

STUDENTS' COUNCIL

January 27, 2009
Council Chambers 2-1 University Hall

ORDER PAPER (SC 2009-20)

2009-20/1 **SPEAKER'S BUSINESS**

2009-20/1a Announcements – The next meeting of Students' Council will take place on Tuesday, February 10, 2009

2009-20/2 **PRESENTATIONS**

2009-20/3 **EXECUTIVE COMMITTEE REPORT**

2009-20/3a Executive Committee report- January 8, 2009 and January 12, 2009

Please see document SC 09-20.01

2009-20/4 **QUESTION PERIOD**

2009-20/5 **BOARD AND COMMITTEE REPORTS**

2009-20/5a Grant Allocation Committee- Oral report

2009-20/6 **GENERAL ORDERS**

2009-20/6a **SCOTT/BRAGA MOVES THAT** Students' Council, as per Bylaw 8451, section 6(c), approve the Augustana Students' Association proposal outlining a Faculty Association Membership Fee

Please see document SC 09-20.02

2009-20/6b **BRAGA MOVES THAT** Students' Council approves Bill #23 in first reading:
Principles

Students' Union Bylaw 8350, A Bylaw Regarding Faculty Associations, shall be renamed and renumbered as Bylaw 8100, A Bylaw Respecting Faculty Associations and Campus Associations.

All sections of Students' Union Bylaws pertaining to the finances of a Faculty Association or Campus Association, with the exception of Bylaw 8400, A Bylaw Respecting Students' Union Faculty Membership Fees, shall be consolidated into a new bylaw named and numbered as Bylaw 8200, A Bylaw Respecting Faculty Association and Campus Association Finances.

2009-20/6c**BRAGA MOVES THAT** Students' Council approves Bill #24 in first reading:

Principles

"Faculty Association" shall be defined as any student group, based upon enrollment in a faculty, which is recognized as such under Students' Union Bylaw.

"Campus Association" shall be defined as any student group, based upon enrollment on a satellite campus, which is recognized as such under Students' Union Bylaw.

"Departmental Association" shall be defined as any student group, based upon enrollment in a department, which is recognized as such under Students' Union Bylaw.

"Program Association" shall be defined as any student group, based upon enrollment in a program, which is recognized as such under Students' Union Bylaw.

"Affiliated Association" shall be defined as any student group, not based upon enrollment, which is recognized as such under Students' Union Bylaw."

2009-20/6d**BRAGA MOVES THAT** Students' Council approves Bill #25 in first reading:

Principles

The mandate of an Association is to act on behalf of and for its constituency analogously to the manner in which the Students' Union acts on behalf of and for the undergraduate students of the University of Alberta.

The Association is to conduct itself in a manner that is transparent, open, democratic, credible, accountable, and fiscally prudent.

The roles of an Association are to: act as the official representative of its membership; act as an advocate on issues relating to its constituency; provide services which are beneficial to its membership; and foster student engagement and a sense of community within its constituency.

2009-20/6e**BRAGA MOVES THAT** Students' Council approves Bill #26 in first reading:

Principles

The mandate of the Council of Faculty Association shall be to foster communication and collaboration among the Associations and between the Associations and the Students' Union.

The composition of the Council of Faculty Associations shall be the Faculty Associations, Campus Associations and the Students' Union.

The Students' Union Vice President (Academic) shall be the Chair of the Council of Faculty Associations.

2009-20/6f**BRAGA MOVES THAT** Students' Council approves Bill #27 in first reading:

Principles

All determinations by the Students' Union required regarding Faculty Associations and Campus Associations, excluding their finances, shall be made by the Vice President (Academic) in consultation the Director of Student Group Services and the following: the Chief Returning Officer on all matters pertaining to elections, plebiscites and referenda; the Chair of Audit Committee on all matters pertaining to finances; and the Dean of Students and the Dean of all affected faculties on all matters pertaining to derecognition or probation.

The Students' Union Vice President (Academic) shall maintain a schedule of Campus Associations and Faculty Associations.

2009-20/6g

BRAGA MOVES THAT Students' Council approves Bill #28 in first reading:

Principles

A Faculty Association or Campus Association shall be responsible for the oversight of all Departmental Associations, Program Associations, and Affiliated Associations within its constituency.

The Faculty Association or Campus Association shall exercise this oversight in a manner that conforms to the basic principles of the relationship between the Students' Union and the Faculty Associations and Campus Associations. Specifically: the Association shall have the authority to recognize, derecognize or place on probation the aforementioned groups; the Association shall maintain consistent lines of communication with the aforementioned groups, both individually and collectively; and the Association's decisions pertaining to the aforementioned groups may be appealed to the Students' Union.

The Students' Union reserves for itself the power to impose mandatory fees on the student body or any subsection thereof.

An Association shall maintain a schedule of its Departmental Associations, Program Associations and Affiliated Associations, if such exist, which shall be provided to its membership and/or the Students' Union upon request.

2009-20/6h

BRAGA MOVES THAT Students' Council approves Bill #29 in first reading:

Principles

The Students' Union shall annually determine which student groups are recognized as Campus Associations and Faculty Associations under Students' Union Bylaw, on the basis of the following principles:

- a Campus Association shall represent exactly one satellite campus, and a satellite campus shall be represented by one Campus Association;
- a Faculty Association shall represent exactly one faculty, and a faculty shall be represented by one Faculty Association;
- a previously recognized Faculty Association or Campus Association shall be presumed to retain its recognition; and
- a Faculty Association or Campus Association shall not be registered as a student group under the Bylaw Respecting Student Groups until the following conditions, additional to the conditions required to register as a Student Group, are satisfied:
 - a document confirming the legitimate selection of officers and providing their contact information is submitted to the Students' Union;
 - a document confirming compliance with General Faculties Council Policies

regarding Faculty Councils, Departmental Councils, Dean Selection Committees, and Chair Selection Committees is submitted to the Students' Union; and
the financial reporting requirements required by Students' Union Bylaws are met.

2009-20/6i

BRAGA MOVES THAT Students' Council approves Bill #30 in first reading:

Principles

A Faculty Association or Campus Association shall have legislation, consistent with the requirements of Students' Union Bylaw, specifying, at minimum:

the official name;

the mandate;

the membership, membership categories, and rights of members;

the procedure for adoption, amendment, and rescission of its legislation;

the procedure for adoption, amendment, and rescission of its policies and/or procedures;

the mechanism for calling a General Meeting;

the powers and responsibilities of each of its officers;

the powers and responsibilities of each of its boards, committees and/or councils;

the rights, privileges and responsibilities, individually and collectively, of its Departmental Associations, Program Associations, and Affiliated Associations;

the manner of selection of its officers and the manner of removal of its officers;

the manner in which elections, if applicable, are to be conducted; and

the manner in which finances and property are managed including the budgeting and auditing processes.

2009-20/6j

BRAGA MOVES THAT Students' Council approves Bill #31 in first reading:

Principles

A Faculty Association or Campus Association shall have procedures, consistent with the requirements of Students' Union Bylaw and their legislation, which shall serve to operationalize their legislation. They shall have procedures outlining the annual transition of its executive and board officers.

2009-20/6k

BRAGA MOVES THAT Students' Council approves Bill #32 in first reading:

Principles

All determinations by the Students' Union required regarding Faculty Association or Campus Association finances, which are not reserved for Students' Council itself, shall be made by Audit Committee in consultation with the Vice President (Academic).

The Chair of Audit Committee shall maintain a schedule of Campus Association Transfer Payments, Faculty Association Membership Fees, Faculty Association Special Fees, and Faculty Membership Fees.

2009-20/6l

BRAGA MOVES THAT Students' Council approves Bill #33 in first reading:

Principles

The purpose of a Faculty Association Membership Fee is to provide financial support for the operation of a Faculty Association or Campus Association, if applicable, including fees for membership in relevant regional or national organizations.

The purpose of a Faculty Association Special Fee is to provide financial support for special initiatives or projects of a Faculty Association or Campus Association and is not to be used as part of the operating budget of an Association.

A Faculty Association or Campus Association is eligible to create a Faculty Association Membership Fee and/or Faculty Association Special Fee.

2009-20/6m

BRAGA MOVES THAT Students' Council approves Bill #34 in first reading:

Principles

Herein Faculty Association Fee shall refer to Faculty Association Membership Fee and/or Faculty Association Special Fee as the context requires.

The Faculty Association or Campus Association shall consult with its Departmental Associations, Program Associations, and Affiliated Associations, if such exist, regarding the creation and administration of a Faculty Association Fee. The Faculty Association or Campus Association shall consult with its membership, at a General Meeting, regarding the creation and administration of a Faculty Association Fee.

The Faculty Association or Campus Association shall notify the Students' Union by December 15th, of the year before the fee is to be implemented, of its intent to create a Faculty Association Fee.

The Faculty Association or Campus Association shall submit a proposal to Students' Council by January 15th, of the year the fee is to be implemented. The proposal shall outline the following:

- the purpose of the fee;
- the amount, per student per term, of the fee;
- the scope of membership of the fee;
- the dates the fee is to begin and cease being collected;
- the refund mechanism of the fee;
- the allocation of the fee;
- the financial oversight of the fee;
- proof of consultation as required by section 18 of this bylaw; and
- endorsement of the fee by the Faculty Association or Campus Association.

Students' Council shall approve or deny the proposal by January 31st, of the year the fee is to be implemented, or within four weeks of the submission of the proposal, whichever is later. The proposal, as approved, shall govern the implementation and administration of the Faculty Association Fee.

The Faculty Association Fee will only be implemented if approved in a faculty wide referendum where the following conditions are met:

- all the base members and only the base members of the Faculty Association or Campus Association are eligible to vote;
- a minimum voter turnout of 15% was achieved;
- a majority of votes cast are in favor of the fee; and
- the referendum was conducted in accordance with the Faculty Association or Campus Association's legislation and Students' Union bylaw.

The Faculty Association or Campus Association shall confirm the referendum results, and compliance with Students' Union bylaw, to the Students' Union by March 31st, of the year the fee is to be implemented.

The Students' Union shall inform the Office of the Registrar of the implementation of the Faculty Association Fee by April 15th, of the year the fee is to be implemented.

