

March 23rd, 2024

3:30P.M.

Roger Epp Board Room (Augustana Campus)/Zoom

The University of Alberta and the University of Alberta Students' Union occupy Indigenous land in amiskwaciwâskahikan (Beaver Hills House), on Treaty 6 territory. From time immemorial, the banks along the river valley have been known as the Pehonan, a meeting place for the nêhiyawak (Cree), the Niitsítapi (Blackfoot), Métis, Dènesųłíné (Dene), Ojibway/Saulteaux/Anishinaabe, Haudenosaunee and others. The University, the Students' Union and much of the city are located on the unlawfully stolen land of the forcibly removed Papaschase Cree.

We acknowledge that sharing this land gives each of us the responsibility to research the historic contexts of Treaty 6, to reflect on our personal relationships to the land, the Nations we've named, and to our roles in upholding justice on this territory. Since they began, the Students' Union and the University have benefited from historic and ongoing dispossession of land and resources from Indigenous Peoples. As a result, it is our responsibility to seek the restitution of this land and its resources. Finally, we seek to do better by working to make our learning, research, and governance align with the histories, languages, teachings, and cultures of First Nations, Métis, and Inuit Peoples in the land presently occupied by the Canadian state.

We encourage critical reflection by asking the following question. In relation to the territory on which you are situated, what role do you play in strengthening the resistance and resurgence of Indigenous students within your communities?

ORDER PAPERS (SC-2023-24)

2023-24/1 SPEAKERS BUSINESS

2023-24/1a Join Zoom Meeting
<https://zoom.us/j/95902116340>

2023-24/2 CONSENT AGENDA

2023-24/2a *Students' Council Votes and Proceedings (SC-2023-23) are unavailable and will be made available for the next Students' Council meeting.*

2023-24/2b **LAM/THIESSEN MOVE TO** amend the 2023/24 Council Meeting Schedule by rescheduling the April 9th meeting to occur the following week of April 16th

See SC-2023-24.01

2023-24/3 PRESENTATIONS

2023-24/4 EXECUTIVE COMMITTEE AND BOG REPRESENTATIVE REPORTS

2023-24/5 BOARD AND COMMITTEE REPORT

2023-24/6 OPEN FORUM

2023-24/7

QUESTION PERIOD

- 2023-24/8 UNFINISHED BUSINESS
- 2023-24/9 BOARD AND COMMITTEE BUSINESS
- 2023-24/9a **ATWOOD/RAITZ MOVE TO** approve the Second Principles of Article 2 restructuring.
See SC-2023-24.02
- 2023-24/9b **RAITZ/ATWOOD MOVE TO** approve the Second Principles of Bylaw 210
See SC-2023-24.03
- 2023-24/9c **RAITZ/ATWOOD MOVE TO** approve the Second Principles of Bylaw 200.
See SC-2023-24.04
- 2023-24/9d **LAM/MAJEKODUNMI MOVE TO** approve the Second Principles of the Augustana Campus Policy
See SC-2023-24.05
- 2023-24/10 GENERAL ORDERS
- 2023-24/11 CLOSED SESSIONS
- 2023-24/12 INFORMATION ITEMS
- 2023-24/12a Students' Council Submissions
See SC-2023-24.01-05
- 2023-24/12b Board and Committee Information Items
See SC-2023-24.06-09
- 2023-24/12c Students' Council Attendance
See SC-2023-24.10

UASU Students' Council Agenda Submission Form

Council Meeting Date Saturday, March 23, 2024

[Meeting Schedule](#)

Submitter Lam

Email Address lam8@ualberta.ca

Type of Item Submission

Is this a Consent Agenda item?

Approval/Discussion Items

Motion

LAM moves amend the 2023/24 Council Meeting Schedule by rescheduling the April 9th meeting to occur the following week of April 16th

Mover Lam

Second Thiessen

Presenter (If Not the Mover) Lam

Does this item require a closed session discussion?

Office/Committee Responsible Council Administration Committee

Purpose

To move our council meeting date due to time conflicts brought forward by the executive team

Executive Summary

Hey folks, just a date change to council due to conflicts with the executives schedules on April 9th

Relevant Bylaws/Policies/Standing Orders

Bylaw Article I: Governance
Section 110: STUDENTS' COUNCIL

Engagement and Routing

CAC on March 19

Approval Routing

Approved at the March 19 Meeting of CAC

Strategic Alignment

N/A

[Strategic Plan](#)

Calls for Nominations

[Council Committees and Boards](#)

Written Nominations

Information Items

Presentations

Written Questions

UASU Students' Council Agenda Submission Form

Council Meeting Date Saturday, March 23, 2024

[Meeting Schedule](#)

Submitter Jillian Aisenstat

Email Address jeaisens@ualberta.ca

Type of Item Submission

Is this a Consent Agenda item?

Approval/Discussion Items

Motion

Atwood/Raitz motion to approve to Second Principles of Article 2 restructuring.

Mover Atwood

Seconder Raitz

Presenter (If Not the Mover) Atwood

Does this item require a closed session discussion?

Office/Committee Responsible Bylaw Committee

Purpose

The purpose of this item is to continue finishing the restructuring process that began with last year's Bylaw Committee. Following their recommendations, we have restructured these bylaws by renumbering and reorganizing them. This item seeks to approve Article 2 which regroups the operational bylaws.

Executive Summary

These are the restructured bylaws of Article 2. Following First Principles approved last semester, Damon renumbered the operational bylaws and took to restructuring them to follow the same format as Article 1 and Article 3. It includes placing some elements under a regulation instead of bylaw. Consequential amendments include adding definitions into Article 1, Regulation 100.08.

Relevant Bylaws/Policies/Standing Orders

Bylaws 200, 500, 600, 4000, 5100, and Regulation 100.08

Engagement and Routing

Article 2 First Principles were passed in Council on November 4th 2023. Damon worked on restructuring Article 2 and updated Bylaw committee as he worked through this work. The first check in was January

26th, the second was February 9th and the third was on March 8th where the Committee then approved the Second Principles.

Approval Routing

The restructuring was recommended and began by last year's Bylaw Committee
First Principles approved by Students' Council on November 4th 2023.

Second Principles brought for consultation to Bylaw Committee on January 26th, February 9th and finally approved on March 8th.

Strategic Alignment

Support the creation and maintenance of accessible online spaces.
Improve access to Students' Union spaces, resources, and expertise.

