



LAW no.82 of 20 September 1994 (published on 28 September 1994)

ESTABLISHMENT OF THE SAN MARINO MUSIC INSTITUTE

We the Captains Regent

of the Most Serene Republic of San Marino

Hereby promulgate and order the publication of the following Law, approved by the Great and General Council during its sitting of 20 September 1994.

TITLE I

ESTABLISHMENT OF THE MUSIC INSTITUTE. PURPOSES

Art.1

(Establishment)

The San Marino Music Institute shall be established, with the aim of promoting music education and culture, as a Public Entity with administrative and management autonomy.

The San Marino Music Institute shall be supervised by the Ministry of Public Education and Culture.

Art.2

(Purposes)

The San Marino Music Institute shall promote the progress of musical culture and technical and vocational preparation aimed at initiating young people to artistic activity.

In particular, it shall aim at:

- a. educating young people to musical language on the basis of up-to-date teaching methodologies;
- b. preparing students to take examinations for the attainment of vocational qualification diplomas;
- c. promoting musical culture through the implementation of activities involving teachers and students of the Institute.

TITLE II

BODIES OF THE SAN MARINO MUSIC INSTITUTE

Art.3

The bodies of the San Marino Music Institute shall include:

- b. the Chairman of the Board of Directors;
- a. the Board of Directors;
- c. the Board of Auditors;
- d. the Director;
- E. the Board of Teachers;
- f. the Governing Board.

Art.4

Chairman of the Board of Directors

(Appointment and competences)

The Chairman of the Board of Directors shall be appointed by the Great and General Council for a period of three years and may be reconfirmed.

The Chairman shall be the legal representative of the Institute, convene and chair the Board of Directors, sign the acts involving commitments for the Institute and monitor the general operation of the Institute.

Art.5

Board of Directors;

(Composition and competences)

The Board of Directors shall be appointed for a term of three years and shall be composed of:

1. the Chairman;
2. the Administrative Secretary appointed by the Congress of State for the duration of a legislature, acting as Secretary of the Board of Directors;
3. a delegate of the Ministry of Public Education;

4. two members appointed by the Great and General Council;
5. a member designated by the Board of Teachers.

The Director of the Music Institute shall also participate in the Board of Directors in an advisory capacity.

The Board of Directors shall be responsible for the administrative, economic and asset management of the Institute.

In particular, it shall:

- a. draw up the Institute's budget, any changes thereto, the balance sheets and authorise expenditure;
- b. authorise the functioning of the various courses every school year, upon proposal of the Director, after consulting the Governing Board;
- c. adopt the Institute's rules of procedure and make any amendments thereto;
- d. appoint the Director, the teaching, technical-administrative and auxiliary staff by concluding the relevant contracts and ratify the appointment of the Deputy Director;
- e. approve the programs of the teaching and artistic activities referred to in Articles 8 letter a. and 9 letter b.

Members of the Great and General Council shall not be appointed as members of the Board of Directors.

The meetings of the Board of Directors shall be valid if the majority of its members, including the Chairman, are present.

The Chairman and the members of the Board of Directors shall receive an attendance fee.

As a rule, the Board of Directors shall meet once a month or, otherwise, when deemed necessary.

For the decision to be valid, a majority vote of the members shall be required.

The decisions of the Board of Directors shall be included in special minutes drawn up by the Secretary under the responsibility of the Chairman.

Art.6

Board of Auditors

(Appointment and competences)

Two Auditors, appointed by the Great and General Council for a period of three years, shall be responsible for auditing the financial and administrative management of the Institute.

Members of the Congress of State and the Great and General Council shall not be appointed as auditors.

Auditors shall receive an attendance fee for the performance of their duties, the amount of which shall be determined by the Board of Directors.

Art.7

Director

(Appointment and competences)

The Director shall be appointed for a term of three years by the Board of Directors.

He/she may also be entrusted with teaching functions.

The Director shall oversee the proper teaching and artistic as well as disciplinary functioning of the Institute in accordance with the provisions issued by the Board of Directors to which he/she shall be responsible and in compliance with Laws no. 7 of 17 February 1961 and no. 23 of 4 May 1977.

The Director of the Institute shall be both Artistic Director of the Symphony Orchestra of the Music Institute, and Artistic Director of the Symphony Orchestra of the Republic of San Marino and their related bodies.

Art.8

Board of Teachers

(Composition and competences)

The Board of Teachers shall indicate the general management criteria of the Institute.

In particular, it shall:

- a. propose the teaching and artistic programme;
- b. elect its representatives to the Governing Board;
- c. elect a representative to the Board of Directors.

Art.9

Governing Board

(Composition and competences)

The Governing Board shall be composed of the Director who shall preside over it and four teachers

appointed annually by the Board of Teachers.

The Governing Board shall:

a. appoint the Deputy Director, whose appointment shall be ratified by the Board of

Directors.

b. prepare the program of the educational and artistic activities proposed by the Board of Teachers, to be submitted to the approval of the Board of Directors;

c. adopt disciplinary measures against students.

TITLE III

SCHOOL ORGANIZATION - COURSE ORGANISATION

Art.10

Teaching at the San Marino Music Institute shall be provided through main courses, composition and instrument, and shall be organised in two or three periods (lower and upper, or lower, middle and upper).

The number of periods for each course and the length of the periods shall be determined by a specific decision of the Board of Directors.

In addition to the main courses referred to in paragraph 1, teaching at the San Marino Music Institute shall be provided through supplementary courses. The duration and compulsory nature of such courses in relation to the main courses shall be determined by a specific decision of the Board of Directors.

Finally, extraordinary courses can be set up for pre-middle students in preparation for the main instrument, and other special and support courses whose technical and artistic purpose shall effectively complement the training and preparation of the students of the San Marino Music Institute.

Art.11

There shall be admission, confirmatory and final-period examinations for the main subjects and licensing examinations for complementary subjects.

TITLE IV

ASSETS

Art.12

The assets of the San Marino Music Institute shall include:

- a. financial contributions from the State;
- b. movable property (furniture and musical instruments) owned by the Institute in any capacity;
- c. revenue from agreements, school fees and donations.

The State contribution shall be included in the relevant State budget item under the chapter of the Ministry of Public Education and Culture.

Art.13

This Law shall enter into force on the fifteenth day following that of its legal publication.

Done at Our Residence, on 26 September 1994/1694 since the Foundation of the Republic.

THE CAPTAINS REGENT

Alberto Cecchetti - Fausto Mularoni

THE MINISTER OF
INTERNAL AFFAIRS

Antonio L. Volpinari