
**Tuesday, June 26, 2018
6:00PM
Council Chambers, University Hall**

We would like to respectfully acknowledge that our University and our Students' Union are located on Treaty 6 Territory.

We are grateful to be on Cree, Dene, Saulteaux, Métis, Blackfoot, and Nakota Sioux territory; specifically the ancestral space of the Papaschase Cree. These Nations are our family, friends, faculty, staff, students, and peers. As members of the University of Alberta Students' Union we honour the nation-to-nation treaty relationship. We aspire for our learning, research, teaching, and governance to acknowledge and work towards the decolonization of Indigenous knowledges and traditions.

ORDER PAPER (SC-2018-04)

2018-04/1 SPEAKERS BUSINESS

2018-04/1a Announcements - The next meeting of the Students' Council will take place on **Tuesday, July 10, 2018** at 6:00PM in the Council Chambers.

2018-04/2 PRESENTATIONS

2018-04/3 EXECUTIVE COMMITTEE REPORT

2018-04/4 BOARD AND COMMITTEE REPORT

2018-04/5 OPEN FORUM

2018-04/6 QUESTION PERIOD

2018-04/7 BOARD AND COMMITTEE BUSINESS

2018-04/7a **RAITZ MOVES**, on behalf of the Policy Committee, to approve second reading of the Residence Policy.

See SC-2018-04.10.

2018-04/8 GENERAL ORDERS

2018-04/9 INFORMATION ITEMS

2018-04/9a President - Report.

See SC-2018.04.01.

2018-04/9b Vice-President, Academic - Report.

See SC-2018.04.02.

- 2018-04/9c Vice-President, External - Report.
See SC-2018-04.03.
- 2018-04/9d Vice-President, Operations and Finance - Report.
See SC-2018.04-04.
- 2018-04/9e Students' Council - Attendance.
See SC-2018-04.05.
- 2018-04/9f Students' Council Motion Tracker.
See SC-2018-04.06.
- 2018-04/9g Executive Committee Motion Tracker.
See SC-2018-04.07.
- 2018-04/9h Students' Council, *Votes and Proceedings* (SC-2018-03)
See SC-2018-04.08.
- 2018-04/9i Residence Policy - Second Reading.
See SC-2018-04.09.
- 2018-04/9j DIE Board (2018-02) Ruling
See SC-2018-04.10.

Date: 21/06/2018
To: Students' Union Council
Re: President Report

Dear Council,

Hope the heat is treating you well! Next week I am taking off to spend some time with family fishing and am very excited!

Board of Governors

I am thrilled to be serve on the Board Ad Hoc Group on Committee Mandates and Memberships and continue work that President Banister began last year. There are a number of recommendations for the board, the high level being that we will be reviewing the structure of the boards committees. The entirety of the recommendations are public documents if any members of council would be interested in reviewing those documents. I intend to focus on ensuring student voice and consultation in the process.

Mid Year Managers Meeting

The executive committee partook in the mid year managers meeting. There we presented out goals document for feedback and partook in some strategic planning. I am excited for some reports to come out of marketing and further improvements to inter-departmental collaboration.

Facilities and Operations Meeting

The executive committee met with with the entire facilities and operations team and I believe there is some opportunity for collaboration this year. In particular, we hope to work together on the deferred maintenance front, and find overlapping priorities.

Pan Alberta Student Association Summit

The UASU is currently organizing a pan-alberta summit of student associations to discuss get out the vote efforts, the upcoming elections, and working with the United Conservative Party in regards to their political policy. So far we have had a good reception to the idea and I hope to provide more updates once organization gets more off the ground.

DIE Board Ruling

The DIE Board has recently ruled that the UASU is to fulfill the mandate of bylaw 600. We are to have an initial translation by September 4th and a method for sustainable translation by April 10th. The executive has already tasked our governance office to begin the process of initial translations and that process will be completed. I have reached out to the Chairs of Bylaw, CAC, and Policy to propose some solutions to find for sustainable translation process.

On another note, this was my very first DIE Board hearing! I was impressed with the process and extend my thanks to the board for its swift ruling and interpretation. I recommend that all council members read the ruling and my personal favourite line:

[16] In such situations, the power of enforcement naturally rests in democracy. It would be in the hands of the Union members to protest at the ballot box to remove a contemptible Students' Council.

Things to Note

- I will be at Introduction to Government 25th and 26th with VP Brown.
- I will be on vacation from June 29th to July 7th
- I and the Executive will be at CAUS Counterparts July 9 - 10th
- June 25th I have a phone call with MLA Wayne Anderson, the UCP Advanced Education Critic.
- The executive committee has approved new job descriptions for the Department of Research and Advocacy and have begun the hiring process.



Reed and Fahim on way to Advocacy Meeting

Cheers,
Reed Larsen
UASU President

Date: 21 June /2018

To: University of Alberta Students' Union Council

Re: VP(A) 2018/19 Report #4

Dear Council,

This heat wave is insane! I'm trying to soak it all in with my cousin, visiting from Texas and for her this hot week is their regular summer. With university governance slowing down, I've had time to focus on my platform priorities which is just great. Below are a few updates!

1. First OER Advocacy Meeting!

I chaired my first OER Advocacy meeting and it truly went so well! We took the time to really figure out our goals for the year, and for future years. The entire team is so student focussed and as much as they can't collaborate with the SU, I can't wait to work with them all. We started with a design system workshop to help develop our terms of reference and discussed some potential great projects we can do together.