[Strategic Plan](#)

Attachments



Second Principles - Article IIpdf

Calls for Nominations

[Council Committees and Boards](#)

Written Nominations

Information Items

Presentations

Written Questions

Article II - Bylaw Reorganization

Principle Author: Damon Atwood

Policy Support Team: Bylaw Committee

Preamble: Previous Councils began the process of reorganizing our bylaws into distinct articles for ease of navigation and reference. This document seeks to continue that work through the renaming and restructuring of those bylaws which remain outside an existing article. One bylaw, Bylaw 5100, has been split into the appropriate regulation/bylaw framework.

Note Due to formatting limitations within Google Docs, section numbers for subsections between the existing and updated versions may not properly relate. A provision has been included into the motion to allow SU staff to adjust all list numbers as required during implementation of these changes.

Existing Version	Updated Version
Creation of Article II	
N/A	<p>Bylaw Article II: Operations</p> <p>UASU Article II (Operations) contains the Bylaws and Regulations that govern the day-to-day operations of the University of Alberta Students' Union. Article II contains the following Bylaws and Regulations:</p>

Bylaw 200: FNMI Consultation and Engagement - Organization Only	
Bylaw 200: FNMI Consultation and Engagement	No change, but bylaw to be organized under Article II. - Draft
Bylaw 500: Access to Students' Union Information - RENAME	
Bylaw 500: Access to Students' Union Information	Bylaw 210 500: Access to Students' Union Information
Bylaw 600: Students' Union Bilingualism - RENAME	
Bylaw 600: Students' Union Bilingualism	Bylaw 220 600: Students' Union Bilingualism
Bylaw 4000: Students' Union Strategic Plan - RENAME/RESTRUCTURE	

Bylaw 4000: Students' Union Strategic Plan

A Bylaw Respecting the Students' Union Strategic Plan

1. Purpose

1. The purpose of this Bylaw is to:
 - a. Provide a framework under which the Students Union may pursue its long and short-term objectives in a practical and efficacious manner;
 - b. Establish the Students' Union as a professional organization through sound business and management planning practices;
 - c. Provide the pre-requisite framework for a good governance as steward of student resources; and
 - d. Provide a framework for objective evaluation of and for its membership, its political officers, services and service providers, and business operation.

2. Definitions

1. For the purpose of this Bylaw:
 - a. "Strategic Plan" shall mean the master plan for the Students' Union addressing the overall organizational objectives of the Students' Union as a whole during the life of the plan.
 - b. "Executive Plans" shall mean the plans outlining the specific objectives and supporting action plans to be achieved by each voting member of the Executive Committee over the term of the current Executive Committee.
 - c. "Operating Plans" shall mean the plans outlining the specific objectives and supporting action plans to be achieved by each Students' Union

Bylaw ~~2304000~~: Students' Union Strategic Plan

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 - b. Establish the Students' Union as a professional organization through sound business and management planning practices;
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 - d. Provide a framework for objective evaluation of and for its membership, its political officers, services and service providers, and business operation.

~~2. Definitions~~

- ~~1. For the purpose of this Bylaw:~~
 - ~~f. "Strategic Plan" shall mean the master plan for the Students' Union addressing the overall organizational objectives of the Students' Union as a whole during the life of the plan.~~
 - ~~g. "Executive Plans" shall mean the plans outlining the specific objectives and supporting action plans to be achieved by each voting member of the Executive Committee over the term of the current Executive Committee.~~
 - ~~h.d. "Operating Plans" shall mean the plans outlining the specific objectives and supporting action plans to be achieved by each Students' Union~~

<p>department.</p> <p>3. Obligations</p> <hr/> <p>1. Through this Bylaw the Students Union is obligated to:</p> <ol style="list-style-type: none"> a. Develop, maintain, and use a Strategic Plan. <ol style="list-style-type: none"> i. The Executive Committee shall act as the steward of the Strategic Plan on behalf of Students' Council and the membership. b. Develop, maintain, and use Executive Plans and Operating Plans which support, as appropriate to functional area, the Strategic Plan and its components. <p>4. Components of the Strategic Plan</p> <hr/> <p>1. The Strategic Plan shall comprise of:</p> <ol style="list-style-type: none"> a. A Mission Statement of the Students' Union as a whole, b. A Vision for the Students' Union as a whole, c. A statement of Values under which the Students' Union conducts its operations and relationships, d. Critical Success Factors which support the achievement of the Vision, and e. Strategic Goals that are to be realized in order to achieve the Vision. <p>5. Life of the Strategic Plan</p> <hr/> <p>1. The Strategic Plan shall have a life no less than four years.</p> <p>6. Components of the Executive Plans</p> <hr/>	<p>department.</p> <p>3. Obligations</p> <hr/> <p>1. Through this Bylaw the Students Union is obligated to:</p> <ol style="list-style-type: none"> a. Develop, maintain, and use a Strategic Plan. <ol style="list-style-type: none"> i. The Executive Committee shall act as the steward of the Strategic Plan on behalf of Students' Council and the membership. b. Develop, maintain, and use Executive Plans and Operating Plans which support, as appropriate to functional area, the Strategic Plan and its components. <p>4. Components of the Strategic Plan</p> <hr/> <p>1. The Strategic Plan shall comprise of:</p> <ol style="list-style-type: none"> a. A Mission Statement of the Students' Union as a whole, b. A Vision for the Students' Union as a whole, c. A statement of Values under which the Students' Union conducts its operations and relationships, d. Critical Success Factors which support the achievement of the Vision, and e. Strategic Goals that are to be realized in order to achieve the Vision. <p>5. Life of the Strategic Plan</p> <hr/> <p>1. The Strategic Plan shall have a life no less than four years.</p>
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1. Each Executive Plan shall comprise of:
 - a. A mission statement addressing the role under the Strategic Plan,
 - b. Executive objectives which account for the achievement of the Mission with respect to the Critical Success Factors and Strategic Goals of the Strategic Plan,
 - c. Action plans to achieve the executive objectives that respect the statement of Values,
 - d. A projection of the required resources to achieve the action plans, and
 - e. Measurement criteria to evaluate the success of the plan.

7. Components of the Operating Plans

1. Each Operating Plan shall comprise of:
 - a. A mission statement addressing the department's role under the Strategic Plan,
 - b. Operating objectives which account for the achievement of the Mission with respect to the Critical Success Factors and Strategic Goals of the Strategic Plan,
 - c. Supporting Action Plans to achieve the Strategic Objectives that respect the statement of Values,
 - d. A projection of the required resources to achieve the action plans, and
 - e. Measurement criteria to evaluate the success of the plan.