The proposal, as approved by Students' Council, shall only be amended by the joint consent of the Faculty Association or Campus Association and Students' Council.

Amendments shall not result in an increase in the duration or amount of the Faculty Association Fee.

Upon the derecognition of a Faculty Association or Campus Association with a Faculty Association Fee, Students' Council shall either terminate the Faculty Association Fee or allow the successor to the Association to also become the successor to the Faculty Association Fee.

2009-20/6n

BRAGA MOVES THAT Students' Council approves Bill #35 in first reading:

Principles

Herein Faculty Association Fee shall refer to Faculty Association Membership Fee and/or Faculty Association Special Fee as the context requires.

A Faculty Association Fee shall be subject to the following restrictions:

- the Faculty Association Fee shall only be collected from the base members, members classified as 'off-campus' by the Office of the Registrar may be excluded from the Faculty Association Fee;
- the Faculty Association Fee shall be assessed at a uniform rate for all members;
- the Faculty Association Fee shall begin being collected on September 1st, of the year the fee is to be implemented and shall cease being collected on August 31st, of the year the fee is to be terminated;
- the Faculty Association Fee shall be collected for a term that does not exceed four years; and
- the Faculty Association Fee shall have a mechanism by which those members who are philosophically opposed or unable to pay the fee may be reimbursed.

A Faculty Association Membership Fee shall be further subject to the following restrictions:

- If Departmental Associations or Program Associations exist then a portion, based on enrolment or another method satisfactory to Students' Council, of the fee shall be designated for supporting them; and
- If Affiliated Associations exist then a portion, based on a method satisfactory to Students' Council, of the fee may be designated for them.

The Faculty Association Fee shall be collected as part of the Students' Union fee by the Office of the Registrar and included on a student's fee assessment.

2009-20/6o

BRAGA MOVES THAT Students' Council approves Bill #36 in first reading:

Principles

The Students' Union will no longer allow the establishment of a Faculty Membership Fee.

The Bylaw Respecting Students' Union Faculty Membership Fees shall exist solely to govern the currently existing Faculty Membership Fees of the Engineering Students' Society and the Law Students' Association.

- 2009-20/6p** **BRAGA MOVES THAT** Students' Council omnibus the first readings of Bills #23 through #36.
- 2009-20/6q** **BRAGA MOVES THAT** Students' Council enters informal consideration.
- 2009-20/6r** **DOLLANSKY MOVES THAT** Students' Council approve Bill #37 in first reading:
- Principles:
1. Bylaw Changes must be passed in second reading not fewer than twenty-seven (27) days prior to the nomination deadline in order to apply to the subsequent election
- 2009-20/6s** **FLATH/BRAGA MOVES THAT** Students' Council approves Political Policy 13 in Second reading
- Please see document SC 09-20.03
- 2009-20/6t** **BRAGA/QUEVILLON MOVES THAT** Students' Council approve the following referendum question in second reading:
- Do you support the establishment of an undergraduate health and dental plan as of the Fall semester of 2009, subject to the following conditions:
1. Students have the ability to opt out of the health and/or dental plan;
 2. The health and dental plan would cost each student \$192.34 per year for the 2009/2010 and 2010/2011 academic year, said fee being assessed by the University with tuition and other non-academic fees;
 3. That in subsequent years, any increase or decrease in the cost of the plan will be subject to approval by Students' Council;
 4. That the SU Executive be authorized to enter into the necessary contractual agreements with Studentcare.net/works contingent upon the inclusion of acceptable transparency and accountability provisions;
 5. That a fee for the undergraduate health and dental plan would continue to be assessed until;
 - a) A duly constituted SU referendum is conducted to rescind the fee and program; or,
 - b) Such a time that Studentcare.net/works terminates the agreement.
- 2009-20/6u** **QUEVILLON/EASTHAM MOVES THAT** Students' Council, upon the recommendation of Bylaw Committee, approve Bill #14 in second reading.

Principles:

The CRO is eligible to vote in plebiscites and referendum incase of a tie.
Therefore they are not confined to one referendum

Please see document SC 09-20.04

2009-20/6v

CLARKE/BRAGA MOVES THAT Students' Council, upon the recommendation of Bylaw Committee, approve Bill #22 in second reading.

Principle

The pre-campaigning period for referenda and plebiscites would be from thirty days before the plebiscites or referendum in the case of a plebiscite or referendum being initiated by a member via petition. The pre-campaigning period for Students' Council initiated plebiscites or referenda would begin with Students' Council's initiation of a plebiscites or referendum.

Please see document SC 09-20.05

2009-20/7**INFORMATION ITEMS****2009-20/7a**

Votes and Proceedings

Please see document SC 09-20.06

2009-20/7b

Steven Dollansky, VP Operations and Finance- Report

Please see document SC 09-20.07

2009-20/7c

Bylaw 2000

Please see document SC 09-20.08

Executive Committee Report to Students' Council January 27, 2009

- 1. The following motions were passed at the January 8, 2009 meeting.**
 - a. MORIN/EASTHAM MOVED THAT the Executive Committee approve a budgeted request not to exceed \$3620.00 for the Manager of Programming and Venues and Operations Manager, Venues to attend Facility Management and Canadian Music Week March 11-14, 2009 in Toronto.
VOTE ON MOTION 4/0/0 CARRIED
 - b. DOLLANSKY/MORIN MOVED THAT the Executive Committee approve a budgeted request not to exceed \$3390.00 for the Transition Programs Manager, Orientation Manager, Orientation Volunteer Coordinator and Orientation Programs Coordinator to attend the NODA Regional Conference in Seattle February 27-March 1, 2009.
VOTE ON MOTION 4/0/0 CARRIED
 - c. MORIN/BRAGA MOVED THAT the Executive Committee approve an expense not to exceed \$500.00 from 520-8910 for the VP Operations and Finance, General Manager and Assistant General Manager to drive to Calgary for one day.
VOTE ON MOTION 4/0/0 CARRIED
- 2. The following motion was passed at the January 12, 2009 meeting:**
 - a. MORIN/BRAGA MOVED THAT the Executive Committee approve an expense not to exceed 1600.00 from SPR to purchase additional scarves.
VOTE ON MOTION 4/0/0 CARRIED

Proposal to Create the ASA Faculty Association Membership Fee

Mission Statement

The Augustana Students' Association and its elected bodies are mandated to ensure a high quality university experience for Augustana students through innovative and responsible representation, advocacy, and the provision of services and activities.

Purpose

The purpose of the Faculty Association Membership Fee is to ensure that the Augustana Students' Association (ASA) is able to achieve its Mission for the students of Augustana Faculty. This fee allows us to have a consistent source of funding so that we can provide services and representation to the students of Augustana Faculty.

Amount

The Augustana Students' Association shall set its membership fee at \$130 per year or \$65.00 per term (fall and winter only).

Scope

The membership fee will be applied to all students (both full and part time) enrolled at the Augustana Faculty upon successful acceptance of a referendum where at least 50+1% of voting members are in agreement of the proposal. The referendum must have a minimum showing of 15% of the student body. This membership fee will remain in effect while the Augustana Students' Association has Faculty Association status with the Students' Union.

Allocation

The Augustana Students' Association membership fee will be utilized for the following purposes:

1. to promote the welfare of students at Augustana Faculty;
2. to encourage student participation in planning and administering student affairs;
3. to promote academic, cultural, and social interests;
4. to represent members to the administration of Augustana Faculty;
5. to provide events and entertainment to encourage socialization;
6. to administer the business interests of the organization to the benefit of the membership; and
7. to provide space for social and community purposes.

More specifically, the monies are allocated for purposes including: student club funding, grants/awards, operation of a Used Bookstore, administration of services, providing publications for students, and hosting events/activities that are of interest to students.

Eligibility

Any member of the ASA, as dictated by its Bylaws and Policies, is eligible to receive services and monies from the fund.

Refund Mechanism

Refund of membership fees shall be issued for those members who withdraw by the add/drop deadline of the term or for those members who are philosophically opposed to or unable to pay the

fee. An individual's fee, or portion of it, may be refunded upon student request. Refunds will only be provided in the semester in which they are currently enrolled. The student will be required to complete a form stating that they have received a refund and all refunds will be tracked to ensure that double refunds are not granted. All forms will be maintained in a locked file cabinet for the minimum of one year. Refunds may only be granted with signed approval of the Fund Administrator and the ASA President.

Financial Oversight

The Augustana Students' Association employs an Executive Director who manages and oversees the daily financial requirements of the organization. We use sound accounting practices, and our finances are audited annually by a professional accounting firm. The Association adheres to an annual budget that is approved by the Augustana Students' Council, and is available for viewing to all students. All funds are managed by the Executive Director who is responsible for tracking all disbursements, refunds and requests for funds. The Executive Director and the ASA Executive are signatories on the fund's bank account with two signatures required on all disbursements. All fund requests will be handled by the Executive Director and disbursement will require approval of the ASA Students' Council (ASC). The VP Finance & Operations provides monthly budget updates to the ASC so all members are aware of our financial position throughout the year.

Sincerely,

//Originally signed by//

Thomas Mauthe
President
sapresident@augustana.ca

//Originally signed by//

Kate Whittleton
VP Finance & Operations
savpfinance@augustana.ca

//Originally signed by//

Makrina Scott
VP Communications & External Affairs
savpcommunications@augustana.ca

//Originally signed by//

Kelsey Rabin
VP Student Life & Activities
savpstudentlife@augustana.ca

WHEREAS the University has numerous sources of revenue and should not depend solely on students to finance capital projects;

WHEREAS the University should not be spending tuition revenue on capital projects;

WHEREAS as capital projects benefit the University and serve a wide range of communities beyond undergraduate students;

WHEREAS there should be consultation with students as to the creation, use, and termination of student fees;

BE IT RESOLVED THAT tuition revenues shall not be used to fund capital projects;

BE IT FURTHER RESOLVED THAT a dedicated student fee for a capital project shall not be used to fund the construction of academic or research space;

BE IT FURTHER RESOLVED THAT the Students' Union shall participate in defining the purpose and scope of any project where a student fee is involved;

BE IT FURTHER RESOLVED THAT all capital projects funded directly by a student fee dedicated to that project must include proportional commitments from other stakeholder groups; and

BE IT FURTHER RESOLVED THAT a dedicated student fee for a capital project shall not be implemented until such a time as students have the ability to receive benefits from their contribution.