2. Applied Suicide Intervention Skills Training (ASIST)

This two day training ended today and it really was an impactful two days. I was able to be there with VP Bourgeois, Landing staff, Sexual Assault Centre staff, a Rutherford librarian, a university Chaplain, some faculty staff, LiveWell and overall a really amazing group of people. I would recommend this training to anyone who is interested in this work, and thank you to the Dean of Students for sponsoring us.

3. Internal University

Meeting with Director of Academic Ancillary Services, Learning Services Kevin Moffitt

This meeting was great for me to understand this role in depth; Kevin oversees the Technology Training Centre, Campus Design and Print Solutions, and the University Bookstore. Fun fact: the bookstore broke-even in profits for the first time in 8 years this fiscal year. We talked about some great ways for the SU and Faculty Associations to collaborate, so stay tuned!

Ad-hoc Transition Committee Meeting

This committee stems from the 'Report of the Ad Hoc Committee on Academic Governance Including Delegated Authority' where we will be discussing all the GFC committees. Right now, we have been discussing the Council on Student Affairs and its committee membership.

Meeting with the Vice-Provost's Council

The entire executive team (VP Brown was in Quebec) presented our draft goals to all the Vice-Provosts from which we were given feedback and had discussions about collaborations.

4. General Faculties Council

GFC Academic Standards Committee

I was at the ASIST training, so VP Brown attended as my proxy. There was nothing too exciting on this agenda, and was mostly graduate program focussed. The new Alberta Credential Framework from the Government is also being rolled out, so it is being taken to all committees for

consultation on the implementation; there is not major changes to undergraduate programs. We do have a new Vice Chair, Karsten Mundel, from Augustana!

5. Faculty Associations

All four of the COFA boards have been scheduled for next week and I could not be more excited! I have a really exciting plan for each of the boards, and working with faculty associations is definitely the highlight of this job. Can't wait for COFA and Council to collaborate this year.

6. Tour with Ellen Shoek

This was such a pleasant surprise. Ellen has been on campus forever, and once worked in the University Governance office, was the Grad Students' Association Executive Director and is now the University Historian.

6. Looking Forward

In the next few weeks, I have a few internal university committee's to look forward to: the Institutional EDI Scoping Group Meeting, the Provost's Digital Learning Committee (PDLC) and the Council on Experiential Learning Meeting.

Today was the 22nd National Indigenous Peoples Day; a day to celebrate the diverse cultures and histories of Indigenous peoples. The month of June is also Indigenous History Month, so I genuinely hope you all take the time to delve a little deeper into your connection with reconciliation and its integrate these learnings on your time on the UASU Students' Council. Thanks for reading this report. As always, please feel free to ask questions! My office hours for the Spring/Summer are 12PM-1PM on Friday and I will be trying to do them on the SUB Patio as much as I can! If that time does not work for you, please do not hesitate to send me a message and we can figure out a time that works for us!

Kind regards,



UASU VP (Academic)

Akanksha Bhatnagar

Date: 21/06/2018
To: Students' Union Council
Re: VP(X) 2018/19 Report

Dear Council,

As per usual, the last couple of weeks have been very busy but also loads of fun. I would also say that the weather here in Edmonton was even nicer than it was in Quebec City, so way to go Edmonton!

1. Updates

- Quebec Student Union Caucus meeting: From June 15-17, I attended the caucus meeting of the Quebec Student Union as the Canadian Alliance of Student Associations representative. It was a great weekend where I was there to learn and create links with the organization. A large part of the discussion was centered around graduate student issues (many of the QSU members are graduate associations). CASA and the QSU will be revisiting the partnership agreement this year as well, so it was good to establish these base relations leading into those.



- Mental Health Commission of Canada: Former CASA Chair Shifrah Gadamssetti, who is now a member of the advisory committee for the Mental Health Commission of Canada, reached out to me and CASA's Executive Director about participating on another group with the MHCC. After a discussion with the folks at MHCC, CASA's ED, Manjeet Birk, will be representing CASA to this organization. I look forward to the work our organizations will accomplish together in promoting good mental health on campuses.
- Cannabis legalization: I am sure many of you heard that the Government of Canada will soon be giving Royal Assent to the bill to legalize cannabis in Canada. I have already met with our marketing team to begin looking at educational materials to distribute to students as this happens. The official date for legalization will be October 17th, 2018.

2. What's coming up

- Meetings with politicians: in the next couple of weeks, I will be meeting with various MPs and MLAs to continue our advocacy efforts. These officials include MP Kerry Diotte and Minister Feehan.
- CAUS Executive Director hiring: As I sit on the hiring committee for the Executive Director position of the Council of Alberta University Students, we will be interviewing a series of candidates over the next week. We hope to have an ED starting work by the end of July.
- Intro to government: President Larsen and I will be attending workshops being put on by the Ministry of Advanced Education of Alberta, along with other student leaders, on June 25 & 26.

It is very nice to be back in the office! I am also planning my balance between UASU and CASA priorities, and feel very good about both. My next office hours will be on June 28th from 2:30-3:30 at RATT on the Patio, so come hang out and enjoy the sun!

Kind regards,



UASU VP (External)
Adam Brown

Date: 21/6/18

To: Students' Union Council

Re: VPOF 2018/19 Report

Dear Council,

I hope y'all are doing grand! Can I get a HECK YES for this lovely weather we've been having. My mood is certainly a reflection of it, so I've been feeling great. Getting lots done in the office, and constantly preparing for new projects. I've got some exciting news to share this week at council!