8. Review of Executive and Operating Plans

1. The Executive Committee shall provide Executive Plans to Students' Council, accompanied by a presentation, prior to July 31st of the given year.
2. The Executive Committee shall provide to Students' Council a review of the Executive Plans, accompanied by a presentation, prior to January 15th of the given year.
3. The Executive Committee shall present a review of the year to Students'

56. Components of the Executive Plans

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 - a. A mission statement addressing the role under the Strategic Plan,
 - b. Executive objectives which account for the achievement of the Mission with respect to the Critical Success Factors and Strategic Goals of the Strategic Plan,
 - c. Action plans to achieve the executive objectives that respect the statement of Values,
 - d. A projection of the required resources to achieve the action plans, and
 - e. Measurement criteria to evaluate the success of the plan.

67. Components of the Operating Plans

1. Each Operating Plan shall comprise of:
 - a. A mission statement addressing the department's role under the Strategic Plan,
 - b. Operating objectives which account for the achievement of the Mission with respect to the Critical Success Factors and Strategic Goals of the Strategic Plan,
 - c. Supporting Action Plans to achieve the Strategic Objectives that respect the statement of Values,
 - d. A projection of the required resources to achieve the action plans, and
 - e. Measurement criteria to evaluate the success of the plan.

78. Review of Executive and Operating Plans

1. The Executive Committee shall provide Executive Plans to Students' Council,

<p>Council, prior to the conclusion of that Students' Council's elected term.</p> <p>4. Operating Plans shall be reviewed annually by the Executive Committee and the Finance Committee.</p> <p>9. Ratification and Alterations</p>	<p>accompanied by a presentation, prior to July 31st of the given year.</p> <p>2. The Executive Committee shall provide to Students' Council a review of the Executive Plans, accompanied by a presentation, prior to January 15th of the given year.</p> <p>3. The Executive Committee shall present a review of the year to Students' Council, prior to the conclusion of that Students' Council's elected term.</p> <p>4. Operating Plans shall be reviewed annually by the Executive Committee and the Finance Committee.</p>
<p>1. A two-thirds majority vote of Students' Council shall be required in order to:</p> <ol style="list-style-type: none"> Ratify a Strategic Plan, and Amend the Strategic Plan in effect. <p>10. Strategic Plan Steering Committee</p>	<p>8⁹. Ratification and Alterations</p> <p>1. A two-thirds majority vote of Students' Council shall be required in order to:</p> <ol style="list-style-type: none"> Ratify a Strategic Plan, and Amend the Strategic Plan in effect.
<p>1. The mandate of the strategic plan steering committee shall be to review the Strategic Plan by:</p> <ol style="list-style-type: none"> examining the relevancy and appropriateness of the mission, vision, statement of values, critical success factors, and strategic goals; and inducing a process to redevelop and renew the Strategic Plan as appropriate. <p>2. The strategic plan steering committee shall be struck:</p> <ol style="list-style-type: none"> After four (4) years have elapsed from the previous review, or Upon a two-thirds majority vote of Students' Council to do so. <p>3. The President shall chair the Strategic Plan Steering Committee.</p>	<p>9¹⁰. Strategic Plan Steering Committee</p> <p>1. The mandate of the strategic plan steering committee shall be to review the Strategic Plan by:</p> <ol style="list-style-type: none"> examining the relevancy and appropriateness of the mission, vision, statement of values, critical success factors, and strategic goals; and inducing a process to redevelop and renew the Strategic Plan as appropriate.
<p>11. Renewal of the Strategic Plan</p> <p>1. The Strategic Plan Steering Committee shall be struck to review the Strategic Plan:</p> <ol style="list-style-type: none"> After four (4) years have elapsed from the previous review, or Upon a two-thirds majority vote of Students' Council to do so. <p>2. A review of the Strategic Plan shall:</p>	<p>2. The strategic plan steering committee shall be struck:</p> <ol style="list-style-type: none"> After four (4) years have elapsed from the previous review, or Upon a two-thirds majority vote of Students' Council to do so. <p>3. The President shall chair the Strategic Plan Steering Committee.</p>
<p>1. The Strategic Plan Steering Committee shall be struck to review the Strategic Plan:</p> <ol style="list-style-type: none"> After four (4) years have elapsed from the previous review, or Upon a two-thirds majority vote of Students' Council to do so. <p>2. A review of the Strategic Plan shall:</p>	

<ul style="list-style-type: none"> a. Examine the relevancy and appropriateness of the Mission, Vision, statement of Values, Critical Success Factors and Strategic Goals; and b. Induce a process to redevelop and renew the Strategic Plan as appropriate. 	<p><u>10</u>11. Renewal of the Strategic Plan</p> <hr/> <ul style="list-style-type: none"> 1. The Strategic Plan Steering Committee shall be struck to review the Strategic Plan: <ul style="list-style-type: none"> a. After four (4) years have elapsed from the previous review, or b. Upon a two-thirds majority vote of Students' Council to do so. 2. A review of the Strategic Plan shall: <ul style="list-style-type: none"> a. Examine the relevancy and appropriateness of the Mission, Vision, statement of Values, Critical Success Factors and Strategic Goals; and b. Induce a process to redevelop and renew the Strategic Plan as appropriate.
<p>Bylaw 5100: Student Group Conduct - RENAME/RESTRUCTURE</p>	
<p>Bylaw 5100: Student Group Conduct</p> <p>1. Purpose</p> <hr/> <ul style="list-style-type: none"> 1. This bylaw will only apply to Student Groups registered with the University of Alberta Students' Union. 2. The conduct and discipline of individual students at the University of Alberta are outlined in the University's Code of Student Behaviour and other relevant University policies and procedures. 3. The conduct and discipline of Student Groups registered with the University of 	<p>Bylaw 2405<u>100</u>: Student Group Conduct</p> <p>1. Purpose</p> <hr/> <ul style="list-style-type: none"> 1. This bylaw will only apply to Student Groups registered with the University of Alberta Students' Union. 2. The conduct and discipline of individual students at the University of Alberta are outlined in the University's Code of Student Behaviour and other relevant University policies and procedures. 3. The conduct and discipline of Student Groups registered with the University of