Bylaw 2000

A Bylaw Respecting the Elections, Plebiscites and Referenda of the Students' Union

1. Short Title

This Bylaw may be referred to as the "Elections, Plebiscites and Referenda Bylaw"

2. Definitions

In this bylaw

- a. "member" shall be anyone who is an undergraduate student currently enrolled in at least one course for credit at the University of Alberta;
- b. "C.R.O." shall be the Chief Returning Officer of the Students' Union;
- c. "D.R.O." shall be a Deputy Returning Officer of the Students' Union;
- d. "D.I.E. Board" shall be the Discipline, Interpretation, and Enforcement Board of the Students' Union, as set out in Judiciary of the Students Union Bylaw;
- e. "faculty" shall be any entity defined by the University of Alberta General Faculties Council as either a faculty or a school and in which members are registered and shall include Open Studies;
- f. "faculty association" shall be any organization recognized as a faculty association under the Faculty Association Bylaw;
- g. "council" shall be either be Students' Council or General Faculties Council (GFC) as the context requires;
- h. "general election" shall be the General Election of the Executive Committee and the Undergraduate Board of Governors or the General Election of Faculty Councillors;
- i. "polling station" shall be a polling location sanctioned by the C.R.O. and staffed by the office of the C.R.O.;
- j. "plebiscite" shall be a vote, ~~open to all members except the C.R.O.~~ held on a given question but ~~that~~ which is not binding. The vote is open to all members, including the C.R.O. in the case of a tie.

- k. “referendum” shall be a vote ~~open to all members except the C.R.O.~~, held on a given question and whose result is legally binding upon the Students’ Union. The vote is open to all members, including the C.R.O. in the case of a tie.;
- l. “side” shall be any person or group of people who have their registration as a plebiscite or referendum side accepted under this bylaw;
- m. “campaign manager” shall be a person registered as part of a plebiscite or referendum side who has been selected by those members of that side to serve as campaign manager for the purposes of this bylaw;
- n. “candidate” shall be any member whose nomination is accepted under this bylaw;
- o. “joke candidate” shall be any candidate running either individually or as a member of a slate, who chooses not to use his/her given name or a reasonable derivative of his/her given name when appearing on the ballot;
- p. “slate” shall be any two (2) or more candidates each running for a different position who choose to run under the guidelines for slates as opposed to the guidelines for individual candidates;
- q. “campaign” shall be the period of time during which campaign activities are permitted;
- r. “campaign activity” shall be any act, planned or organized by or on behalf of any candidate, slate or side , that is calculated to convince members to vote in a given way;
- s. “volunteer” shall be any individual who assists in campaign activities;
- t. “campaign expense” shall be any and all expenditures incurred in engaging in campaign activities;
- u. “campaign materials” shall be any physical or electronic media produced or distributed as part of campaign activities;
- v. “banner” shall be any campaign material composed of paper, cloth, or similar material of a total area greater than four (4) square feet;
- w. “poster” shall be any campaign material composed of paper, cloth, or similar material, of a total area of under four (4) square feet that is designed to be posted on a wall or similar place;

- b. the candidate or campaign manager is not academically, occupationally, or otherwise required to retain the key, card, or other means of access in question for the duration of the campaign.

- (3) Where a candidate or campaign manager contravenes Section 26(1), he/she shall be disqualified.

27. Storage Space

The C.R.O. shall make arrangements for space to be available on the University campus to all candidates and campaign managers for the purpose of the storage of campaign materials.

28. Prohibition on Pre-campaigning

(1) No campaign manager or volunteer for a plebiscite or referendum side shall engage in campaign activities between thirty (30) days before the nomination deadline or Students' Council initiation of the plebiscite or referendum and the commencement of the campaign.

(2) No candidate or volunteer for a candidate shall engage in campaign activities between the nomination deadline and the commencement of the campaign.

~~No campaign manager, volunteer, or candidate shall engage in campaign activities between the nomination deadline or Students' Council initiation of a plebiscite/referenda and the commencement of the campaign.~~

29. Formation of Candidate Slates

- (1) Candidates wishing to run as a slate shall notify the C.R.O. in writing of their desire within twenty-four (24) hours of the nomination deadline.
- (2) Candidates providing written notification to the C.R.O under Section 29(1) shall include a slate name, which shall not be the same as or a reasonable derivation of the name of any registered federal or provincial political party or referenda/plebiscite side.
- (3) Where candidates requesting to run as a slate are in compliance with Sections 29(1) and 29(2), the C.R.O. shall grant their request.

30. Joke Candidates

- (1) Where a candidate has been designated as a joke candidate, as set out in Section 2(n), and that candidate does not wish to be a joke candidate, that candidate may provide to the C.R.O. a new signed statement indicating the name under which he/she wishes to appear on the ballot, within 36 hours of being designated as a joke candidate.
- (2) Where a candidate who has been designated a joke candidate exercises his/her right, as set out in Section 30(1), to submit a new name under which he/she wishes to appear on the ballot, and where the new name is, at the discretion of the C.R.O., a reasonable

STUDENTS' COUNCIL VOTES AND PROCEEDINGS

January 13, 2009
Council Chambers 2-1 University Hall

VOTES AND PROCEEDINGS (SC 2009-19)

- 2009-19/1 **SPEAKER'S BUSINESS**
- 2009-19/1a Announcements – Next meeting will be on January 27, 2009
APIRG open house on Wednesday January 21 from 11:30-2:30
- 2009-19/2 **PRESENTATIONS**
- 2009-19/2a GM Presentation - Presented by Marc Dumouchel, General Manager. Sponsored by Janelle Morin, President.
- 2009-19/2b 8000 Series Bylaw Review – Presented by John Braga, VP Academic. Sponsored by John Braga, VP Academic.
- 2009-19/2c Science Faculty Association – Presented by John Braga, VP Academic. Sponsored by John Braga, VP Academic.
- 2009-19/5 **BOARD AND COMMITTEE REPORTS**
- 2009-19/6 **GENERAL ORDERS**
- 2009-19/6g **JANZ/MELENCHUK MOVED TO** appoint (3) Councillors to CAC.
Nominations: Dunn, Melenchuk, Kusmu
Appointed: Dunn, Melenchuk, Kusmu
- 2009-19/3 **EXECUTIVE COMMITTEE REPORT**
John Braga, VP Academic- Oral Report
Beverly Eastham, VP External- Oral Report
Kristen Flath, VP Student Life- Oral Report
Janelle Morin, President- Oral Report
- 2009-19/4 **QUESTION PERIOD**
Question Period extended 15 minutes

Automatic recess at 7:48pm

Meeting called back to order at 8:03pm

2009-19/6

GENERAL ORDERS

2009-18/6a

JANZ/KUSTRA MOVED THAT Students' Council approve Bill #20 based on the following principles:

Elected members of the Students' Union shall be free to act as volunteers for or endorse any candidate, plebiscite or referendum question, or slate.

Elected members of the Students' Union must not use resources that are unavailable to all other opponents when campaigning or dealing with any matter directly related to the Election.

JANZ MOVED TO withdraw item 2009-18/6a

Motion: CARRIED

2009-19/6b

CLARKE/EASTHAM MOVED THAT Students' Council, upon the recommendation of Bylaw Committee, approve Bill #13 in second reading.

Principles:

Students' Union elections shall have anonymous voting.

Speakers List: Clarke, Mastel, McKinney, J.Eastham

Motion: CARRIED

2009-19/6c

QUEVILLON/BRAGA MOVED THAT Students' Council, upon the recommendation of Bylaw Committee, approve Bill #14 in second reading.

Principles:

The CRO is eligible to vote in plebiscites and referendum incase of a tie. Therefore they are not confined to one referendum

QUEVILLON MOVED TO withdraw item 2009-19/6c

Motion: CARRIED

EASTHAME MOVED TO make item 2009-19/6h special orders

Motion: CARRIED

2009-19/6h

BRAGA/J.EASTHAM MOVED THAT Students' Council, upon the recommendation of Bylaw Committee, approve Bill #12 in second reading.

Principle

Any member of the Students' Union Executive Committee is eligible to serve as a campaign manager of a referenda/plebiscite sides without taking a leave of absence from their position as an executive.

Members of the Executive Committee must not use resources that are unavailable to all other opponents when campaigning or deal with any matter directly related to the referenda/plebiscite question.

Speakers List: Braga, Eastham

Motion: CARRIED

BRAGA MOVED TO make item 2009-19/6e, 2009-19/6i and 2009-19/6j special orders

Motion: CARRIED

2009-19/6e

EASTHAM/QUEVILLON MOVED THAT Students' Council, upon the recommendation of Bylaw Committee, approve Bill #10 in second reading.

Principle

The Students' Union shall abolish the Capital Equipment Fee for full-time students as of April 30, 2009.

The Students' Union shall increase the SU Membership Fee for full-time students by \$2.73 / semester as of April 30, 2009.

Speakers List: J.Eastham, Eastham, Clarke, Dollansky

Motion: CARRIED

2009-19/6i

BRAGA/MASTEL MOVED THAT Students' Council, upon the recommendation of Bylaw Committee, approve Bill #15 in second reading.

Principle

D.I.E. Board timelines and timelines for rulings by the CRO must be uniform during the election period. When conflicting, the shortest required time period shall take precedence.

Speakers List: Braga, Eastham, Craig Turner

EASTHAM/BRAGA MOVED TO refer item 2009-19/6i back to Bylaw Committee for redrafting

Motion: CARRIED

2009-19/6j

MASTEL/BRAGA MOVED THAT Students' Council, upon the recommendation of Bylaw Committee, approve Bill #18 in second reading.

Principle

Any member (s) of the Students' Union Executive Committee is eligible to run as a candidate without taking a leave of absence from their position as an executive if the race is uncontested; races contested solely by joke candidates shall be considered uncontested. Members of the Executive Committee must not use resources that are unavailable to all other opponents when campaigning or dealing with any matter directly related to the election.