Skill-sharing has arrived

That's right! Campus has adopted a program called Switchboard, and we are now working in conjunction with the University of Alberta Alumni Association to find ways to leverage it to create community and connections across campus. As I explained during the campaign, this program allows you to "Ask" or "Offer" skills, services, jobs, etc, helping each individual find an opportunity for the connection that is right for them. Opportunities are as varied as "Hi, I'm looking for someone to look over my med school application" to "Hi, I play the electric flute and am looking for bandmates." I will be meeting with them tomorrow to discuss potential marketing campaigns and uses of the platform, and will report my findings orally during council. Anyone with a CCID can access it, so I highly recommend checking it out! I'd love to hear your thoughts, and the ways in which you think it would be useful to you.

Basement renovations

As you all know, we are currently renovating the SUB basement to make way for a large commercial kitchen to grow our catering business. Construction is chugging along although they are little bit behind schedule. The Undergrind space is now open as the final lease negotiation fell through, so coming up the optimal use for the space is high on my priority list. We could maintain status quo, start a new operation, or lease it out in some other fashion, but that is all TBD and I will keep you all updated.

Life thoughts & office hours

I'm headed off to the lake this weekend with the team and couldn't be more excited. As summer rolls in, I can't help but be pumped for life. Lots of things to do at work that will undoubtedly keep me busy, but I am also very much looking forward to all the weekend trips in the near future. I hope everyone is doing well, and as always, I will be at RATT on the Patio from 3:00-4:00 on Thursday the 28th, so stop by and say hi!

Cheers,

Emma Ripka

Councillor Attendance Records						
2018-2019						
Council Seats (40 total)	Name	NDA				
Voting Ex-officio Members (6 voting seats)			2018-00 April 17, 2018 (3)	2018-01 May 15, 2018 (3)	2018-02 May 29, 2018 (2)	2018-03 June 12, 2018 (2)
President	Reed Larsen	Y	3	3	1	2
VP Academic	Akanksha Bhatnagar	Y	3	3	2	2
VP External	Adam Brown	Y	3	3	2	2
VP Operations & Finance	Emma Ripka	Y	3	3	2	2
VP Student Life	Andre Bourgeois	Y	3	3	2	0
Undergraduate Board of Governors Rep	Levi Flaman	Y	3	3	2	2
Faculty Representation (32 voting seats)						
ALES	Steven Lin	Y	3	3	1	2
	Brandi Kobes	Y	3	3	2	2
Augustana	Lane Anderson	Y	3	3	2	2
Arts	Stephen Raitz	Y	3	3(2P)	2	2
	Mpoe Mogale	Y	3	3	1	2
	Mariam Hosseiny		3 (P)	0	2	2
	Robert Bilak	Y	3	3	2	2
	Deirdra Cutarm	Y	3	1	0	0
	Rowan Ley	Y	3	3 (P)	2	2
Business	Connor Palindat	Y	3	2	2	2
	Luke Statt	Y	3	3	2	2
Education	Kara Farris	Y	3	3	2	2
	Jimmy Thibaudeau	Y	3	3	2	2
	Alizeh Ansari		0	0	2	2
Engineering	Cindy Liang	Y	3	0	0	0
	Audrey Rosalind (Nikita Nineza)	Y	3	3	2	2
	Amlan Bose	Y	3	3	2	1
	Syed Mustafa	Y	3	1	0	0
Kinesiology, Sport and Recreation	VACANT					
Law	David Chung	Y	3	2	0	2
Medicine & Dentistry	Brianne St. Hilaire	Y	3	0	0	0
Native Studies	Nathan Sunday	Y	3	0	0	0
Nursing	Abigail Bridarolli		0	0	0	0
Open Studies	Breanna Palmer	Y	3	3	2	0
Pharmacy	Miray Aizouki		0	0	0	2
Faculté Saint-Jean	Tahra Haddouche	Y	3	3	2 (P)	2
Science	Michelle Kim	Y	3	3	2 (P)	2
	Genna DiPinto	Y	2	3(P)	2	2
	Joel Agarwal	Y	3	3	2	2
	Shuaa Rizvi	Y	3	3	2	2

	Tiffany Bruce	Y	3	3	2	2
	Katherine Belcourt	Y	3	1	2	2
Non-Voting Ex-Officio Members (2 non-voting seats)						
Speaker	Jonathan Barraclough	Y	3	3	2	2
General Manager	Marc Dumouchel	Y	0	1	0	0
Registered Guests				Nathan Fung Adam Lachacz	Annina Plummer (Arts) Nathan Fung (The Gateway)	Nicole Jones (Science) Nathan Fung (The Gateway)