<p>Alberta is outlined in University of Alberta policies and procedures.</p> <p>2. Definitions</p> <ol style="list-style-type: none"> 1. Student Group: refers to any group of students applying for or having received official recognition from the Students' Union. "Student Group", "group" and "club" can be used interchangeably. 2. Risk to Persons: referring to any situation wherein there is a reasonable chance that the health, safety, and/or overall well-being of one or more persons could be compromised or threatened. 3. Risk to Property: referring to any situation wherein there is a reasonable chance of damage, destruction, or vandalism to property which does not belong to the Student Group. 4. Student Group Committee: The committee of Students' Council defined in SU Bylaw responsible for overseeing Student Group management within the SU. 5. University Community: Individuals or groups affiliated with the University of Alberta. <p>3. Student Group Code</p> <ol style="list-style-type: none"> 1. Rights of Student Groups <ol style="list-style-type: none"> a. To have clear rules and expectations for how the Students' Union expects the group to conduct its activities while registered as an SU Student Group. b. Have the right to due process when complaints or problems arise, including but not limited to: <ol style="list-style-type: none"> i. To have clear rules and expectations for investigation by the Students' Union and the Student Group Committee decision-making process, and know those rules in advance of the commencement of any investigation or decision-making process. 	<p>Alberta is outlined in University of Alberta policies and procedures.</p> <p>2. Definitions</p> <ol style="list-style-type: none"> 1. Student Group: refers to any group of students applying for or having received official recognition from the Students' Union. "Student Group", "group" and "club" can be used interchangeably. 2. Risk to Persons: referring to any situation wherein there is a reasonable chance that the health, safety, and/or overall well-being of one or more persons could be compromised or threatened. 3. Risk to Property: referring to any situation wherein there is a reasonable chance of damage, destruction, or vandalism to property which does not belong to the Student Group. 4.1. Student Group Committee: The committee of Students' Council defined in SU Bylaw responsible for overseeing Student Group management within the SU. 6. University Community: Individuals or groups affiliated with the University of Alberta. <p><u>2</u>3. Student Group Code</p> <ol style="list-style-type: none"> 1. Rights of Student Groups <ol style="list-style-type: none"> a. To have clear rules and expectations for how the Students' Union expects <u>Student Group</u>the group to conduct <u>their</u>its activities while registered as an SU Student Group. b. <u>To H</u>ave the right to due process <u>procedural fairness in the resolution of any complaints, when complaints or problems arise</u>, including but not limited to: <ol style="list-style-type: none"> i. To have cClear rules and expectations <u>concerning the process for</u>for investigations <u>s</u> by the Students' Union and the Student Group Committee decision-making process, and <u>to be advised of these</u>know those rules in advance of <u>the commencement of</u> any
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<ul style="list-style-type: none"> ii. To see evidence against them, and have the opportunity to prepare their defence or explanation in advance of needing to defend themselves or of a decision being made. iii. Have the opportunity to appeal any decision made to a separate appeals body. iv. To not be held accountable as a group for the unsanctioned and/or unpreventable actions of a single member or event participant, where the student group has taken reasonable precautions to prevent such actions. v. Be informed of disciplinary action and have their appeal heard in a timely manner. c. To not be disciplined for actions of past members or executive teams that occurred more than two years previously. <ul style="list-style-type: none"> i. Such actions may be investigated, and comment on the investigation results may be issued. ii. Such comment on past complaints or offences may affect future rulings where they are indicative of systemic or long-term problems for the group. d. To not be subject to frivolous or malicious complaints. e. To have access to the privileges as outlined in section 4.1 of this bylaw. <p>2. Rights of the University Community</p> <ul style="list-style-type: none"> a. Not be retaliated against for filing or withdrawing a complaint or an appeal. b. Know results of investigations launched due to a complaint they made. c. Know the reasons for decisions made regarding a complaint they made. d. Withdraw their complaint at any time, for any reason. e. Any member of the University may file a complaint against a student group and have their complaint thoroughly investigated where necessary. <ul style="list-style-type: none"> i. Complaints from outside the University of Alberta will be 	<ul style="list-style-type: none"> <u>such</u> investigation or decision-making process. ii. To see evidence against them, and have the opportunity to prepare their defence or explanation in advance of needing to defend themselves or of a decision being made. iii. Have the opportunity to appeal any decision made to a separate appeals body. iv. To not be held accountable as a group for the unsanctioned and/or unpreventable actions of a single member or event participant, where the student group has taken reasonable precautions to prevent such actions. v. Be informed of disciplinary action and have their appeal heard in a timely manner. c. To not be disciplined for actions of past members or executive teams that occurred more than two years previously. <ul style="list-style-type: none"> i. Such actions may be investigated, and comment on the investigation results may be issued. ii. Such comment on past complaints or offences may affect future rulings where they are indicative of systemic or long-term problems for the group. d. To not be subject to frivolous or malicious complaints. e. To have access to the privileges as outlined in section 4.1 of this bylaw. <p>2. Rights of the University Community</p> <ul style="list-style-type: none"> a. <u>Any member of the University may file a complaint against a student group and have their complaint thoroughly investigated where necessary.</u> <ul style="list-style-type: none"> i. <u>Complaints from outside the University of Alberta will be responded to at the discretion of the SGS Staff receiving the complaint.</u> a-b. To Not be retaliated against for filing or withdrawing a complaint or an appeal. b-c. To Know <u>the</u> results of investigations <u>conducted for which they are the</u>
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responded to at the discretion of the SGS Staff receiving the complaint.

3. Prohibited Behaviour

- a. Hazing - the practice of rituals or other activities involving harassment, abuse, or humiliation used as a way of initiating a person into a group or as a requirement for their continued membership.
- b. Willful disregard for the group's recognized constitution.
- c. SU Legislation violations - the group must adhere to all SU Legislation that applies to them.
- d. Serious financial mismanagement, theft, or fraudulent activity.
- e. Not conducting free and fair elections - executives must be chosen by election, where all members are entitled to an equal vote, votes are conducted by secret ballot, and the election must be administered by an impartial officer.
 - i. Where separate membership categories exist, all members of the same membership category must be entitled to an equal vote as others in the same category.
 - ii. Exceptions may be granted by request to the Student Group Committee in cases where elections are not possible due to the size or mandate of the group.
- f. Creating an unacceptable risk to persons or property;
- g. Through intention or negligence, causing damage or harm to property not belonging to the group.
- h. Behaving in a discriminatory manner, such as refusing membership or services, to someone on the basis of ethnicity, religion, gender identity and expression, sex, sexual orientation, or ability.
 - i. Exceptions may be granted in cases where such discrimination is inextricably bound, in a reasonable and justifiable way, to the stated purpose or mandate of the group.
- i. Creating or disseminating physical or digital material that attacks, threatens, or discriminates against any individual, group, or institution, including but not limited to:

