

### **Ruling #13**

March 2014 Executive and BoG Election

Using Former Elected Role to Promote the Present Campaign

#### *Parties to the Ruling*

- William Lau, Candidate for President
- Wayne DeFehr, Chief Returning Officer

#### *Applicable Bylaws, Rules, and Regulations*

- Bylaw 2200.12(2)  
12. Restrictions on Candidate Nominees  
(2) Members of Students' Council and its standing committees, in order for their nomination papers to be valid are required to take a leave of absence from their duties for the period beginning with the nomination deadline and ceasing with the conclusion of voting of the election in which they are contesting a position.

#### *Facts*

1. It is expected that all candidates are familiar with the Election Bylaws and with the Regulations and Guidelines in the Nomination Pack.
2. The complainant has brought to the attention of the CRO that William Lau mentioned the event "Break the Record" in his *Gateway* video.
3. "Break the Record" is a Vice President Student Life run event, the position from which Mr. Lau has taken leave of absence. Given that "Break the Record" is a VPSL event, he is clearly promoting this event with his role of VPSL in mind.
4. He is also referring to an ongoing and not yet completed event that is directly related to his VP Role.

#### *Ruling*

1. Mr. Lau referred to an event that he organized while in his role as VPSL. This reference would strengthen his campaign, because it would demonstrate previous experience organizing events on campus. Since Mr. Lau is describing an event that he did organize, but is not now organizing during the present campaign period, he is not in contravention of Bylaw 2200.12(2). This particular bylaw proscribes candidates from continuing on with their elected duties during the campaign period, but no statement is made about candidates referring to those duties in public, campaign-related remarks.

#### *Penalty*

1. The CRO is satisfied that Mr. Lau has not violated Bylaw 2200.12(2). Therefore no penalty will be levied against his campaign.

So decided: Wednesday, March 5, 2014 at 12:00. Time limit for appeal: Thursday, March 6, 17:00.