Item	Motion	Result	Meeting	Date
2018-00/1a	JONATHAN BARRACLOUGH is appointed as the Speaker for the 2018/19 session of Council.	N/A	SC-2018-00	04/17/2018
2018-00/8a	FLAMAN/PALINDAT MOVED to approve the 2018-19 Students' Council Meeting Schedule.	CARRIED	SC-2018-00	04/17/2018
2018-00/8b	PALINDAT, STATT, BOSE, CHUNG, KOBES, LEY, THIBAudeau are declared appointed to Audit Committee by acclamation.	CARRIED	SC-2018-00	04/17/2018
2018-00/8c	CUTARM, MOGALE, and SUNDAY are declared appointed to Aboriginal Relations and Reconciliation Committee via secret ballot.	CARRIED	SC-2018-00	04/17/2018
2018-00/8d	LEY, RIPKA, SUNDAY, THIBAudeau, HADDOUCHE, RAITZ, and KIM are declared appointed to Bylaw Committee via secret ballot.	CARRIED	SC-2018-00	04/17/2018
2018-00/8e	FLAMAN, LIN, PALINDAT, FARRIS, and KIM are declared appointed to Council Administration Committee via secret ballot.	CARRIED	SC-2018-00	04/17/2018
2018-00/8f	HADDOUCHE, DIPINTO, BOSE, ANDERSON, SUNDAY, ST. HILAIRE, and LIN are declared appointed to Finance Committee via acclamation.	CARRIED	SC-2018-00	04/17/2018
2018-00/8g	CUTARM, RIZVI, FARRIS, AGARWAL, and MUSTAFA are declared appointed to Nominating Committee via acclamation.	CARRIED	SC-2018-00	04/17/2018
2018-00/8h	RAITZ, BILAK, PALINDAT, FARRIS, PALMER, and MOGALE are declared appointed to the Policy Committee via secret ballot.	CARRIED	SC-2018-00	04/17/2018
2018-01/1d	KIM/THIBAudeau MOVED to approve the Students' Council Standing Orders.	CARRIED	SC-2018-01	05/15/2018
2018-01/2a	LARSEN/DIPINTO MOVED to allow the KAIROS Blanket Exercise presentation.	CARRIED	SC-2018-01	05/15/2018
	FLAMAN/FARRIS MOVED to suspend Standing Orders to allow the presentation time to exceed thirty minutes.	CARRIED	SC-2018-01	05/15/2018
2018-01/7a	BILAK is appointed to Finance Committee via acclamation.	CARRIED	SC-2018-01	05/15/2018
2018-01/8a	KIM, RAITZ, RIZVI are declared appointed to the GovWeek Planning Committee via acclamation.	CARRIED	SC-2018-01	05/15/2018
2018-02/7a	AGARWAL is declared appointed to the Audit Committee via acclamation.	CARRIED	SC-2018-02	05/29/2018
2018-02/7b	BELCOURT is affirmed appointed to the Aboriginal Relations and Reconciliation Committee via acclamation.	CARRIED	SC-2018-02	05/29/2018
2018-02/7c	CALLIHOO is affirmed appointed to the Aboriginal Relations and Reconciliation Committee via acclamation.	CARRIED	SC-2018-02	05/29/2018
2018-02/7d	HOSSEINY is declared appointed to the Finance Committee via acclamation.	CARRIED	SC-2018-02	05/29/2018
2018-02/8a	BILAK is declared appointed to the Gateway Student Journal Society Board via acclamation.	CARRIED	SC-2018-02	05/29/2018
2018-02/8b	PALINDAT is declared appointed to The Landing Board via acclamation.	CARRIED	SC-2018-02	05/29/2018
2018-02/8c	CHUNG is declared appointed to the Student Legal Services Board via acclamation.	CARRIED	SC-2018-02	05/29/2018
2018-02/8d	MOGALE is declared appointed to the Alberta Public Interest Research Group Board via acclamation.	CARRIED	SC-2018-02	05/29/2018
2018-02/8e	FLAMAN, THIBAudeau are the First Alberta Campus Radio Association Board via secret ballot.	CARRIED	SC-2018-02	05/29/2018
2018-03/7a	RAITZ/FLAMAN MOVED, on behalf of the Policy Committee, to approve the first the reading of the Residence Policy.	CARRIED	SC-2018-03	06/12/2018
	FLAMAN MOVED to amend the Policy removing the double space in §4 and an extraneous "i" in §5.	CARRIED	SC-2018-03	06/12/2018
2018-03/8a	KIM, DIPINTO are declared appointed to the Health and Dental Plan Committee via secret ballot.	CARRIED	SC-2018-03	06/12/2018
2018-03/8b	BILAK, CHUNG are declared appointed to the Discipline, Interpretation, and Enforcement Board Hiring Committee via secret ballot.	CARRIED	SC-2018-03	06/12/2018

Mtg Code	Date	Result	Motion	Council Agenda Reported In	Notes
01	2018-05-07	5/0/0	BROWN/RIPKA MOVED TO budget no more than \$3000 to send the President, the VP External, Ms. Banister, and the DRPA to the Council of Alberta University Students Changeover Conference.		
01	2018-05-07	5/0/0	BOURGEOIS/BROWN MOVED TO budget no more than \$5002 to send the President, VP (External), and the DPRA to the Canadian Alliance of Student Associations Foundations Conference.		
01	2018-05-07	5/0/0	BHATNAGAR/RIPKA MOVED TO approve the appointment of Shane Scott as the UGAA for a temporary term until August 31, 2018.		
01	2018-05-07	5/0/0	BROWN/RIPKA MOVED TO approach Fahim Rahman about taking on a temporary position as the temporary Director of Political Affairs.		
02	2018-05-10	5/0/0			
03	2018-05-28	4/0/0	BROWN/RIPKA MOVED TO send the SU Executives to Healthy Campus Alberta Wellness Summit at the U of C		BHATNAGAR away
03	2018-05-28	4/0/0	BROWN/RIPKA MOVED TO approve sending Craig Berry to speak at this year's COCA conference as presented.		
07	2018-06-18				BROWN away



University of Alberta Students' Union

STUDENTS' COUNCIL

**Tuesday, June 12, 2018
6:00PM
Council Chambers, University Hall**

We would like to respectfully acknowledge that our University and our Students' Union are located on Treaty 6 Territory.

