Signing Authority

Category: Operations
Audience: All University Personnel
Last Revised: January 9, 2020
Owner: President
Approved by: Board of Governors
Contact: President’s Office (306) 790-5950 ext. 2100

Introduction

There are numerous internal controls and protocols in effect at the University that govern how individuals with the authority to spend the University’s financial resources or execute contracts and agreements that commit the University to financial or other obligations must comply with. These internal controls and protocols have been set based on the signing authorities as provided for in this policy.

Definitions

- FNUniv and/or University – means First Nations University of Canada
- Instrument(s) – is a formal legal written document

Policy

The authority to enter into contracts, agreements, payments and banking transactions that relate to the general operation of FNUniv binds the University to the terms as outlined in the instrument being signed. As such, the authority to sign these instruments is specified and as outlined in this policy. In most instances, two approved signing officers are needed to execute all instruments (contracts, agreements, cheques, payments, banking transactions, etc.).

All payments issued by the University are subject to strict authorization protocols as stipulated by the University’s Board of Governors. Similarly, all contracts or agreements executed by the University are also subject to strict authorization protocols as approved by the Board of Governors. Finally, no employee may, either verbally or in writing, enter into or terminate a commitment that creates an obligation or undertaking on behalf of the University unless that employee has authority in accordance and compliance with this policy and has ensured that the required due diligence has been done.
Roles and Responsibilities

1. Board of Governors
   a. Execution of Instruments
      i. The Chair of the Board of Governors along with the President will have the authority to sign contracts, Collective Bargaining Agreements, transfers, mortgages, and other instruments or documents required to be in writing and to which the University is a party and which are deemed to be properly executed by the University if the corporate name and seal of the University are affixed thereto.

      ii. A designate may sign on behalf of the Board Chair. Designates are restricted to the following:
          a. Vice-Chair, Board of Governors

      iii. Anyone appointed to one of these positions in an Acting capacity is authorized to sign documents during the period of the Acting appointment;

      iv. Notwithstanding any other approval provided for in this policy, any single transaction greater than $200,000 must be approved by the Board of Governors prior to execution or issuance with the exception of investment decisions which can be approved by the President or Director, Finance up to $500,000.

      v. The $200,000 single transaction limit is in reference to single year and multi-year contracts that consider a total value greater than $200,000. For example, a contract for $100,000 annually for a three-year term must be considered as a total value of $300,000 and therefore required Board approval. All employment contracts entered into for periods extending beyond a one-year period will not be considered as contracts totaling the value over the life of the contract, but at a value equal to the sum of the total annual remuneration. Accordingly, signing authority delegation for such contracts will be determined based on the annual remuneration and NOT the total value of the contract.

2. President
   a. Execution of Instruments
      i. Upon approval by the Board of Governors, the President and the Board Chair will have the authority to sign contracts, transfers, mortgages or other instruments or documents required to be in writing and to which the University is a party and which are deemed to be properly executed by the University if the corporate name and seal of the University are affixed thereto;
ii. Anyone appointed in an Acting capacity under the *Absence of the President* policy may be authorized to sign documents during the period of the Acting appointment.

iii. The President may assign a designate to sign contracts. Designates are restricted to the following:
   a. Vice President Academic
   b. Vice President Finance and Administration
   c. Associate Vice President Academic
   d. Director, Finance

### Consequences for Noncompliance

Any contract, agreement, or other financial instrument executed by University personnel outside of the authorities granted under this policy will lead to disciplinary action up to and including termination.

### Related Information

- [Signing Authority Policy – Procedure Statement](#)
- [Execution of Contracts Policy](#)
- [Procurement Policy](#)
- [Annual Budget Policy](#)
- [Allowable Expense Policy](#)
- [Absence of the President Policy](#)
- [Investment Policy](#)