Speakers List: Mastel, Dollansky

Motion: CARRIED

MELENCHUK MOVED TO make item 2009-19/6l special orders

2009-19/6l

J.EASTHAM/CLARKE MOVED THAT Students' Council, upon the recommendation of Bylaw Committee, approve Bill #22 in second reading.

Principle

The pre-campaigning period for referenda and plebiscites would be from thirty days before the plebiscites or referendum in the case of a plebiscite or referendum being initiated by a member via petition. The pre-campaigning period for Students' Council initiated plebiscites or referenda would begin with Students' Council's initiation of a plebiscites or referendum.

Speakers List: J.Eastham, Eastham, Dollansky, Melenchuk

MELENCHUK/EASTHAM MOVED TO refer item 2009-19/6l back to Bylaw Committee for redrafting

Motion: CARRIED

2009-19/6d

EASTHAM/BRAGA MOVED THAT Students' Council, upon the recommendation of Bylaw committee, return Bill #16 for reconsideration in first reading.

Principles:

Each volunteer shall act reasonably and in good faith in accordance with all bylaws, rules, regulations, and orders.

- a. ensure that each volunteer engaging in campaign activities on his/her/its behalf is aware of all bylaws, rules, regulations, and orders;
- b. ensure that each volunteer is in compliance with all bylaws, rules, regulations, and orders while engaging in campaign activities on his/her/its behalf; and
- c. report any contravention of a bylaw, rule, regulation, or order to the C.R.O. immediately.

Speaker ruled item 2009-19/6d out of order

BRAGA MOVED TO make item 2009-19/6k special orders

Motion: CARRIED

DOLLANSKY/MELENCHUK MOVED TO suspend section 15(3)(a)(iv) of Students' Union Standing Orders

Motion: CARRIED

2009-19/6k

BRAGA/QUEVILLON MOVED THAT Students' Council, upon the recommendation of Bylaw Committee, reconsider Bill #19 in first reading.

Principle

Members of Students' Council and its standing committees, excluding members of the executive committee and members of Students' Council running for an executive position, are not required to take a leave of absence from those duties when they are contesting a position. They are still eligible to serve as a candidate without taking a leave of absence from their position if their race is uncontested; races contested solely by joke candidates shall be considered uncontested. Members of Students' Council must not use resources that are unavailable to all other opponents when campaigning or dealing with any matter directly related to the election.

Speakers List: Braga, Eastham, Mastel, Dollansky

EASTHAM/MELENCHUK MOVED TO amend the motion to read
Principle

Members of Students' Council and its standing committees, excluding members of the executive committee and members of Students' Council running for an executive position, are not required to take a leave of absence from those duties when they are contesting a position. Members of Students Council and its standing Committees are eligible to run for an executive position without taking a leave of absence from their position if their race is uncontested; races contested solely by joke candidates shall be considered uncontested. Members of Students' Council must not use resources that are unavailable to all other opponents when campaigning or dealing with any matter directly related to the election.

Motion (friendly): CARRIED

Main Motion: CARRIED

MASTEL/MELENCHUK MOVED TO adjourn

Motion: CARRIED

Report to Students' Council

January 22, 2009

Prepared by: Steven Dollansky, Vice-President (Operations and Finance)



To: 2008/2009 Students' Council

Important Initiatives

- Budget 2009/2010 – BFC has started to review the Budget Principles for 2009/2010. We are quite a bit ahead of last year and are poised to have a well thought out set of principles sent to Council in time for the February 10 meeting. Outside of BFC I have been conducting several meetings each day to ensure that there has been ample consultation with affected staff before making changes.
- SUB and PAC Expansions – We have begun the first steps of a Space Program to assess the needs of the Students' Union. Only when we complete this step will we be able to start to propose solutions. Some of these solutions may be able to be addressed within the PAC project, and others will undoubtedly require additional space added to SUB. Kristen and I have been working with the Deans of Phys. Ed and Students to ensure that our values are reflected in the PAC, which you can expect to be put before students in 2010. We are starting a visioning process to determine what the potential scope of the project will be.
- Coke Contract – we are still waiting to hear back from the University about how they plan to incorporate our last request: to ensure that students have adequate influence over how the University distributes the residuals that result from this contract within the Student Awards office.
- SU financial performance – we are slightly behind last year, but still ahead of budget.
- ONEcard – the SU has approached the ONEcard about becoming a tenant in our building. We hope to negotiate a fair deal that will see our organization receive comparable revenues to having external clients occupy the space, while ensuring that SUB remains the centre for delivery of vital student services.
- Green Store – we are pursuing an idea that would see SUBtitles offer a completely green product line. This idea is still in preliminary phases, but both the SUBtitles and ECOS staff were pretty excited about it. I hope to have more in the coming weeks as we try to make the business model more “sustainable”.

Other issues

- SUB signage – we have started to develop a plan to revitalize the signage and way finding in the Students' Union Building. The University has given us tentative approval of the concept and we are in the process of finding price quotes. The project will include improved branding, building maps, and directional signage.
- Access Fund charitable status – we have found a way that we can allow for charitable donations to be made to the Access Fund by using the Student Engagement and Involvement Fund which is already a registered charity. We are in the process of making the necessary amendments and will be looking into the feasibility of hiring on a part time position to solicit donations in the Winter semester.
- SUBprint the new Print Centre – effective May 1, the SU Print Centre will become SUBprint. We are devising a new visual identity and will keep Council posted.

- Satellite Campus Fees – We are continuing to work to find a more suitable balance for remittance of the Students' Union fees to the ASA and AUFSJ. Discussions are ongoing and I will keep Council posted.
- Secret Shopper – I had a secret shopper exercise conducted over the fall semester in order to identify areas for improvement at RATT and Dewey's. We have the documentation submitted and will be reviewing the findings later this month. I would like to expand this program and make it more permanent in the coming budget in order to ensure we are constantly addressing customer service issues at our businesses.
- Collective Agreement Negotiations – will begin in the coming month (hopefully). We will be looking to ensure that we reach a sustainable agreement with our unionized staff in a timely manner as the current agreement expires at the end of April.
- RISK – Still waiting for a credible challenge.

Bylaw 2000
A Bylaw Respecting the Elections, Plebiscites and Referenda of the
Students' Union

1. Short Title

This Bylaw may be referred to as the "Elections, Plebiscites and Referenda Bylaw"

2. Definitions

In this bylaw

- a. "member" shall be anyone who is an undergraduate student currently enrolled in at least one course for credit at the University of Alberta;
- b. "C.R.O." shall be the Chief Returning Officer of the Students' Union;
- c. "D.R.O." shall be a Deputy Returning Officer of the Students' Union;
- d. "D.I.E. Board" shall be the Discipline, Interpretation, and Enforcement Board of the Students' Union, as set out in Judiciary of the Students Union Bylaw;
- e. "faculty" shall be any entity defined by the University of Alberta General Faculties Council as either a faculty or a school and in which members are registered and shall include Open Studies;
- f. "faculty association" shall be any organization recognized as a faculty association under the Faculty Association Bylaw;
- g. "council" shall be either be Students' Council or General Faculties Council (GFC) as the context requires;
- h. "general election" shall be the General Election of the Executive Committee and the Undergraduate Board of Governors or the General Election of Faculty Councillors;
- i. "polling station" shall be a polling location sanctioned by the C.R.O. and staffed by the office of the C.R.O.;
- j. "plebiscite" shall be a vote, open to all members except the C.R.O, held on a given question but that is not binding;

- k. “referendum” shall be a vote, open to all members except the C.R.O, held on a given question and whose result is legally binding upon the Students’ Union;
- l. “side” shall be any person or group of people who have their registration as a plebiscite or referendum side accepted under this bylaw;
- m. “campaign manager” shall be a person registered as part of a plebiscite or referendum side who has been selected by those members of that side to serve as campaign manager for the purposes of this bylaw;
- n. “candidate” shall be any member whose nomination is accepted under this bylaw;
- o. “joke candidate” shall be any candidate running either individually or as a member of a slate, who chooses not to use his/her given name or a reasonable derivative of his/her given name when appearing on the ballot;
- p. “slate” shall be any two (2) or more candidates each running for a different position who choose to run under the guidelines for slates as opposed to the guidelines for individual candidates;
- q. “campaign” shall be the period of time during which campaign activities are permitted;
- r. “campaign activity” shall be any act, planned or organized by or on behalf of any candidate, slate or side , that is calculated to convince members to vote in a given way;
- s. “volunteer” shall be any individual who assists in campaign activities;
- t. “campaign expense” shall be any and all expenditures incurred in engaging in campaign activities;
- u. “campaign materials” shall be any physical or electronic media produced or distributed as part of campaign activities;
- v. “banner” shall be any campaign material composed of paper, cloth, or similar material of a total area greater than four (4) square feet;
- w. “poster” shall be any campaign material composed of paper, cloth, or similar material, of a total area of under four (4) square feet that is designed to be posted on a wall or similar place;

- x. “voter” shall be any member who exercises his/her entitlement to vote;
- y. “forum” shall be any event organized by an entity other than the Students’ Union, a candidate, side, or a volunteer acting on behalf of a candidate or side at which campaign activities are facilitated;
- z. “University” shall be the University of Alberta;
- aa. “academic year” shall be from May 1st to the following April 31st;
- bb. “working hours” shall be any and all hours occurring between 0900 and 1700;
- cc. “student newspaper” refers to *The Gateway*.

3. Mandate

This bylaw shall govern the conduct of all elections, plebiscites and referenda conducted by the Students’ Union.

4. Elections Staff Composition

The elections staff shall consist of:

- a. the Chief Returning Officer; and
- b. one (1) or more Deputy Returning Officers, at the discretion of the Chief Returning Officer and as permitted by budgeted availability of funds.

5. Elections Staff Hiring Process

- (1) The Chief Returning Officer shall be appointed by Students’ Council after a recommendation is issued by a committee composed of:
 - a. the Chief Returning Officer, as chair, voting only in the event of a tie; and
 - b. two (2) members of the D.I.E. Board
- (2) The Deputy Returning Officer(s) shall be appointed by the Council Administration Committee after a recommendation is issued by a committee composed of:
 - a. the Chief Returning Officer, as chair, voting only in the event of a tie; and
 - b. two (2) members of the D.I.E. Board

6. Elections Staff Eligibility Requirements

The Chief Returning Officer and Deputy Returning Officer(s) shall be required to remain members for the Fall and Winter academic terms of their term in office and shall not concurrently hold any position of Students’ Council or any of its boards and committees, the D.I.E. Board, or the Students’ Union’s paid staff.