We are grateful to be on Cree, Dene, Saulteaux, Métis, Blackfoot, and Nakota Sioux territory; specifically the ancestral space of the Papaschase Cree. These Nations are our family, friends, faculty, staff, students, and peers. As members of the University of Alberta Students' Union we honour the nation-to-nation treaty relationship. We aspire for our learning, research, teaching, and governance to acknowledge and work towards the decolonization of Indigenous knowledges and traditions.

MEETING CALLED TO ORDER AT 6:00PM

VOTES AND PROCEEDINGS (SC-2018-03)

2018-03/1 SPEAKERS BUSINESS

2018-03/1a Announcements - The next meeting of the Students' Council will take place on **Tuesday, June 26, 2018** at 6:00PM in the Council Chambers.

SPEAKER: Noted that he is to represent Students' Union at a DIE Board Hearing in relation to an alleged contravention of Bylaw 600 §5(2) filed under Bylaw 1500 §3(1)(a). Invited councillors to contact him to submit comments relevant to the hearing.

2018-03/2 PRESENTATIONS

2018-03/3 EXECUTIVE COMMITTEE REPORT

Emma RIPKA, Vice President (Operations and Finance) - Report.
Akanksha BHATNAGAR, Vice President (Academic) - Report.
Adam BROWN, Vice President (External) - Report.
Reed LARSEN, President - Report.

2018-03/4 BOARD AND COMMITTEE REPORT

Audit Committee - Report.
Bylaw Committee - Report.
Council Administration Committee - Report.
Finance Committee - Report.
Nominating Committee - Report.
Policy Committee - Report.
Aboriginal Relations and Reconciliation Committee - Report.
Executive Committee - Report.
Board of Governors - Report.
Gateway Advisory Board - Report.

First Alberta Campus Radio Association Board - Report.

2018-03/5 **OPEN FORUM**

2018-03/6 **QUESTION PERIOD**

2018-03/7 **BOARD AND COMMITTEE BUSINESS**

2018-03/7a **RAITZ/FLAMAN MOVED**, on behalf of the Policy Committee, to approve the first the reading of the Residence Policy.

SPEAKER: Noted that Students' Council approves the principle of a policy in the first seading and, thereafter, Council debates only whether the principles accord with the language of written Bill at the second reading.

RAITZ: Established that the Committee of last year finalised the Policy development and consultation. Noted that the present Committee amended the Policy for clarity, terminological exactitude, and added the word inclusive in a provision.

FLAMAN MOVED to amend the Policy removing the double space in §4 and an extraneous "i" in §5.
CARRIED as friendly.

2018-03/8 **GENERAL ORDERS**

2018-03/8a **RIPKA/STATT MOVED** to appoint two (2) members of Students' Council to the Health and Dental Plan Committee.

RIPKA: Identified that the Committee meets monthly and as needed. Noted that the Committee seeks to advance the interests of students in their health and dental care options and costs.

MOGALE nominated KIM: accepted.
BILAK nominated STATT: accepted.
DIPINTO nominated DIPINTO: accepted.
RIZVI nominated RIZVI: accepted.
BILAK nominated LEY: declined.

KIM, DIPINTO are declared appointed to the Health and Dental Plan Committee via secret ballot.

2018-03/8b **PALINDAT MOVED** to appoint two (2) members of Students' Council to sit on the Discipline, Interpretation, and Enforcement Board Hiring Committee.

PALINDAT: Established that there are two vacancies for the positions of DIE Chief Tribune and Associate Chief Tribune and that the Committee will review applications to fill the positions.

FLAMAN nominated CHUNG: accepted.
FARRIS nominated BILAK: accepted.
BHATNAGAR nominated AGARWAL: declined.
RIPKA nominated RIZVI: withdrew.
STATT nominated STATT: accepted.

BILAK, CHUNG are declared appointed to the Discipline, Interpretation, and Enforcement Board Hiring Committee via secret ballot.

2018-03/9 **INFORMATION ITEMS**

- 2018-03/9a President - Report.
See SC-2018.03-01.
- 2018-03/9b Vice-President, Academic - Report.
See SC-2018.03-02.
- 2018-03/9c Vice-President, External - Report.
See SC-2018-03.03.
- 2018-03/9d Vice-President, Operations and Finance - Report.
See SC-2018.03-04.
- 2018-03/9e Vice-President, Student-Life - Report.
See SC-2018.03-05.
- 2018-03/9f Students' Council - Attendance.
See SC-2018-03.06.
- 2018-03/9g Students' Council Motion Tracker.
See SC-2018-03.07.
- 2018-03/9h Executive Committee Motion Tracker.
See SC-2018-03.08.
- 2018-03/9i Students' Council, *Votes and Proceedings* (SC-2018-02).
See SC-2018-03.09.

2018-03/9j Residence Policy - First Reading.

See SC-2018-03.10.