~~complainant launched due to a complaint they made.~~

~~e.d. To Know the reasons for decisions made regarding a complaint they made.~~

~~e.e. To Withdraw their complaint at any time, for any reason.~~

~~d. Any member of the University may file a complaint against a student group and have their complaint thoroughly investigated where necessary.~~

~~ii.f. Complaints from outside the University of Alberta will be responded to at the discretion of the SGS Staff receiving the complaint.~~

3. Prohibited Behaviour

- a. Hazing - the practice of rituals or other activities involving harassment, abuse, or humiliation used as a way of initiating a person into a group or as a requirement for their continued membership.
- b. Willful disregard for the group's recognized constitution.
- c. SU Legislation violations - the group must adhere to all SU Legislation that applies to them.
- d. Serious financial mismanagement, theft, or fraudulent activity.
- e. Not conducting free and fair elections - executives must be chosen by election, where all members are entitled to an equal vote, votes are conducted by secret ballot, and the election must be administered by an impartial officer.
 - i. Where separate membership categories exist, all members of the same membership category must be entitled to an equal vote as others in the same category.
 - ii. Exceptions may be granted by request to the Student Group Committee in cases where elections are not possible due to the size or mandate of the group.
- f. Creating an unacceptable risk to persons or property;
- g. Through intention or negligence, causing damage or harm to property not belonging to the group.
- h. Behaving in a discriminatory manner, such as refusing membership or

- i. Material that is sexist, racist, homophobic, or defamatory.
- j. Through noise, obstruction, or other means, significantly impairing the functioning of regular activities including classes, labs, meetings, town halls, forums, lectures, and scheduled University, SU, or GSA events.
 - i. Exceptions for political activity may be made at the discretion of the Student Group Committee.
- k. Retaliating against anyone who files a complaint against a group.

4. Student Group Recognition

1. Student Groups that are recognized by the Students' Union will have access to the following privileges:
 - a. Ability to book space with the SU;
 - b. Use of the SU's name and insignia;
 - i. For rights to the University of Alberta name and insignia, a group must be recognized by the University of Alberta.
 - c. Ability to rent SU property and equipment;
 - d. Where practical, exclusive use of the group's name on campus;
 - e. Ticket distribution for events through InfoLink;
 - f. Eligibility to receive funding provided through the Student Group Granting Program;
 - g. Access to the SGS Executive VIP Card and its associated discounts;
 - h. Access to discounted booking rates for SU venues;
 - i. Student Group related training, professional development, advising, and support services from SGS and Discover Governance.
2. Student Group Services (SGS) will be responsible for the administration of Student Group recognition, including but not limited to:
 - a. Annual recognition renewal with previously-recognized student groups;
 - b. Initial ("new group") recognition for student groups that have not been previously recognized;
 - c. Imposing a temporary freeze on recognition and associated privileges pending the completion of an investigation where a group's activities

services, to someone on the basis of ethnicity, religion, gender identity and expression, sex, sexual orientation, or ability.

- i. Exceptions may be granted in cases where such discrimination is inextricably bound, in a reasonable and justifiable way, to the stated purpose or mandate of the group.
- i. Creating or disseminating physical or digital material that attacks, threatens, or discriminates against any individual, group, or institution, including but not limited to:
 - i. Material that is sexist, racist, homophobic, or defamatory.
- j. Through noise, obstruction, or other means, significantly impairing the functioning of regular activities including classes, labs, meetings, town halls, forums, lectures, and scheduled University, SU, or GSA events.
 - i. Exceptions for political activity may be made at the discretion of the Student Group Committee.
- k. Retaliating against anyone who files a complaint against a group.

43. Student Group Recognition, Administration, and Privileges

- ~~11.1.~~ 11.1. Student Groups that are recognized by the Students' Union will have access to the following privileges:
- a. Ability to book space with the SU;
 - b. Use of the SU's name and insignia;
 - i. For rights to the University of Alberta name and insignia, a group must be recognized by the University of Alberta.
 - c. Ability to rent SU property and equipment;
 - d. Where practical, exclusive use of the group's name on campus;
 - e. Ticket distribution for events through InfoLink;
 - f. Eligibility to receive funding provided through the Student Group Granting Program;
 - g. Access to the SGS Executive VIP Card and its associated discounts;
 - h. Access to discounted booking rates for SU venues;
 - i. Student Group related training, professional development, advising, and