7. Elections Staff Terms of Office

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The Chief Returning Officer and Deputy Returning Officer(s) shall serve from June 1 to May 31 of the following year.

8. Duties of the Elections Staff

- (1) The duties of the Chief Returning Officer shall include:
 - a. overseeing the implementation of Bylaw 2000;
 - b. such duties as may be required of the Chief Returning Officer under Bylaw 2000; and
 - c. the submission to Students' Council of a written report of activities and recommendations prior to May 31.
- (2) The duties of the Deputy Returning Officer(s) shall include:
 - a. such duties as may be required of the Deputy Returning Officer(s) under Bylaw 2000; and
 - b. such assistance as required by the Chief Returning Officer in the discharge of his/her duties, as set out in Section 8(1).

9. Elections Staff Reporting and Dismissal

- (1) The Chief Returning Officer shall report directly to Students' Council, and shall be dismissed only by a two thirds (2/3) majority vote of Students' Council on two consecutive meetings, to be held not less than one (1) week apart.
- (2) The Deputy Returning Officer(s) shall report directly to the Chief Returning Officer, and shall be dismissed only by a simply majority vote of the permanent members of the Council Administration Committee.

10. Election Dates - Executive Committee and Board of Governors

- (1) The election shall be held annually on the Wednesday and Thursday during the second week following the Winter Term Reading Week.
- (2) An Executive Committee and Board of Governors by-election shall not occur during the months of May, June, July, and August.

11. Election Dates - General Faculties Council and Students' Union Council

- (1) The election shall occur fifteen (15) days after the General Election of the Executive Committee and the Undergraduate Board of Governors Representative as set out in Section 10.
 - a. Notwithstanding, the C.R.O. may establish one alternate date designated for the election to occur, where the faculty can prove that the above date is unsuitable for their electorate.

- (2) A General Faculties Council or Students' Union Council election or by-election shall not occur during the months of May, June, July and August.

12. Dates - Plebiscites and Referenda

Where the C.R.O. receives a valid petition or where Students' Council initiates a plebiscite or referendum, then the plebiscite or referendum in question shall be held on the dates of the next general election not occurring within thirty (30) days of receipt of the valid petition or initiation by Students' Council of the plebiscite or referendum in question.

13. Plebiscite and Referendum Initiation

- (1) Where a member wishes to initiate a plebiscite or referendum via petition, that member shall submit to the C.R.O.:
- a. the intent of the question;
 - b. whether the question is a plebiscite or a referendum;
 - c. the name, faculty, and student identification of that member;
 - d. a twenty-five dollar (\$25.00) deposit in the form of cash or a certified cheque or money order payable to the Students' Union.
- (2) Upon receipt of a submission meeting the requirements set out in Section 13(1), the C.R.O. shall immediately forward the intent of the question to the Bylaw Committee.
- (3) The Bylaw Committee shall approve within fourteen (14) days from receiving the intent of the question from the C.R.O., a petition question which:
- a. fully reflects the intent submitted by the member;
 - b. if carried and acted upon, would not violate any Students' Union bylaws or any federal or provincial law;
 - c. where the plebiscite or referendum is to approve the collection of a University non-academic fee, provides for the formation of a permanent committee to oversee and direct the expenditure of this fee, such committee to have Students' Union members in voting positions proportional to the contribution of Students' Union members;
 - d. where the plebiscite or referendum is to approve the collection of a fee for a University facility or service, provides access by any Students' Union member to that facility or service.
- (4) Students' Council shall, at the meeting following the drafting of the petition question by the Bylaw Committee as set out in Section 13(3), approve a question which meets the criteria set out in Section 13(3) unless the question would cause Students' Council to breach its fiduciary responsibility to the Students' Union.

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- (5) Sections 13(2) and 13(3) notwithstanding, where it is not possible for the Bylaw Committee or Students' Council to approve a petition question which meets the criteria set out in Section 13(4), neither the Bylaw Committee or Students' Council shall approve such a question.
- (6) Students' Council shall have the authority to call a plebiscite or referendum without a petition.
- (7) Prior to being approved by Council all plebiscite and referendum questions must be drafted by the Bylaw Committee.

14. Acceptance of Plebiscite and Referenda Petitions

- (1) Where a valid petition bearing the names, signatures, and student identification numbers of at least five percent (5%) of the total membership of the Students' Union as of February 1 of that academic year requesting a plebiscite on a given Students' Council-approved question is submitted to the C.R.O., then a plebiscite shall be held on that question as set out in Section 13, provided that the names, signatures, and student identification numbers were all collected within ninety (90) days of submission of the petition.
- (2) Where a valid petition bearing the names, signatures, and student identification numbers of at least fifteen percent (15%) of the total membership of the Students' Union as of February 1 of that academic year requesting a referendum on a given Students' Council-approved question is submitted to the C.R.O., then a referendum shall be held on that question as set out in Section 13, provided that the names, signatures, and student identification numbers were all collected within ninety (90) days of submission of the petition.
- (3) Where a valid petition is submitted to the C.R.O., that member's deposit shall be refunded.

15. Plebiscite and Referendum Campaign Side Selection

- (1) At least twenty-eight (28) days in advance of the plebiscite or referendum, the C.R.O. shall:
 - a. schedule, announce, and advertise via every available edition of the student newspaper, a meeting for the registration of sides, such meeting to take place not more than twenty-one (21) and not fewer than fourteen (14) days in

advance of the plebiscite or referendum in conjunction with the candidates meeting;

- b. publish in every available edition of the student newspaper the wording of the question.

(2) For each plebiscite or referendum, there shall be

- a. a “yes” side;
- b. a “no” side.
- c. no other official sides.

(3) Members wishing to register themselves as part of a side shall attend the meeting for registering sides, as set out in Section 15(1) (a).

(4) A member’s registration for a side shall be accepted when the member

- a. attends the meeting for registering sides;
- b. announces his/her intention to register for a side;
- c. provides the C.R.O. with his/her name, student identification number, and contact information; and
- d. the C.R.O. is satisfied that that member does not aim to falsely represent that side by registering for it.

(5) Section 15(4) notwithstanding, no member shall register for more than one (1) side for any plebiscite or referendum.

(6) Each side shall select, from among the members registered to it, one (1) campaign manager.

16. Campaign Manager Eligibility

Any member of the Students’ Union Executive Committee is eligible to serve as a campaign manager of a referenda/plebiscite sides without taking a leave of absence from their position as an executive.

17. Candidate Nomination Deadlines

The C.R.O. shall determine and announce the deadlines for the nominations of candidates prior to the end of November each year, to occur not fewer than

- a. thirteen (13) days before the date of the Executive Committee and Board of Governors Election; or
- b. nine (9) days before the date of the Faculty Councillor Election.

18. Candidate Nomination Packages

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Created Dec. 5/06

- (1) The C.R.O. shall make available to every member nomination packages not fewer than twenty (20) days before the nomination deadline as set out in Section 17, and shall advertise the availability of these in not fewer than three (3) editions of the student newspaper before the nomination deadline.
- (2) The C.R.O shall produce nomination packages which shall contain, at minimum
 - a. complete and current copies of this bylaw and the Judiciary of the Students' Union Bylaw;
 - b. nomination papers soliciting the name, contact information, and student identification number of the proposed nominee, the position the nominee wishes to contest, and
 - i. for Executive and Board of Governors elections, nominations papers soliciting the names, faculties, years, signatures, and student identification numbers of at least fifty (50) and at most one hundred (100) members as nominators;
 - ii. for General Faculties Councillor and Students' Union Councillor nominations papers soliciting the names, faculties, years, signatures, and student identification numbers of at least ten (10) and at most twenty (20) members registered in the same faculty as the nominee as nominators;
 - c. contact information for the C.R.O. and D.R.O.s;
 - d. the time, date, and location for the candidates meeting.
- (3) Valid nomination packages shall contain
 - a. a signed acceptance of the nomination by the proposed nominee;
 - b. a signed letter from the proposed nominee's faculty confirming that he/she is in good academic standing under University regulations;
 - c. a statement, signed by the proposed nominee, identifying the name under which he/she wishes to appear on the ballot, and
 - i. for Executive and Board of Governors nominees, papers soliciting the names, faculties, years, signatures, and student identification numbers of at least fifty (50) members identifying themselves as nominators as well as a fifty dollar (\$50.00) deposit in the form of cash or a certified cheque or money order payable to the Students' Union,
 - ii. for General Faculties Councillor and Students' Union Councillor nominees, papers soliciting the names, faculties, years, signatures, and student identification numbers of at least ten (10) members registered in the same faculty as the nominee as nominators;
- (4) Candidates who are registered in Open Studies are exempt from 17(3) (c) (ii).

19. Restrictions on Candidate Nominees

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- (1) No member shall be nominated for more than one (1) of the positions contested in each election.
- (2) Notwithstanding Section 19(1), members may be nominated for both Students' Council and General Faculties Council within the same election.
- (3) Members of Students' Council and its standing committees are not 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, in order for their nominations papers to be valid. The following exceptions apply:
 - a) An executive contesting an executive position when the race is contested,
 - b) An executive contesting a Faculty Councilor position when the race is contested,
 - c) Any member of Students' Council, excluding members of the Executive.
 For the purpose of this section, any race solely contested by a joke candidate shall be considered uncontested.
- (4) Where a member contravenes Section 19(3), all of the member's nominations shall be declared null and void.

20. Acceptance of Candidate Nominations

Where a member submits valid nomination papers, as set out in Sections 18(3) and 19 and prior to the nomination deadline as set out in Section 17, that member's nomination shall be accepted by the C.R.O. within twenty-four (24) hours of the nomination deadline.

21. No Candidate Nomination, or Plebiscite/Referendum Registration Received

- (1) Where no valid candidate or side for a given position, plebiscite, or referendum has been received by the deadline, the C.R.O. shall extend the deadline for that position or side by up to two (2) days.
- (2) Where the only nominations received for a given position is (are) joke candidate(s), the CRO shall extend the deadline for that position by up to two (2) days.