MEETING ADJOURNED AT 6:58PM

1 Facts

1. Residents require livable spaces in compliance with the Province of Alberta's Minimum Housing Standards.
2. Residents pay for and expect quality services such as laundry and kitchen ~~equipment~~ **appliances**.
3. Residents need to be able to schedule around maintenance staff entering their units.
4. Residence services should follow clear deadlines with respect to inspections and notice of entry.
5. Residents ~~should~~ have the opportunity to be present during move-in, interim, and move-out inspections.
6. Residence Associations are student representative associations and have the opportunity to make decisions on behalf of and provide programs for their constituents.
7. Residence Associations require office space, living space, the ability to communicate with their constituents, and clear guidelines as to their jurisdiction.
8. Residence Association finances require transparent and efficient fee collection, financial regulation, administration, and support in order to function.
9. **Shared residence on University properties are exempt from the Residential Tenancies Act.**¹

2 Resolutions

1. The Students' Union **will** ~~advocates~~ for accessible, affordable, clean, comfortable, inclusive, and secure residences for students.
2. The Students' Union **will** ~~advocates~~ for quality residence services and fair processes for students.
3. The Students' Union **will** ~~shall~~ oppose rent and food plan increases beyond the CPI unless increased funds benefit students living in residence directly.
4. The Students' Union **will** ~~shall~~ advocate that the residence fee schedule be consistent with respect to expenses and approved in a transparent manner.
5. The Students' Union **will** ~~shall~~ I advocate for the fair treatment and support of Residence Associations, **so** ~~such~~ that they can best fulfil their mandate.

¹ <http://www.qp.alberta.ca/documents/Acts/R17P1.pdf>

~~6. The Students' Union will advocate to the Government of Alberta and the City of Edmonton to remove the burden of municipal property taxes from residences and to the University of Alberta so that they pass any ensuing savings to students in residence or deferred maintenance so that they pass any ensuing savings to students in residence or deferred maintenance.~~

6. The Students' Union will advocate that the Government of Alberta provide capital funds toward the development of additional student housing **toward the development of additional student housing, only when such capital funds demonstrate a commitment to affordable housing.**
7. **The Students' Union will advocate for clear timelines on deferred maintenance in residences.**
8. **The Students Union will advocate that shared University residences be included under provincial regulation or legislation.**

3 References

1. **Government of Alberta. Accessed Jan. 30, 2018. "RESIDENTIAL TENANCIES ACT". Queens Access Printer.
<http://www.qp.alberta.ca/documents/Acts/R17P1.pdf>**

DIE BOARD RULING 2018-02

Hearing Details:

Style of Cause: *Sunday v Students' Council (Speaker)*

Hearing Date: June 19, 2018

DIE Board Panel Members: Landon Haynes, Associate Chief Tribune (Chair)

Christian Zukowski, Tribune

Shridhar Patel, Tribune

Appearing for the Applicant: None

Appearing for the Respondent: Jonathan Barraclough, Students' Council Speaker

Reed Larsen, Students' Union President

Intervener(s): None

The DIE Board is unanimous in the following decision.

FACTS

[1] On June 11, 2018, Councilor Nathan Sunday of the University of Alberta Students' Union (SU) submitted a complaint under Bylaw 1500, section 3(1)(a), in regards to the contravention of Students' Union legislation by Students' Council. Specifically, it was alleged that Students' Council is currently in contravention of Bylaw 600, section 5(2) which states:

5 Delay of Implementation

1. Implementation of this Bylaw shall be delayed until the following is accomplished:
 - a. a sustainable method of translation is established; and
 - b. an initial translation of Bylaw and Political Policy is performed.
2. The sustainable method of translation shall be established and an initial translation of Bylaws and Political Policies shall be performed by no later than April 30, 2018.

[2] Mr. Sunday was absent from the hearing, but this Panel decided to proceed with the hearing on the basis that the respondent conceded that Students' Council is in violation of Bylaw 600, Section 5(2).

[3] In light of this concession, Speaker Barraclough and President Larsen presented ways in which Council might resolve this bylaw contravention, including the creation of an operational committee tasked with the continued translation of bylaws.

[4] It was stated that part of the cause for this Bylaw contravention might lie in the fact that responsibility for Bylaw translation was divided between multiple committees of Council, a finding that this Panel accepts.

ISSUES

[5] As per Section 5(2) of Bylaw 600, "[t]he sustainable method of translation shall be established and an initial translation of Bylaws and Political Policies shall be performed by no later than April 30, 2018." Mr. Sunday has argued that the Students' Council is in contravention of this Bylaw, as there has been no initial translation of either Bylaws or Political Policies. In this context, Councilor Sunday requested a remedy for this alleged contravention. We have identified the following issues as needing resolution:

1. *Is the Students' Council in contravention of Section 5(2) of Bylaw 600 as alleged by Councilor Sunday?*
2. *In the event that the Students' Union is in contravention of its own Bylaws, is there any enforcement mechanism to ensure compliance; and*
3. *If the Students' Union is in contravention of its own Bylaws, does it have the power and authority to make changes to the Bylaw(s) to ensure it is no longer being contravened? Or must it resolve the contravention prior to any changes?*
4. *If the Students' Council is in contravention of Section 5(2) of Bylaw 600, what should be the appropriate remedy?*

ANALYSIS

1. Is the Students' Council in contravention of Section 5(2) of Bylaw 600 as alleged by Councilor Sunday?

[6] The current date being June 19, 2018, and with there having been no evidence presented before us that a "sustainable method of translation" has been established and "an initial translation of Bylaws and Political Policies" has been performed, we conclude that Students' Council is in contravention of Section 5(2) of Bylaw 600. This contravention has been conceded by Speaker Barraclough and President Larsen.

