Working Group.

**221.02** It was agreed to seek a legal opinion on the matter and an update will be provided at a future meeting of the Board.

*Mr McCarthy left the meeting at this point.*

**BD/20-21/222 Appointment of the next Provost**

The Registrar advised the Board that, in accordance with Section 12 of the chapter on the Provost in the 2010 Statutes, Professor Linda Doyle had been deemed to be the choice of the College in the election for Provost held on Saturday 10 April 2021. In accordance with Section 13 (2) of the same Statute, the Board appointed Professor Doyle to be the next Provost, noting that she would take up office on 1 August 2021.

The Provost and the Board wished Professor Doyle well for her term in office.

The Registrar also advised the Board that a 91% turnout for voting in the election had
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**BD/20-21/223 Declaration by Incoming Provost**

*Professor Linda Doyle joined the meeting for this item.*

The Vice- Provost/Chief Academic Officer, who chaired the meeting for this item, welcomed Professor Doyle to the meeting and congratulated her on her appointment and the Board members joined in the congratulations. Professor Doyle thanked the Board noting that she was delighted to have been chosen.

Reading out the relevant section of the Statutes, the Vice- Provost/Chief Academic Officer invited the Provost-elect to make the required declaration.

The Provost-elect made the Statutory Declaration for an incoming Provost as provided for under the 2010 Consolidated Statutes.

The Vice- Provost/Chief Academic Officer thanked Professor Doyle noting that the Board members look forward to working with her when she takes office on 1 August 2021.

**Action/Decision**

223.01 The Board heard the Declaration by the incoming Provost, administered by the Vice- Provost/Chief Academic Officer.

*Professor Doyle left the meeting at this point.*

**BD/2021/224 Memorandum of Understanding (MOU) regarding Governance Structures for Trinity St James’s Cancer Institute (TSJCI)**

The Bursar/ Director of Strategic Innovation invited the Board’s attention to her presentation dated 21 April 2021 and her memorandum dated 12 April 2021, which had been circulated in advance.

She provided the Board with an overview of the Memorandum of Understanding to be put in place between Trinity and St James’s Hospital in respect of governance of the Trinity St James’s Cancer Institute.

The Bursar/ Director of Strategic Innovation also invited the Board’s attention to the nominations for the roles of Academic Director and Medical Director provided by the Provost and the CEO of St James’s Hospital, noting that these roles will have responsibility for ensuring an integration across clinical care, research, cancer clinical trials and education.

She advised Board members, that the Memorandum of Understanding is for a 3-year period and, subject to approval, is to be brought to the Board of St James’s Hospital later in the week.

A Board member thanked the Bursar/ Director of Strategic Innovation for progressing this joint initiative noting that the Institute would be a facility for not only clinical activities, but also education, research and training.

Responding to a query from a Board member, the Bursar/ Director of Strategic Innovation confirmed that the position of Academic Director was written to be as inclusive as possible.

In response to a query from a Board, member regarding the inclusion of ‘skilled’ committee members in the composition of the Governance Committee, the Bursar/ Director of Strategic Innovation clarified that this provision gave the Committee the ability to appoint members who had specific skillsets in areas that the Committee may feel is absent at any point in time, such as financial skills or capital project skills.

The Provost extended his thanks to the Bursar/ Director of Strategic Innovation and to the Deputy CEO of St James’s Hospital, Ms Anne Dalton.
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10.30am, which was pre-recorded in the College Chapel, will be available for viewing. The address will be given by Archbishop Dermot Farrell, Archbishop of Dublin.

At 11.30am, the Trinity Monday Memorial Discourse will be streamed live from the Graduates Memorial Building. This year the discourse commemorates Noel Browne will be given by Trinity graduate and Tánaiste Leo Varadkar, TD.

(ii) Substitute Board Member
The Provost, on behalf of the Board, extended his thanks to Professor Caitriona Leahy for her contribution to the Board during her time as a substitute Board member.