22. Candidate and Plebiscite/Referendum Registration Meeting

- (1) The C.R.O. shall hold a meeting for all candidates, referenda and plebiscite sides following the nomination deadline but prior to the commencement of the campaign.
- (2) All candidates and campaign managers shall either attend the candidates meeting in its entirety or designate, in writing, an agent who will do so.

- (3) Where a candidate or campaign manager contravenes Section 22(2), that candidate or campaign manager shall be disqualified.
- (4) The C.R.O. may, at his/her discretion, grant exemptions to Section 22(3) to candidates, but shall do so only where
 - a. the candidate requesting the exemption does so in writing at least forty-eight (48) hours prior to the commencement of the candidates meeting; or
 - b. the candidate informs and provides satisfactory evidence to the C.R.O. of an emergency for which no notice could be given.

23. Content of the Candidate and Registration Meeting

At the candidate and registration meeting, the C.R.O. shall, at minimum

- a. review all relevant bylaws, rules, and regulations, including this bylaw, and respond to questions about same;
- b. announce the time and date of any forums scheduled;
- c. conduct a random draw to determine the order of appearance of candidates' names on the ballot;
- d. determine and announce which candidates are joke candidates as set out in Section 2 (n);
- e. where two (2) or more candidates have asked to appear on the ballot under names that are either identical or so similar as to be effectively indistinguishable, determine and announce under what names each of the two (2) or more candidates shall appear on the ballot;
- f. announce any methods that will be regularly used to communicate with candidates;
- g. take attendance for the purpose of verifying compliance with Section 21;
- h. For the Executive Committee and Board of Governors and Plebiscite/Referendum campaign
 - i. announce the times, dates, and locations of daily meetings,
 - ii. create a register listing the members registered for each plebiscite and referendum side as well as the campaign manager for each.

24. Commencement of Campaign Activities

The C.R.O. shall determine and announce the time and date of the commencement of campaign activities, to occur no fewer than seven (7) days before the date of any vote prior to the end of November each year.

25. Myer Horowitz Forum

- (1) The C.R.O. shall determine and announce the date and location of the Myer Horowitz Forum, to occur after the commencement of Executive Committee and Board of Governors and Plebiscite/Referendum campaign activities, prior to the end of November of each year.

- (2) The C.R.O. shall chair the Myer Horowitz Forum and shall enforce the following rules
 - a. each candidate and side shall be afforded an opportunity to speak that is equal to the opportunity afforded to each candidate or side in his/her race;
 - b. no objects shall be thrown;
 - c. no heckling shall occur;
 - d. no campaign materials shall be distributed during the Myer Horowitz Forum in the room in which the Myer Horowitz Forum is held.
- (3) Where an individual contravenes Section 25(2), the C.R.O. shall remove that individual from the Myer Horowitz Forum.
- (4) Where a candidate or side contravenes Section 25(2), the C.R.O., in addition to the remedies prescribed under Section 67, shall have the authority to enforce further disciplinary action, as prescribed under Section 67.

26. Requirement for Forums

No candidate or side shall participate in any forum unless each candidate or side in his/her race has received at least twenty-four (24) hours notification of the forum and will be afforded an equal chance to speak at it.

27. Requirement to Report Keys

- (1) All candidates and campaign managers shall, within twenty-four (24) hours of the nomination deadline, report to the C.R.O. any keys, cards, and other means of access to any building or room on the University of Alberta campus.
- (2) The C.R.O. shall confiscate, until the commencement of voting, any keys, cards, and other means of access to any building or room on the University of Alberta campus where
 - a. the key, card, or other means of access in question would provide an unfair advantage to the candidate or campaign manager; and
 - b. the candidate or campaign manager is not academically, occupationally, or otherwise required to retain the key, card, or other means of access in question for the duration of the campaign.
- (3) Where a candidate or campaign manager contravenes Section 27(1), he/she shall be disqualified.

28. Storage Space

The C.R.O. shall make arrangements for space to be available on the University campus to all candidates and campaign managers for the purpose of the storage of campaign materials.

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29. Prohibition on Pre-campaigning

No campaign manager, volunteer, or candidate shall engage in campaign activities between the nomination deadline or Students' Council initiation of a plebiscite/referenda and the commencement of the campaign.

30. Formation of Candidate Slates

- (1) Candidates wishing to run as a slate shall notify the C.R.O. in writing of their desire within twenty-four (24) hours of the nomination deadline.
- (2) Candidates providing written notification to the C.R.O under Section 30(1) shall include a slate name, which shall not be the same as or a reasonable derivation of the name of any registered federal or provincial political party or referenda/plebiscite side.
- (3) Where candidates requesting to run as a slate are in compliance with Sections 30(1) and 30(2), the C.R.O. shall grant their request.

31. Joke Candidates

- (1) Where a candidate has been designated as a joke candidate, as set out in Section 2(o), and that candidate does not wish to be a joke candidate, that candidate may provide to the C.R.O. a new signed statement indicating the name under which he/she wishes to appear on the ballot, within 36 hours of being designated as a joke candidate.
- (2) Where a candidate who has been designated a joke candidate exercises his/her right, as set out in Section 31(1), to submit a new name under which he/she wishes to appear on the ballot, and where the new name is, at the discretion of the C.R.O., a reasonable derivative of that candidate's legal name, that candidate's designation as a joke candidate shall be reversed.

32. Candidates with Same or Similar Names

Where two (2) or more candidates or slates submit names that are either identical or so similar as to be effectively indistinguishable, the C.R.O. shall determine and announce within forty-eight (48) hours of the nomination deadline what name each of the two (2) or more candidates or slates shall use.

33. C.R.O. Shall List Candidates

- Within thirty-six (36) hours of nomination deadline, the C.R.O. shall post
- a. the legal name of each of the candidates;
 - b. the name under which each shall appear on the ballot ;
 - c. the name of each slate, and the abbreviation of each slate as it will appear on the ballot; and
 - d. shall publish the same in the next available issue of the student newspaper.

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34. Daily Meetings

- (1) On every weekday during the Executive Committee and Board of Governor campaign and Plebiscite/Referendum campaign, the C.R.O. shall hold a daily meeting, at which he/she shall review complaints, rulings, regulations, procedures, and announcements.
- (2) Each candidate and campaign manager shall either attend each daily meeting himself/herself or designate, in writing, a representative who will attend.
- (3) Where a candidate or campaign manager contravenes Section 34(2), he/she shall be fined ten dollars (\$10.00) for each meeting at which he/she is in contravention, and he/she shall not be assessed any further penalty.

35. Requirements of All Candidates and Plebiscite/Referendum Sides

Each candidate, campaign manager and slate shall act reasonably and in good faith, and specifically shall

- a. ensure that each volunteer engaging in campaign activities on his/her/its behalf is aware of all bylaws, rules, regulations, and orders;
- b. ensure that each volunteer is in compliance with all bylaws, rules, regulations, and orders while engaging in campaign activities on his/her/its behalf; and
- c. report any contravention of a bylaw, rule, regulation, or order to the C.R.O. immediately.

36. No-Use of Non-Universal Resources

No candidate, side or slate shall make use of any resource that is not

- a. available to all candidates, sides and slates;
- b. general volunteer labour or expertise; or
- c. accounted for as part of that candidate's, side's or slate's campaign expenses.

37. No Joint Use of Resources

- (1) No two (2) or more candidates, sides or slates shall jointly use any resources, including tables, posters, banners, and budgets but excluding volunteers, except that a candidate may jointly use tables with a slate of which he/she is a member.
- (2) No candidate shall
 - a. act as a volunteer for another candidate; or
 - b. endorse another candidate within his or her own race.
- (3) Any member with the exception of the C.R.O, the D.R.Os, candidates, and incumbent members of the Executive Committee shall be free to act as volunteers for or endorse any candidate, or slate.

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38. Restrictions on Campaign Activities

No candidate or side shall, without the permission of the C.R.O. engage in any campaign activity

- a. in any business or service operated by the Students' Union;
- b. in a University library;
- c. in a classroom during a class unless he/she first obtains the permission of the professor responsible for that class;
- d. in any residence; or
- e. in any building or on any land not owned or operated by the University or the Students' Union.

39. Campaign Materials

- (1) All campaign materials shall be approved in form, content, and cost by the C.R.O. before they may be used in campaign activities.
- (2) Candidates, sides and slates wishing to have campaign materials approved shall provide the C.R.O. with
 - a. a written estimate of the cost of the proposed campaign material, including the source of that cost; and
 - b. the complete contents of the proposed campaign material, including text, images and layout.
- (3) The C.R.O. shall provide in confidence a written approval or refusal of campaign materials within eight (8) working hours of receiving a request as set out in Section 39(2).

40. Forbidden Campaign Materials

- (1) The C.R.O. shall not approve campaign materials that
 - a. have more than a nominal value when distributed;
 - b. cannot be removed at the end of the Campaign; or
 - c. are likely to permanently damage or alter property.
- (2) Where a candidate, side or slate contravenes Section 39(1), the offending campaign materials shall be destroyed and the C.R.O. may assess an additional penalty to that candidate, side or slate, as set out in Section 67.

41. Media

All candidates and sides are free to pursue campus-based media as determined by the C.R.O; however, are restricted from contacting external media sources. All external media must be directed through the C.R.O office.

42. Banners

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- (1) No candidate, side or slate shall have more than one (1) banner on display in any given building at any given time.
- (2) Where a candidate side or slate contravenes Section 42(1), the offending banners shall be destroyed and the C.R.O. may assess an additional penalty to that candidate, side or slate as set out in Section 67.

43. Posters

- (1) No poster shall be displayed in such a way as to obscure another candidate, side or slate's campaign materials.
- (2) In any given building, at any given time
 - a. no Executive or Board of Governors Candidate shall have more than ten (10) posters;
 - b. no Plebiscite or Referendum side shall have more than ten (10) posters;
 - c. no General Faculties Council or Students' Council candidate shall have more than sixteen (16) posters.
- (3) Where a candidate, side or slate contravenes Sections 43(1) and 43(2), the offending posters shall be destroyed, and the C.R.O. may assess an additional penalty to that candidate, side or slate as set out in Section 67.