2. *In the event that the Students' Union is in contravention of its own Bylaws, is there any enforcement mechanism to ensure compliance?*

[7] Within the relevant Bylaws that have been put forward to this Panel, there does not seem to be any general executive or legislative enforcement mechanism to ensure compliance. While individual Bylaws may contain their own enforcement mechanism, there does not seem to be a general procedure. Instead, it appears as if the general enforcement mechanism is judicial in nature. Specifically, Section 29 of Bylaw 1500 specifies that “[i]f the [Discipline, Interpretation, and Enforcement] Board finds that an application for action or application for appeal requires action, the Board may make any order proscribing or prescribing any remedy it considers appropriate and just in the circumstances.”

[8] In the enactment of Bylaw 1500, the SU has decided that the general enforcement of its Bylaws should rest in a separately instituted entity known as the “Discipline, Enforcement, and Interpretation Board.”

[9] The general powers of enforcement of this Board under Section 29 of Bylaw 1500 are plenary. Specifically, this Board “may make **any** order proscribing or prescribing **any** remedy it considered appropriate and just in the circumstances” (emphasis added). It is our opinion therefore that a broad range of remedies can be ordered, from the trivial to the unconventional, so long as the Board considers this remedy to be appropriate and just in the circumstances.

[10] Considering this broad plenary jurisdiction, it is this Panel’s opinion that the DIE Board can order **any** remedy it considers appropriate and just in the circumstances, regarding only those cases that are within the scope of the Board, as set out in Section 3 of Bylaw 1500 (limited only to actions and appeals that (a) initiate a complaint about a contravention of SU legislation; (b) request an interpretation of SU legislation; or (c) appeal rulings made by the Chief Returning Officer during the SU’s general elections). There is no limitation in the scope of the DIE Board as to who may be in contravention of SU Bylaws. Therefore, it is our opinion that the DIE Board can order **any** remedy it considers appropriate and just in the circumstances when Students’ Council itself has contravened the SU Bylaws, to ensure compliance.

[11] In the context of the current complaint, perhaps the most trivial remedy would be for the DIE Board to set a date by which the SU must comply with Bylaw 600. However, the SU set its own date in Section 5(2) of Bylaw 600 which was not abided by. Having the DIE Board set another date a short time into the future may not be very effective due to a proven acquiescence.

[12] Instead, we consider another possible remedy as including ordering the SU to set aside a certain amount of its operating income into a separate bank account where withdrawals are to be made only to pay for the translation service. This remedy, in theory, operates to impair the SU’s budget and to enforce the bilingualism that it has otherwise legislated.

[13] Another possible remedy would be to order the Council of the SU to send an email to all members of the Union advertising their failure to comply with Bylaw 600. This remedy could also be ordered in the context of the SU failing to set up a separate bank account, or, indeed, any

other failure to comply with any order of the Board.

[14] In the most extreme of circumstances, it is this Panel's opinion that the DIE Board could order the immediate disbandment of the entire Students' Council and order a new election to be held forthwith, again, so long as it is in the opinion of the Board that this extreme remedy is appropriate and just in the circumstances. We do not comment on the degree that a contravention must be in order to attract such a remedy, only that the DIE Board's broad plenary powers theoretically allows for this remedy, assuming only that the requisite degree of contravention is achievable.

[15] However, all of these possible remedies are up to the Council to ignore, though they could hardly be called "remedies" at such a point. This Board does not have a police service, does not have a prosecutorial team, and does not have a jail in which to send contemptible Executives or Councilors. This Board further has no actual or tangible control over the finances of the SU. Therefore, if Students' Council decides to ignore orders of this Board, that is up to their contemptible conscience.

[16] In such situations, the power of enforcement naturally rests in democracy. It would be in the hands of the Union members to protest at the ballot box to remove a contemptible Students' Council.

[17] It is also important at this point to discuss the importance of media in a democratic society. As the Supreme Court of Canada has commented, the "freedom of the press and other media is vital to a free society. There can be no doubt, of course, that it comprises the right to disseminate news, information and beliefs" (*CBC v. Lessard*, [1991] 3 SCR 421). The University of Alberta has many media outlets that can, and should, report on contemptible actions (or inactions) of the Executive or Councilors of the SU. This accountability is important for the proper informance of the Union populace, who rightfully hold the democratic power to decide whether or not the Students' Council should be punished at the ballot box.

[18] Finally, to perhaps quell the minds of some that may be concerned about the broad plenary powers of this Board discussed in this ruling, it may be useful to talk briefly about the accountability of this Board.

[19] First, it is important to note that the DIE Board has an appeal process that is meant to rectify errors in fact-finding, interpretation, and/or analysis conducted by a panel. If it is clear and obvious that a DIE Board panel has made an order under Section 29 of Bylaw 1500 that is not appropriate or just in the circumstances, this order can and should be appealed to rectify this inappropriate or unjust order.

[20] Additionally, and while we make no determination on this point, it is possible that this Board is subject to judicial review, whereby decisions of this Board could be brought before the Court of Queen's Bench of Alberta for a determination as to the reasonableness of the Board's decision.