<p>pose an immediate risk to persons or property;</p> <p>d. Derecognizing a student group under the direction of the Student Group Committee.</p> <p>3. Registration submissions will be reviewed and applicants will receive feedback and/or notifications of review within three weeks of submission.</p> <p>4. Registrations will be approved or denied as soon as is feasible after being reviewed.</p> <p>5. SGS may forward a group's recognition application to the Student Group Committee for review and final decision when they cannot automatically approve or deny recognition of the group.</p> <p>6. Where SGS has automatically approved or denied recognition, a request for reconsideration may be submitted to the Student Group Committee by contacting the Chair and/or the Council Administrative Assistant, to be reviewed at the next meeting of the Committee.</p> <p>a. Groups will be informed of the reconsideration process at the time of their application denial.</p> <p>b. Requests for reconsideration can be made by members of the group who are in good standing as per the group's relevant legislation, or any voting member of Students' Council.</p> <p>c. Requests for reconsideration must be received within four months in which the approval or denial took place.</p> <p>7. Recognition agreements will have a term limit of one calendar year from the last day of the Student Group's stated elections month.</p> <p>a. Student Groups wishing to renew their recognition agreement will have a grace period of one month following their elections month, during which SGS will make the registration application available, without suspending student group privileges.</p> <p>b. A Student Group which fails to submit a renewal application by the end of the stated timeline will have their Student Group privileges suspended until a submission is received and approved by SGS.</p> <p>8. Any group seeking Student Group Recognition must:</p> <p>a. Have a mandate that does not work directly against the values or</p>	<p>support services from SGS and Discover Governance.</p> <p>12.2. Student Group Services (SGS) will be responsible for the administration of Student Group recognition, <u>complaints, investigations, and event registration in accordance with the regulations,</u> including but not limited to:</p> <p>a. Annual recognition renewal with previously-recognized student groups;</p> <p>b. Initial ("new group") recognition for student groups that have not been previously recognized;</p> <p>c. Imposing a temporary freeze on recognition and associated privileges pending the completion of an investigation where a group's activities pose an immediate risk to persons or property;</p> <p>d. Derecognizing a student group under the direction of the Student Group Committee.</p> <p>12. Registration submissions will be reviewed and applicants will receive feedback and/or notifications of review within three weeks of submission.</p> <p>12. Registrations will be approved or denied as soon as is feasible after being reviewed.</p> <p>12. SGS may forward a group's recognition application to the Student Group Committee for review and final decision when they cannot automatically approve or deny recognition of the group.</p> <p>12. Where SGS has automatically approved or denied recognition, a request for reconsideration may be submitted to the Student Group Committee by contacting the Chair and/or the Council Administrative Assistant, to be reviewed at the next meeting of the Committee.</p> <p>i. Groups will be informed of the reconsideration process at the time of their application denial.</p> <p>j. Requests for reconsideration can be made by members of the group who are in good standing as per the group's relevant legislation, or any voting member of Students' Council.</p> <p>k. Requests for reconsideration must be received within four months in which the approval or denial took place.</p> <p>12. Recognition agreements will have a term limit of one calendar year from the last day of the Student Group's stated elections month.</p>
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- legislation of the University of Alberta Students' Union;
- b. Have a minimum of 10 current University of Alberta Students on its official membership list;
 - i. Exceptions may be granted by SGS or the Student Group Committee on a case-by-case basis.
 - c. Provide opportunities for undergraduate student involvement;
 - d. Provide a constitution that outlines, at minimum, the following:
 - i. The official name(s) of the Student Group;
 - ii. The process by which a student can join the membership;
 - iii. A description of the officer positions and their roles and responsibilities;
 - iv. If the group will be handling money, financial management processes including bank account maintenance, indication of at least two (2) and not more than four (4) positions to have signing authority, maintenance of detailed financial records, and the direction that all assets collected and held by the group will be used in fulfilling the group's stated purpose, objectives, and goals.
 - v. A fair and democratic process for selecting officers;
 - vi. A process for dissolving the student group should members decide to end the group's activities, including what will happen to any assets, financial or otherwise;
 - vii. A group's constitution cannot contradict any other requirements of Student Groups specified in this Bylaw.
 - e. Complete a suitable recognition application as requested by SGS.
9. SGS may deny a group's registration if:
- a. The group does not meet the minimum administrative requirements in their application;
 - b. A group applying for initial recognition has a name or title that substantially mimics or duplicates that of an existing recognized Student Group or on-campus service, which would reasonably confuse one for the other, or a Student Group that has been derecognized by the

- ~~m. Student Groups wishing to renew their recognition agreement will have a grace period of one month following their elections month, during which SGS will make the registration application available, without suspending student group privileges.~~
- ~~n.3. A Student Group which fails to submit a renewal application by the end of the stated timeline will have their Student Group privileges suspended until a submission is received and approved by SGS.~~
- Any group seeking Student Group Recognition must:
- ~~12. —~~
- ~~p.a. H~~ have a mandate that does not work directly against the values or legislation of the University of Alberta Students' Union.;
- ~~q.b.~~ Have a minimum of 10 current University of Alberta Students on its official membership list;
 - i. Exceptions may be granted by SGS or the Student Group Committee on a case-by-case basis.
- ~~r.c.~~ Provide opportunities for undergraduate student involvement;
- ~~s.d.~~ Provide a constitution that outlines, at minimum, the following:
 - i. The official name(s) of the Student Group;
 - ii. The process by which a student can join the membership;
 - iii. A description of the officer positions and their roles and responsibilities;
 - iv. If the group will be handling money, financial management processes including bank account maintenance, indication of at least two (2) and not more than four (4) positions to have signing authority, maintenance of detailed financial records, and the direction that all assets collected and held by the group will be used in fulfilling the group's stated purpose, objectives, and goals.
 - v. A fair and democratic process for selecting officers;
 - vi. A process for dissolving the student group should members decide to end the group's activities, including what will happen to any assets, financial or otherwise;

Student Group Committee within the last three (3) years.

10. The Student Group Committee may deny a group's registration if:
- a. The group's name, mandate, bylaws, or planned activities are deemed to be discriminatory, derogatory, or in violation of University and/or SU values, legislation, rules, or regulations;
 - b. The group's planned activities pose an unacceptable level of risk to persons or property.

5. Event Registration

1. Student Groups that are recognized by the Students' Union may register their events with the SU to gain access to SU spaces, venues, and insurance policies.
 - a. Event registration status will not affect a group's ability to advertise or continue planning their event.
2. Student Group Services (SGS) will be responsible for the administration of event registration.
 - a. SGS will respond to all event registration applications within five (5) business days or twenty-four (24) hours of the event taking place, whichever occurs first.
 - b. When necessary, SGS can request an extension of five (5) business days from the Student Group Committee.
3. SGS may forward a group's event submission to the Student Group Committee for review and final decision when they cannot automatically approve or deny the event.
4. Where SGS has automatically approved or denied an event application, a request for reconsideration may be submitted to the Student Group Committee by contacting the Chair and/or the Council Administrative Assistant, to be reviewed by the Committee.
 - a. Groups will be informed of the reconsideration process at the time of their application denial.
 - b. Requests for reconsideration can be made by members of the group

vii. A group's constitution cannot contradict any other requirements of Student Groups specified in this Bylaw.

~~t. Complete a suitable recognition application as requested by SGS.~~

~~13.4. A Student Group SGS may deny a group's registration may be denied registration if:~~

- a. The group does not meet the minimum administrative requirements in their application;
- b. A group applying for initial recognition has a name or title that substantially mimics or duplicates that of an existing recognized Student Group or on-campus service, which would reasonably confuse one for the other, or a Student Group that has been derecognized by the Student Group Committee within the last three (3) years.

~~14. The Student Group Committee may deny a group's registration if:~~

- ~~c. The group's name, mandate, bylaws, or planned activities are deemed to be discriminatory, derogatory, or in violation of University and/or SU values, legislation, rules, or regulations;~~
 - ~~a.i. A Student Group may only be denied registration on these grounds by the Student Group Committee.~~
- ~~d. The group's planned activities pose an unacceptable level of risk to persons or property.~~
 - ~~i. A Student Group may only be denied registration on these grounds by the Student Group Committee.~~

~~b.~~

~~4~~5. Event Registration

- ~~7. Student Groups that are recognized by the Students' Union may register their events with the SU to gain access to SU spaces, venues, and insurance policies.~~
 - ~~b. Event registration status will not affect a group's ability to advertise or continue planning their event.~~

who are in good standing as per the group's relevant legislation, or any voting member of Students' Council.