44. Designated Printer

- (1) All printed campaign materials shall be purchased at official list price costs from one (1) or more of the printing companies designated by the C.R.O.
- (2) The C.R.O. shall designate at least five (5) printers from which candidates and sides may purchase materials to be in compliance with Section 44(1).
- (3) Where a candidate or side demonstrates that a desired campaign material could not be produced by any of the five (5) or more printers designated by the C.R.O. as set out in Section 44(2), the C.R.O. shall grant a limited exemption from Section 44(2) to that candidate or side.
- (4) Where campaign materials can be produced by a Students' Union operated business, candidates and sides shall purchase those campaign materials from that business.
- (5) Where a candidate or side contravenes Section 44(1) or Section 44(4), the offending campaign materials shall be destroyed, and the C.R.O. may assess an additional penalty to that candidate or side, as set out in Section 67.

45. Recycled Materials

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Where a candidate, side, or slate chooses to print campaign materials on recycled paper containing one hundred per cent (100%) post consumer content, and where that candidate, side or slate demonstrates, to the satisfaction of the C.R.O., that this choice resulted in an increased cost being incurred to it, then the amount of this increased cost shall not count against the limits set out in Sections 48 through 50.

46. Destruction of Campaign Materials

No candidate, campaign manager, or volunteer shall damage or destroy any other candidate's or side's campaign materials unless specifically authorized to do so by the C.R.O.

47. Campaign Material Removal

All campaign materials shall be removed by 21h00 the day before the commencement of voting.

48. Campaign Expense Limits – Executive Committee and Board of Governor Candidates

- (1) No candidate for the Executive Committee or Board of Governors shall accrue more than five hundred and fifty dollars (\$550.00) in campaign expenses, all of which shall be paid by the Students' Union.
- (2) Slate and slate candidates shall determine the distribution of campaign funds between the slate and slate candidates and must report the distribution to the C.R.O. prior to the start of campaigning.
- (3) At least 10% of campaign expenses must be spent on both slate and slate candidate campaigns.
- (4) No slate or slate candidate's campaign budget shall accrue more than five hundred and fifty dollars (\$550) in expenses, including both slate and slate campaign expenses, all of which shall be paid by the Students' Union.
- (5) No joke candidate shall accrue more than two thirds (2/3) of the expenses set out in Sections 48(1) through 48(3).

49. Campaign Expense Limits – GFC and Students' Council Candidates

- (1) No candidate for General Faculties Council or Students' Council shall accrue more than thirty dollars (\$30.00), plus six dollars (\$6.00) for every one thousand (1,000) students' in his or her faculty beyond three thousand (3,000) in campaign expenses, all of which shall be paid by the Students' Union.

- (2) Slate and slate candidates shall determine the distribution of campaign funds between the slate and slate candidates and must report the distribution to the C.R.O. prior to the start of campaigning.
- (3) At least 10% of campaign expenses must be spend on both slate and slate candidate campaigns.
- (4) No slate or slate candidate's budget shall accrue more than thirty dollars (\$30.00), plus six dollars (\$6.00) for every one thousand (1,000) students' in his or her faculty beyond three thousand (3,000) in campaign expenses, including both slate and slate campaign expenses, all of which shall be paid by the Students' Union.
- (5) Where the number of students in a faculty beyond three thousand (3,000) is not a multiple of one thousand (1,000), the amount of money in excess of the base amount as set out in Section 49(1) through 49(3), shall be prorated and rounded to the nearest cent.
- (6) No joke candidate shall accrue more than two thirds (2/3) of the expenses set out in Sections 49(1) through 49(4).

50. Campaign Expense Limits – Referenda and Plebiscite Sides

- (1) No Referenda or Plebiscite Side shall accrue more than one thousand dollars (\$1000.00) in campaign expenses, all of which shall be paid by the Students' Union.
- (2) No joke candidates will be allowed as specified under Section 15(2) (c).

51. Expense Reporting

- (1) Each candidate, side and slate shall keep an up to date and accurate record of all campaign expenses he/she/it incurs, and shall be responsible to the C.R.O. for all such campaign expenses.
- (2) Each candidate, side and slate shall submit to the C.R.O. the record, as set out in Section 51(1), no less than twelve (12) working hours prior to the commencement of voting.
- (3) No candidate, side or slate shall incur any campaign expenses within twelve (12) working hours of the commencement of voting, except where those campaign expenses have been reported in the record submitted to the C.R.O. as set out in Section 51(2).
- (4) Where the C.R.O. determines that a candidate, side or slate has exceeded or falsified its campaign expense limit
 - a. the candidate, campaign manager for the side, or the slate shall be disqualified;

- b. that candidate, side, or slate shall be prohibited from engaging in further campaign activities;
 - c. notice of this shall be posted with the campaign expense records;
 - d. the violation will be communicated directly to the candidate, the side's campaign manager or the slate in question;
 - e. the C.R.O. may recommend to the D.I.E. Board that further action be taken against that the candidate, the side's campaign manager, the side's members, and/or any volunteers.
- (5) The C.R.O. shall review all campaign expense records, and shall post summaries of same more than eight (8) working hours prior to the commencement of voting.

52. Fair Market Value

- (1) Where a product or service has been provided to a candidate, side or slate for no consideration or for consideration that is less than the official list price of the service provider, that candidate, side or slate shall be considered to have incurred a campaign expense at the fair market value of that product or service, as determined by the C.R.O.
- (2) Where a candidate, side or slate receives a product or service for consideration that is greater than the fair market value, then that candidate, side or slate shall be considered to have incurred a campaign expense equal to the actual consideration.
- (3) The fair market value shall be determined by the C.R.O. using the price that any other candidate, side or slate would have to pay for a comparable product or service as a guideline.
- (4) Candidates, sides and slates shall have the right, but not the obligation, to receive an assessment of a product or service's fair market value in advance.
- (5) A candidate, side or slate wishing to receive a fair market value assessment in advance shall make a written request to the C.R.O, which shall include
 - a. a full and accurate description of the product or service;
 - b. the supplier of the service, along with contact information for the same; and
 - c. the candidate, side or slate's estimation of the product or service's fair market value, and a rationale for same.
- (6) Where a complete request under Section 52(5), has been submitted to the C.R.O., the C.R.O. shall respond with a decision within eight (8) working hours.

53. General Labour

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For purposes of Section 51, general labour and any expertise had by a significant portion of the population, including, but not limited to, poster design, web page design, and web page programming, shall be considered to have a fair market value of zero.

54. Right to Vote

- (1) Each member shall be entitled to cast one (1) ballot, except the C.R.O. who shall be entitled to cast a ballot only under the circumstances set out in Sections 59(9) and 61(2).
- (2) Where a member is found to have a cast more than one (1) ballot, only one ballot shall be counted.
- (3) All votes cast shall be by secret ballot.

55. Voting Days

- (1) Voting shall be conducted at times determined and advertised by the C.R.O.
- (2) No voting, other than a maximum of one (1) advance poll, shall be conducted prior to the D.I.E. Board ruling on all appeals covered by Section 69.

56. Voting

- (1) The C.R.O. shall conduct balloting by any means that provide precise, accurate results, and may use multiple methods in any combination.
- (2) At each polling station, there shall be a notice to voters that candidates are elected individually to each position, which shall also explain the balloting procedures.
- (3) On each ballot, there shall be an explanation of the balloting procedures, which shall include, at minimum, the following
 - a. that "None of the Above" shall be considered a candidate;
 - b. that voters shall rank each candidate according to their preferences;
 - c. that a portion of the ballot shall be considered spoiled where any of the conditions set out in Section 57(4) are met; and
 - d. that voters shall be permitted to rank as many as all or as few as zero of the candidates for each position.

57. Limitations During Voting

- (1) During voting, candidates, campaign managers, members of sides and volunteers shall not encourage members to vote or engage in any campaign activities.
- (2) During voting, candidates, campaign managers, and registered members of sides shall not be within twenty (20) feet of any polling station except to vote themselves.

58. Ballots

- (1) Ballots shall list each candidate running for each position, followed by, in each position, the voting selection “None of the Above.”
- (2) For the purposes of Section 56(3) (b) “None of the Above” Shall be considered a candidate.
- (3) Where a referenda or plebiscite question(s) is/are on the ballot, the ballot shall list “yes” followed by “no” for each referendum or plebiscite question.
- (4) Where a voter’s intention is clear, that voter’s ballot shall be counted.

59. Balloting and Counting– Executive, Board of Governors and Councillor Elections

- (1) Balloting shall be conducted by preferential balloting, in which each voter shall rank his/her choices for each position using natural numbers with one (1) representing the first choice, and increasing numbers representing less desirable choices.
- (2) A candidate shall require a majority of voters to indicate him/her as their first choice in order to be elected.
- (3) Voters shall be entitled to mark as few as zero candidates for any given position or as many as all of them.
- (4) A section of a voter’s ballot shall be considered spoiled where
 - a. that voter has indicated the same number for more than one (1) candidate;
 - b. that voter has not included the number one (1) next to any candidate;
 - c. that voter has indicated more than one (1) number next to the same candidate;
 - or
 - d. that voter has used non-consecutive numbers.
- (5) In the event that no candidate receives a majority of first place votes in a given race, the candidate with the fewest first place votes shall be eliminated.
- (6) Any voter who has indicated an eliminated candidate with a number shall have the candidate marked with the next highest number following the number by which the eliminated candidate has been indicated take the place of the eliminated candidate, and so on, in such a way that all candidates indicated by that voter as less desirable than the eliminated candidate are registered as being one (1) step more desirable than originally indicated.