Professor Leahy thanked the Provost and, also, noted her thanks to the Secretary to the College who had been helpful in briefing her when she joined the Board.

SECTION A.2

BD/20-21/228 Revised Quality Policy Statement
The Quality Officer, Ms Roisin Smith, joined the meeting for this item.

The Vice-Provost Chief/Academic Officer spoke briefly to this item noting that it had previously been approved by Council.

The Board considered and approved the memorandum from the Vice-Provost/Chief Academic Officer dated 12 April 2021.

Ms Smith left the meeting at this point.

BD/20-21/229 Revised Conference Travel Scheme
The Board considered and approved the memorandum from the Treasurer/Chief Financial Officer dated 13 April 2021 and the accompanying revised Conference Travel Scheme.

SECTION B

BD/20-21/230 Board Business
(i) Callover
The Board noted the callover updated to 24 February 2021 and 24 March 2021.

(ii) Outcomes
The Board noted the Board outcomes from the meetings of 24 February 2021 and 24 March 2021.

BD/20-21/231 Audit Committee
The Board noted and approved the draft minutes of the meeting of 16 February 2021.

BD/20-21/232 Coiste na Gaeilge
The Board noted and approved the draft minutes of the meeting of 18 December 2020.

BD/20-21/233 Engagement Advisory Group
The Board noted and approved the draft minutes of the meetings of 8 October 2020 and 17 December 2020.

BD/20-21/234 Equality Committee
The Board noted and approved the draft minutes of meeting of 3 March 2021.

BD/20-21/235 Estates Policy Committee
The Board noted and approved the revised draft Minutes of the meeting of 4 December 2020 and the draft Minutes of the meeting of 5 March 2021.

It was noted that a detailed discussion on the Trinity East Masterplan had been had at the meeting of 5 March 2021.
BD/20-21/236 Finance Committee
The Board noted and approved the draft minutes of meeting of 4 March 2021.

BD/20-21/237 Library and Information Policy Committee
The Board noted and approved the draft minutes of meeting of 25 January 2021. It was also noted that the Annual Report of the Library had been discussed at length at Council.

BD/20-21/237 Quality Committee
The Board noted and approved the draft minutes of meeting of 11 February 2021.

BD/20-21/238 Remuneration Committee
The Board noted and approved the draft minutes of the meeting of 20 April 2021.
The Board noted and approved the memorandum from the Dean of the Faculty of Arts, Humanities and Social Sciences dated 20 April 2021.

BD/20-21/239 Safety Committee
The Board noted and approved the draft minutes of meeting of 11 February 2021.

SECTION C

BD/20-21/240 Report to HEA on Gender Equality in the 2021 Provost Appointment Process
The Board noted and approved the Memorandum from the Registrar dated 16 April 2021.

BD/20-21/241 IT Services Annual Report 2019/20
The Board noted and approved the IT Services Annual Report 2019/20.

BD/20-21/242 Dates of Board and Council for 2021/22
The Board noted and approved the memorandum from the Secretary to the College dated 15 April 2021.

BD/20-21/243 Higher Degrees
The Board noted Higher Degrees approved by the sub-committee of Board and Council on
(i) 24th March 2021
(ii) 31st March 2021.

BD/20-21/244 Heads of School
The Board noted and approved the following nominations:
(i) Professor Caoimhín Mac Maoláin as Head of School of Law for a three-year term commencing 7 June 2021;
(ii) Professor Stephanie Holt as Head of School of Social Work and Social Policy for a further three-year term.

BD/20-21/245 Establishment of Paulyn Marrian Quinn Prize
The Board noted and approved the Memorandum from the Head of the School of Religion dated 8 April 2021.

BD/20-21/246 Academic Year Dates 2021/22
The Board noted and approved the Memorandum from the Editor of the University Calendar dated 16 April 2021.

SECTION D

In compliance with the Data Protection Acts this information is restricted.
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Signed: ........................................

Date: ..........................................