

Outline of the Act Partially Amending the National University Corporation Act

Aim

This Act aims to improve the administration and management of national university corporations, as well as maintaining and developing their systems of research and education, through establishing management policy councils for national university corporations with a particularly large scale of business and creating special exceptions for determining their medium-term plans, allowing national university corporations to use long-term loans and issue bonds for a wider range of purposes, introducing a notification system for land leases under an approved lease plan and merging Tokyo Medical and Dental University and Tokyo Institute of Technology.

Outline

1. Establishment of management policy councils, which are responsible for the resolution of management policy matters and the supervision of corporate management.

(1) Authority of management policy councils [covered by Article 21-5, Article 21-6 and Article 21-8]

- ① At national university corporations that have established a management policy council, matters concerning medium-term objectives, medium-term plans, budgets and accounts (management policy matters) will be decided by resolution of that council.
- ② The management policy council may request the university president to take remedial measures when operations are not carried out in accordance with council resolutions.
- ③ The management policy council may express its opinions on the criteria for the selection of the university president and other relevant matters to the president selection and supervision council.

(2) Organization of management policy councils [covered by Article 21-4]

Management policy councils are to consist of three or more members as well as the university president. The university president appoints management policy council members after consulting with the president selection and supervision council, and obtaining the approval of the Minister of Education, Culture, Sports, Science and Technology.

(3) National university corporations that establish a management policy council [covered by Article 21-2, Article 21-3 and Article 21-9]

- ① Among national university corporations with seven or more directors, those designated by Cabinet Order as having a particularly large scale of business in terms of their income and expenditure, admission capacity, and the number of teaching staff (specified national university corporations) are to establish a management policy council.
- ② National university corporations other than specified national university corporations may establish a management policy council with the approval of the Minister of Education, Culture, Sports, Science and Technology under special circumstances, to strengthen their system for supervising operations.

2. Widening purposes for funding national university corporations, and introducing more flexible means of asset management

- ① In addition to national university corporations being able to take out long-term loans and issue bonds for the acquisition of land, establishment or maintenance of facilities, and installation of equipment as they are able to under the present regulations, it will also become possible to take out those loans and issue those bonds to develop or maintain an intellectual infrastructure for use in advanced research and education [covered by Article 33].
- ② If land owned by a national university corporation is leased to a third party under a lease plan for which it has acquired approval of the Minister of Education, Culture, Sports, Science and Technology, the university will no longer need to acquire approval of the Minister for each individual lease that it needs to acquire under the present regulations, and will be able to lease the land through notification. [covered by Article 33-4]

3. Consolidation and discontinuation of national university corporations [covered by Appended Table 1]

Tokyo Medical and Dental University and Tokyo Institute of Technology will be merged into the Institute of Science Tokyo.

Effective Date

October 1st 2024 (However, the provisions relating to 2. are effective as of April 1st 2024, and those relating to preparations under 3. are effective as of the date of promulgation.)

※Other necessary arrangements will be made for Appended Table 1 and Appended Table 2, which were required to be made at the time of the amendment in 2019.

国立大学法人法の一部を改正する法律の概要

趣旨

国立大学法人等の管理運営の改善並びに教育研究体制の整備及び充実等を図るため、事業の規模が特に大きい国立大学法人についての運営方針会議の設置及び中期計画の決定方法等の特例の創設、国立大学法人等が長期借入金等を充てることのできる費用の範囲の拡大、認可を受けた貸付計画に係る土地等の貸付けに関する届出制の導入等の措置を講ずるとともに、国立大学法人東京医科歯科大学と国立大学法人東京工業大学を統合する。

概要

1. 運営方針事項の決議及び法人運営の監督等を担う運営方針会議の設置

(1) 運営方針会議の権限【第21条の5、第21条の6、第21条の8関係】

- ① 運営方針会議を設置する国立大学法人において、中期目標・中期計画及び予算・決算に関する事項（運営方針事項）については、運営方針会議の決議により決定する。
- ② 運営方針会議は、決議した内容に基づいて運営が行われていない場合に学長へ改善措置を要求することができる。
- ③ 運営方針会議は、学長選考の基準その他の学長の選考に関する事項について、学長選考・監察会議に意見を述べることができる。

(2) 運営方針会議の組織等【第21条の4関係】

運営方針会議は、運営方針委員3人以上と学長で組織する。運営方針委員は、学長選考・監察会議との協議を経て、文部科学大臣の承認を得た上で、学長が任命する。

(3) 運営方針会議を設置する国立大学法人【第21条の2、第21条の3、第21条の9関係】

- ① 理事が7人以上の国立大学法人のうち、収入及び支出の額、収容定員の総数、教職員の数を考慮して事業の規模が特に大きいものとして政令で指定するもの（特定国立大学法人）は運営方針会議を設置することとする。
- ② 特定国立大学法人以外の国立大学法人は、運営の監督のための体制強化を図る特別の事情があるときは、文部科学大臣の承認を受けて、運営方針会議を設置することができることとする。

2. 国立大学法人等の資金調達方法の対象拡大及び資産管理方法の弾力化

- ① 国立大学法人等が長期借入金や債券発行できる費用の範囲について、現行制度上可能である土地の取得、施設の設置又は整備、設備の設置に加え、先端的な教育研究の用に供する知的基盤の開発又は整備についても可能とする。【第33条関係】
- ② 国立大学法人等の所有する土地等の第三者への貸付けについて、あらかじめ文部科学大臣の認可を受けた貸付計画に基づいて土地等の貸付けを行う場合にあっては、現行制度上個別の貸付けごとに必要となる文部科学大臣の認可を要せず、届出によって行うことができることを可能とする。【第33条の4関係】

3. 国立大学法人の統廃合【別表第1関係】

国立大学法人東京医科歯科大学と国立大学法人東京工業大学を統合して国立大学法人東京科学大学とする。

施行期日

令和6年10月1日（ただし、2.に係る規定は令和6年4月1日、3.のうち準備行為に係る規定は公布日）

※その他、令和元年の改正の際に手当する必要があった別表第一及び別表第二について、所要の手当を行う。