- (7) Where a ballot is left with no first place vote for a given race, the section of that ballot in question shall be considered spoiled.
- (8) Where all remaining candidates have an equal number of first place votes, or where the remaining candidate with the fewest first place votes is tied with another remaining candidate, the candidate that had the fewest first place votes on the first count in which a differential existed shall be eliminated.
- (9) Where all remaining candidates have an equal number of first places votes, or where the remaining candidate with the fewest first place votes is tied with another remaining candidate, and where this tie has existed on every count, and the C.R.O is a Students' Union member eligible to vote in that race, then the C.R.O. shall cast a ballot.
- (10) Where all remaining candidates have an equal number of first places votes, or where the remaining candidate with the fewest first place votes is tied with another remaining candidate, and where this tie has existed on every count, and the C.R.O is a not a Students' Union member eligible to vote in that race, then the candidate to be eliminated shall be selected from those candidates with the fewest first place votes by a random or quasi-random method selected by the C.R.O.
- (11) The process set out in Section 59 shall continue for each position until such a time as a candidate receives a majority of first place votes for that position at which point that candidate shall be declared the victorious and removed from the ballot, and the process repeated with the remaining candidates not yet declared victorious.
- (12) The process set out in Section 59 shall continue for each position until such time as all the candidates are preferentially declared victorious.
- (13) Candidates shall be allocated seats as specified in Bylaw 100.
- (14) Where "None of the Above" is declared victorious, no further candidates shall be declared victorious.
- (15) Where a joke candidate is declared victorious, the seat to which that joke candidate has been elected shall be considered vacant.

60. Requirements to Receive a Deposit

- (1) Where a candidate receives, on the first count, a number of first place votes totaling at least five percent (5%) of the total votes cast for his/her position, that candidate's deposit shall be refunded.

- (2) Where a candidate withdraws from contention more than forty-eight (48) hours after the nomination deadline, that candidate's deposit shall not be refunded.
- (3) Where a candidate has been disqualified from running for office, that candidate's deposit shall not be refunded.

61. Balloting and Counting– Plebiscites and referenda

- (1) The side that receives the greater number of votes shall be declared victorious.
- (2) Where both sides receive an equal number of votes the C.R.O shall cast a ballot.

62. Secure Handling of Ballots

The C.R.O. shall provide for the secure handling of ballots, and shall ensure that at all times ballots are either under the direct supervision of the C.R.O. or in a secure location.

63. Right to a Scrutineer

- (1) Each candidate and side shall be permitted to have one (1) person, designated in writing by the candidate or campaign manager, acting as scrutineer and being present at the counting of ballots.
- (2) Notwithstanding Section 63(1), the scrutineer may not be a candidate or campaign manager

64. Requirements of the C.R.O

- (1) The C.R.O. or at least one (1) D.R.O. shall
 - a. supervise the counting of ballots;
 - b. post final results within twenty four (24) working hours of all complaints and appeals being resolved;
 - c. notify the Speaker of Students' Council and the President of the Students' Union of the final results in writing
 - i. Additionally for General Faculties Council Elections, notify the Vice President (Academic) of the Students' Union and the Secretary of the General Faculties Council of the final results in writing;
 - d. post unofficial results at any time, including during counting;
 - e. advertise final results in the first available edition of the student newspaper after the posting of final results as set out in Section 64(1) (b); and
 - f. store the ballots in a secure location for at least two (2) weeks after the last recount has been completed.

65. Recounts

- (1) A request for a recount shall be granted by the C.R.O. where
 - a. the request is in writing and signed by a member;

- b. the request is submitted to the C.R.O. within forty-eight (48) hours of the posting of Election results as set out in Section 64(1) (b); and
- c. the difference between the votes of the victor and those of the second place candidate or side on the final count is less than two percent (2%) of the total votes cast.

(2) The C.R.O. may initiate a recount independently for any reason.

(3) The C.R.O. shall post the results of any recount within twenty-four (24) working hours of the recount being completed.

66. Complaints

- (1) The C.R.O. shall prepare and provide a complaint form which shall require complaints to indicate
 - a. their names and student identification numbers;
 - b. the specific bylaw and section, rule, or regulation that has allegedly been contravened;
 - c. the specific individual or group that is alleged to be in contravention;
 - d. the specific facts which constitute the alleged contravention; and
 - e. the evidence for these facts.
- (2) Where a complaint is received within twelve (12) working hours of the alleged contravention, and where the original complaint form is provided to the C.R.O., the C.R.O. shall rule on that complaint.
- (3) The C.R.O. shall provide a copy of the complaint form, with the complainant's student identification number blacked out, to each respondent.
- (4) Where a complaint is received and is found to be complete as set out in Section 66(1), the C.R.O. shall rule on the complaint within twelve (12) working hours of receiving the complaint.
- (5) The C.R.O. shall post all of his/her rulings, including
 - a. a summary of the complaint;
 - b. a list of parties to the complaint;
 - c. where the C.R.O. fails to possess jurisdiction as set out in Section 68(6), a summary of the reasons for this finding;
 - d. a listing of all bylaws, rules, and regulations that apply;
 - e. a finding regarding the facts;
 - f. a ruling regarding the alleged contravention;
 - g. the penalty assigned, if any;
 - h. the time the ruling was posted; and

- i. the time limit for appeal.

67. Penalties Available

- (1) Where a candidate, campaign manager or volunteer has contravened a bylaw, rule, or regulation, regardless of the cause or the intent of the parties involved, and that contravention has provided an unfair advantage to a candidate, the C.R.O. shall assign a penalty that
 - a. fully counter-balances any advantage gained; and
 - b. where the contravention was intentional, penalizes the candidate or campaign manager who was or whose volunteer was guilty of the contravention.
- (2) Penalties available to the C.R.O. shall include
 - a. a fine, to be counted against the candidate's campaign expenses;
 - b. the confiscation or destruction of campaign materials;
 - c. limits, restrictions, and prohibitions on any type of campaign activities for any period of time up to the commencement of voting; and
 - d. disqualification of the candidate or campaign manager.

68. Disqualification

- (1) A candidate or slate shall be disqualified where he/she/it is guilty of a contravention that
 - a. cannot be counter-balanced by a lesser penalty;
 - b. is malicious or substantially prejudicial to another candidate or slate; or
 - c. involves tampering with ballots, voting procedures, or counting procedures.
- (2) Where a slate is disqualified, all candidates running as a part of that slate shall also be disqualified.
- (3) Where the advantage gained by the "yes" side of a referendum or plebiscite due to a contravention cannot be fully counterbalanced by the penalties available to the C.R.O. as set out in Section 67, the C.R.O. shall cancel the referendum or plebiscite.
- (4) Where the advantage gained by the "no" side of a referendum or plebiscite due to a contravention cannot be fully counterbalanced by the penalties available to the C.R.O. as set out in Section 67, the C.R.O. shall counterbalance the advantage to the maximum extent possible, and may recommend to the D.I.E. Board that further disciplinary action be taken against the members guilty of the contravention under the Judiciary of the Students' Union Bylaw.
- (5) Where a side's campaign manager is disqualified, that side shall select a new campaign manager.

- (6) The C.R.O. shall be empowered to investigate and rule upon every contravention of this bylaw or any other bylaw, rule, or regulation related to the election, plebiscite or referenda.

69. D.I.E. Board

- (1) Where a member is guilty of a serious contravention, the C.R.O. may recommend to the D.I.E. Board that further penalties be brought under the Students' Union Judiciary Bylaw.
- (2) Any member shall be entitled to appeal a ruling of the C.R.O. to the D.I.E. Board.
- (3) All appeals of the C.R.O.'s rulings, with the exception of those arising out of voting and Election results, shall be heard and ruled upon by the D.I.E. Board prior to the commencement of voting.
- (4) No appeal shall be considered by the D.I.E. Board unless it is received within twelve (12) working hours of the C.R.O.'s ruling being posted.
- (5) Where a complete appeal is received, the D.I.E. Board shall convene a hearing within twelve (12) working hours of the appeal being submitted.
- (6) The D.I.E. Board shall, at the meetings set out in Section 69, either
- a. rule on all appeals; or
 - b. order a delay to the Election, Referenda or Plebiscite.
- (7) No appeal shall exist from a ruling of the D.I.E. Board on an appeal of a ruling by the C.R.O.

70. Faculty Associations

- (1) Faculty associations shall have the right to use Councillor Election polling stations for the purposes of
- a. electing such positions as may be required by that faculty association; and
 - b. holding plebiscites and referenda.

71. Multiple Coinciding Elections

- (1) The Election shall be divided into as many parts as there are councils for which elections are occurring.
- (2) All rules concerning nominations, campaign activities, campaign expenses, balloting, and penalties apply to a candidate per contested part of the Election and not to the candidate between multiple parts of the Election;

- (3) A slate may encompass candidates contesting multiple parts of the election.

72. By-Election - Executive Committee and Board of Governors

- (1) Where another Election is required by virtue of Section 59(14) or Section 59(15), the new Election shall be governed by this bylaw with the exception of Sections 10 through 12, 17, and Sections 24 through 26, which shall not apply.
- (2) The Campaign for the new Election shall begin a minimum of seven (7) days prior to the commencement of voting as set out in Section 72(4).
- (3) The nomination deadline for the new Election shall occur a minimum of thirteen (13) days prior to the commencement of voting as set out in Section 72(4).
- (4) The voting for the new Election shall occur on two (2) consecutive weekdays to be determined and announced by the C.R.O. at least twenty-one (21) days in advance.

73. By-Election – General Faculties Council and Students’ Council

- (1) Where vacancies exist in positions filled under this bylaw on August 15 of any year, the C.R.O. shall call a by-election to take place in September or October of that year for all those positions vacant on August 15.
- (2) Where the total voting membership of Students’ Council falls below twenty-three, the C.R.O. shall call a by-election to occur
- a. not more than one month past the date that the voting membership of Students’ Council fell below twenty-three; or
 - b. where Students’ Council’s voting membership falls below twenty-three during the months of May, June, July, or August, in September.
- (3) Except as otherwise stipulated in this bylaw, there shall be no by-elections to fill positions filled under this bylaw.
- (4) The deadline for the nomination of candidates in any by-election shall be determined and announced by the C.R.O. at the same time as the date of the by-election is announced, such deadline occurring not less than nine (9) days prior to the Election.
- (5) The commencement of the Campaign for any by-election shall be determined and announced by the C.R.O. at the same time as the date of the by-election is announced, such commencement occurring not less than seven (7) days prior to the Election.
- (6) Except as otherwise stipulated in this bylaw, any by-election shall be conducted in accordance with the rules governing the Election.