- c. Upon receiving the request, the Committee will make a decision on the request at their next meeting, or within two (2) calendar weeks, whichever occurs first.
 - d. If the Committee requires more time to make a decision, they may extend the reconsideration period by up to two (2) calendar weeks.
 - e. Where an extension has been granted, the Student Group shall be informed of the length and reasons for the extension within a reasonable time frame.
5. Any group registering their event must submit a complete event registration form.
- a. Events that require SU business, venue, or equipment rental, that may require special or additional insurance, or that may require special licensing or other external authorization, must submit their event registration at least two (2) calendar months from the event date.
 - b. Events that only require a meeting room booking must submit their registration at least 48 business hours from the time of the event.
6. SGS may deny a group's event registration if:
- a. The group does not meet the minimum administrative requirements in their application;
 - b. Registration is not received with enough time to book an event;
 - c. The event would pose an unacceptable level of risk to persons or property.
7. The Student Group Committee may deny a group's event registration if:
- a. The event's name or planned activities are deemed to be discriminatory, derogatory, or in violation of University and/or SU values, legislation, rules, or regulations;
 - b. The event would pose an unacceptable level of risk to persons or property.

~~7.—Student Group Services (SGS) will be responsible for the administration of event registration.~~

~~b.—SGS will respond to all event registration applications within five (5) business days or twenty-four (24) hours of the event taking place, whichever occurs first.~~

~~b.—When necessary, SGS can request an extension of five (5) business days from the Student Group Committee.~~

~~7.—SGS may forward a group's event submission to the Student Group Committee for review and final decision when they cannot automatically approve or deny the event.~~

~~7.—Where SGS has automatically approved or denied an event application, a request for reconsideration may be submitted to the Student Group Committee by contacting the Chair and/or the Council Administrative Assistant, to be reviewed by the Committee.~~

~~b.—Groups will be informed of the reconsideration process at the time of their application denial.~~

~~b.—Requests for reconsideration can be made by members of the group who are in good standing as per the group's relevant legislation, or any voting member of Students' Council.~~

~~b.—Upon receiving the request, the Committee will make a decision on the request at their next meeting, or within two (2) calendar weeks, whichever occurs first.~~

~~b.—If the Committee requires more time to make a decision, they may extend the reconsideration period by up to two (2) calendar weeks.~~

~~b.—Where an extension has been granted, the Student Group shall be informed of the length and reasons for the extension within a reasonable time frame.~~

~~7.—Any group registering their event must submit a complete event registration form.~~

~~b.—Events that require SU business, venue, or equipment rental, that may require special or additional insurance, or that may require special~~

6. Complaints Against Student Groups

1. Relevant parties:
 - a. The group against which the complaint was filed, referred to hereafter as the respondent;
 - b. The complainant;
 - c. Student Group Services;
 - d. The Students' Union Executive and Discover Governance for all cases involving Student Representative Associations;
 - e. The Graduate Students' Association for all cases involving groups registered with the GSA;
 - f. The Dean of Students for all University registered Student Groups.
2. Receiving Complaints
 - a. Any student, staff member, or Student Group member may submit a complaint or concern regarding a student group to SGS staff.
 - i. Complaints from individuals or organizations outside of the University Community may be responded to at the discretion of SGS.
3. Responding to a Complaint
 - a. Within one week, SGS must notify all relevant parties of the complaint received, rules allegedly broken or damages allegedly caused, and the process moving forward to address the complaint.
 - b. All relevant parties will be informed that informal conflict resolution or mediation is available and that they may access informal mediation at any time, provided the complaint is not serious, and all parties consent.
 - c. If SGS intends to conduct an investigation, the SU staff member assigned to their case must inform all relevant parties of the process, their expected involvement, and their rights and responsibilities throughout the investigation.
 - d. If SGS intends to launch an investigation, the group will continue to function in good standing until the investigation is complete.

- ~~licensing or other external authorization, must submit their event registration at least two (2) calendar months from the event date.~~
- ~~b. Events that only require a meeting room booking must submit their registration at least 48 business hours from the time of the event.~~
- ~~7. SGS may deny a group's event registration if:~~
- ~~b. The group does not meet the minimum administrative requirements in their application;~~
- ~~b. Registration is not received with enough time to book an event;~~
- ~~b. The event would pose an unacceptable level of risk to persons or property.~~
- ~~7. The Student Group Committee may deny a group's event registration if:~~
- ~~b. The event's name or planned activities are deemed to be discriminatory, derogatory, or in violation of University and/or SU values, legislation, rules, or regulations;~~
- ~~b. The event would pose an unacceptable level of risk to persons or property.~~

~~6. Complaints Against Student Groups~~

- ~~3. Relevant parties:~~
- ~~d. The group against which the complaint was filed, referred to hereafter as the respondent;~~
- ~~d. The complainant;~~
- ~~d. Student Group Services;~~
- ~~d. The Students' Union Executive and Discover Governance for all cases involving Student Representative Associations;~~
- ~~d. The Graduate Students' Association for all cases involving groups registered with the GSA;~~
- ~~d. The Dean of Students for all University registered Student Groups.~~
- ~~3. Receiving Complaints~~
- ~~d. Anyone student, staff member, or Student Group member may submit a complaint or concern regarding a student group to SGS staff.~~

- i. Notwithstanding section 6.3.d., SGS may temporarily freeze a group during the investigation period if that group's ongoing activities could cause tangible risks to persons or property.
- ii. The temporary freeze will last for up to one (1) calendar month, or until the completion of the investigation and the ruling of the Student Group Committee, whichever occurs first.
- iii. If more time is needed to investigate or make a decision, the Student Group Committee may choose to extend the temporary freeze by up to one (1) calendar month, after which the freeze will be lifted.

7. Student Group Complaints Against Individuals

1. Complaints may be brought by a group against an individual student if the group is having trouble with a member, or if an individual student outside the group is causing trouble for the group.
2. All parties will be informed that informal conflict resolution or mediation is available and that they may access informal mediation at any time, provided the complaint is not serious, and all parties consent.
3. The Students' Union will not conduct investigations on individual students.
4. If necessary, the complainant may be referred to the Code of Student Behaviour or the Individuals At Risk Program.