3. *If the Students' Union is in contravention of its own Bylaws, does it have the power and authority to make changes to the Bylaw(s) to ensure it is no longer being contravened? Or must it resolve the contravention prior to any changes?*

[21] As far as this Panel is aware, there is no supreme legislation enacted by the SU that would prevent the SU from legislating changes to the Bylaw(s) to eliminate a potential or reasoned contravention on a go-forward basis (though changes must still generally comply with provincial, federal, and constitutional legislation). Therefore, the SU can apply its usual legislative procedures to make these changes to eliminate any contravention. It is this Panel's opinion that there being a lack of legislation suggesting otherwise, the SU need not resolve a contravention prior to making any changes.

[22] However, *this does not mean that the contravention did not occur*. Even if the SU changed its Bylaws the day after a contravention, the contravention still occurred and it is fully within the right of a member to bring an application to the DIE Board to remedy this contravention, so long as that member has standing under Section 4 of Bylaw 1500. The Bylaws that apply to the contravention are the Bylaws that existed on the day that the contravention occurred. Hence, changing the Bylaws is not an escape from the plenary enforcement powers of the DIE Board.

[23] In the context of Bylaw 600, if Students' Council decided tomorrow to enact a change to its Bylaws such that a "sustainable method of translation shall be established and an initial translation of Bylaws and Political Policies shall be performed by no later than" a date far into the future rather than April 30, 2018, if there was a contravention *today*, then the DIE Board would have jurisdiction to hear an application brought against Students' Council for contravention of Bylaw 600 based on the Bylaws as they existed *today*. Even if a member argues there to have been a contravention far into the past, an application may still be brought, though a remedy ordered may be nominal.

4. *If the Students' Council is in contravention of Section 5(2) of Bylaw 600, what should be the appropriate remedy?*

[24] Having established that Students' Council has contravened Section 5(2) of Bylaw 600, and having described and expanded upon the DIE Board's broad plenary powers of enforcement, what remains to be determined is what this panel should actually decide with regards to the remedy of this contravention.

[25] While we heard from Speaker Barraclough and President Larsen that a plan has been developed on paper to have the initial translation done by the end of the 2018-2019 Academic Year (around April 2019), we find that due to the continued and proven acquiescence from Students' Council to adhere to the April 30, 2018 translation deadline, a further year to comply with Bylaw 600 would not be appropriate and would fly in the face of all Union members who have elected Students' Council to fulfill their legislated mandate. We therefore order that an initial translation of Bylaws and Political Policies shall be performed by no later than September 4, 2018, being the first day of the 2018-2019 Academic Term. The Bylaws that shall be

translated are as they existed on the date this judgment was released, or any such instance of the Bylaws from that date onward.

[26] With regards to the “sustainable method of translation” we order that such a method be established by September 4, 2019, being one year from the date that the initial translation must be completed. We make no ruling with regards to the form or procedure of this sustainable method of translation. However, based on the discussions had during the hearing, we do make the following recommendation.

[27] Regarding the delegation of responsibility for the translation of Bylaw and Political Policy, this Panel would advise Council to centralize the process of translation. As it currently stands, the duty to develop bylaws and political policy rests with the Bylaw and Policy Committees, respectively; the obligation to translate bylaws and policy with the Council Administration Committee; and the power to enlist translation services with the Executive Committee. This division of responsibility creates a lack of accountability and a disconnect in the translation process, which could ultimately contribute to subsequent bylaw contraventions.

CONCLUSION

[28] While robust and comprehensive frameworks have been set up to effectively allow for the collective bargaining of undergraduate students at the University of Alberta through the SU, enforcement of SU Bylaws is a somewhat nebulous concept. Enforcement hinges on a Council that is honest to the norms that guide the principles of democracy. If Students’ Council willfully contravenes SU Bylaws without cause for concern, then it is up to the media to report on this contravention, and it is up to the Union members to decide at the ballot box whether or not that contemptible behaviour is to be punished.

[29] Finally, the SU can legislate changes to its Bylaws under its usual frameworks to eliminate any contravention on a go-forward basis, but this does not mean that the contravention did not occur. If a contravention occurred at any point in time, it is fully within the right of a member with standing to bring an application to the DIE Board to remedy this contravention as the DIE Board considers appropriate and just under its plenary powers of enforcement.

[30] In terms of Bylaw 600 specifically, it is this Panel’s opinion that Students’ Council, being in contravention of this Bylaw, has the ability to change the Bylaw if it wishes. However, this does not mean that the contravention did not take place. By changing the Bylaw, Students’ Council is not able to negate the fact that a contravention did happen, and therefore, remain subject to the ruling written here.

[31] With regards to Bylaw 600, this Panel has found that Students’ Council of the SU is in contravention. This Panel has decided to exercise its broad plenary powers of enforcement to order that an initial translation of Bylaws and Political Policies shall be performed by no later than September 4, 2018, being the first day of the 2018-2019 Academic Term. The Bylaws that shall be translated are as they existed on the date this judgment was released, or any such instance of the Bylaws from that date onward. With regards to the “sustainable method of

translation” we order that such a method has to be established by September 4, 2019, being one year from the date the initial translation must be completed by. This Panel makes no specific ruling on how the sustainable method of translation should operate, but we have made some recommendations above that could be used as guidance by Students’ Council.

[32] It must also be noted that as this is Council’s first contravention in regards to Bylaw 600, this Panel has elected to make broad orders so that Council, a democratically elected body, may resolve this issue based upon the desires of its electorate. Notwithstanding, this Panel cautions Council that further contraventions of Bylaw 600, or of this ruling, may result in the DIE Board ordering more substantial and directed remedies in order to prevent further or continued contravention.