8. Investigations

1. Investigations of Student Group activities and complaints against Student Groups will be conducted by a Student Group Services staff member, to be assigned at the time that SGS chooses to initiate an investigation.
 - a. When necessary or advisable, SGS may delegate the investigation to another SU staff member, provided that staff member is:
 - i. Able to remain impartial during the investigation;

- iii. ~~Complaints from individuals or organizations outside of the University Community may be responded to at the discretion of SGS.~~

~~3. Responding to a Complaint~~

- d. ~~Within one week, SGS must notify all relevant parties of the complaint received, rules allegedly broken or damages allegedly caused, and the process moving forward to address the complaint.~~
- d. ~~All relevant parties will be informed that informal conflict resolution or mediation is available and that they may access informal mediation at any time, provided the complaint is not serious, and all parties consent.~~
- d. ~~If SGS intends to conduct an investigation, the SU staff member assigned to their case must inform all relevant parties of the process, their expected involvement, and their rights and responsibilities throughout the investigation.~~
- d. ~~If SGS intends to launch an investigation, the group will continue to function in good standing until the investigation is complete.~~
 - iii. ~~Notwithstanding section 6.3.d., SGS may temporarily freeze a group during the investigation period if that group's ongoing activities could cause tangible risks to persons or property.~~
 - iii. ~~The temporary freeze will last for up to one (1) calendar month, or until the completion of the investigation and the ruling of the Student Group Committee, whichever occurs first.~~
 - iii. ~~If more time is needed to investigate or make a decision, the Student Group Committee may choose to extend the temporary freeze by up to one (1) calendar month, after which the freeze will be lifted.~~

~~7.6. Student Group Complaints Against Individuals~~

4. ~~Complaints may be brought by a group against an individual student if the group is having trouble with a member, or if an individual student outside the group is causing trouble for the group.~~

- ii. Not named as a party in the complaint; and,
- iii. Not acting as an advisor to any party named in the complaint during the investigation period.
- b. The investigation shall not last longer than one (1) calendar month.
 - i. Notwithstanding, the staff conducting the investigation may request an extension of up to one (1) calendar month from the Student Group Committee if necessary.

2. Principles

- a. Investigations will be objective and impartial, with consideration for the standards of natural justice and adherence to relevant governing legislation.
- b. Investigations will not be used as a form of discipline, and further action will not be considered until the investigation is complete.
 - i. If SGS has reason to believe the group poses a significant risk to persons or property, they may impose a temporary freeze on a Student Group's activities during the investigation period as per section 6.3.d of this bylaw.
- c. Staff will make reasonable efforts to ensure all involved parties have a full understanding of the process and relevant rules before the investigation begins.
- d. Evidence will be collected fairly and without bias.
- e. Respondents will be given a reasonable chance to present their own evidence.
- f. Respondents will be provided with the details of the complaint, rules allegedly broken, damages allegedly caused, and a reasonable amount of time to consider the allegations before being expected to provide evidence or explanation.
- g. All evidence will be considered carefully and without bias towards or against any party involved in the investigation.
- h. Student Groups will be given reasonable opportunity to contact and consult with advisors or mentors of their choice, and may bring those advisors or mentors to any meetings.

- ~~4.—All parties will be informed that informal conflict resolution or mediation is available and that they may access informal mediation at any time, provided the complaint is not serious, and all parties consent.~~
- ~~4.—The Students' Union will not conduct investigations on individual students.~~
- ~~5.—If necessary, the complainant may be referred to the Code of Student Behaviour or the Individuals At Risk Program.~~

~~87. Investigations~~

- ~~7.—Investigations of Student Group activities and complaints against Student Groups will be conducted by a Student Group Services staff member, to be assigned at the time that SGS chooses to initiate an investigation.~~
 - ~~e.—When necessary or advisable, SGS may delegate the investigation to another SU staff member, provided that staff member is:

 - ~~ii.—Able to remain impartial during the investigation;~~
 - ~~iii.—Not named as a party in the complaint; and,~~
 - ~~iiii.—Not acting as an advisor to any party named in the complaint during the investigation period.~~~~
 - ~~e.—The investigation shall not last longer than one (1) calendar month.~~
 - ~~iv.—Notwithstanding, the staff conducting the investigation may request an extension of up to one (1) calendar month from the Student Group Committee if necessary.~~

~~8.—Principles~~

- ~~a.—Investigations will be objective and impartial, with consideration for the standards of natural justice and adherence to relevant governing legislation.~~
- ~~a.—Investigations will not be used as a form of discipline, and further action will not be considered until the investigation is complete.~~
 - ~~iii.—If SGS has reason to believe the group poses a significant risk to persons or property, they may impose a temporary freeze on a Student Group's activities during the investigation period as per section 6.3.d of this bylaw.~~

3. Before launching an investigation into a complaint, the following criteria must be met:
 - a. Involved parties do not wish to access informal mediation.
 - b. The nature or contents of the complaint indicates one or more of the following:
 - i. The complaint refers to existing Students' Union rules that may have been broken or tangible damages that may have been caused;
 - ii. The complaint can be addressed under Students' Union rules;
 - iii. The complaint does not appear to be vexatious or malicious in intent;
4. If the complainant and respondent wish to access informal mediation after the investigation has begun, the investigation may be halted.
 - a. Any investigation findings collected up to that point will be kept on file until the issue is resolved.
 - b. The investigation may be continued if informal mediation is not successful, or if evidence suggests that the group or its activities could pose a risk to persons or property in the immediate future.
5. The SU staff member conducting the investigation will contact as many of the relevant parties as possible to collect information regarding the complaint, including but not limited to:
 - a. The complainant;
 - b. The respondent;
 - c. Witnesses; and
 - d. Any other stakeholders who may be able to provide information or context for the complaint.
6. Investigation Reports
 - a. Upon completion of the investigation, the SU staff assigned to the case will compile a report for the Student Group Committee.
 - b. The report will include, at minimum, a summary of information collected, what rules were broken, what damages were caused, and the relative severity of the infraction.

- ~~a. Staff will make reasonable efforts to ensure all involved parties have a full understanding of the process and relevant rules before the investigation begins.~~
- ~~a. Evidence will be collected fairly and without bias.~~
- ~~a. Respondents will be given a reasonable chance to present their own evidence.~~
- ~~a. Respondents will be provided with the details of the complaint, rules allegedly broken, damages allegedly caused, and a reasonable amount of time to consider the allegations before being expected to provide evidence or explanation.~~
- ~~a. All evidence will be considered carefully and without bias towards or against any party involved in the investigation.~~
- ~~a. Student Groups will be given reasonable opportunity to contact and consult with advisors or mentors of their choice, and may bring those advisors or mentors to any meetings.~~
- ~~8. Before launching an investigation into a complaint, the following criteria must be met:~~
 - ~~a. Involved parties do not wish to access informal mediation.~~
 - ~~a. The nature or contents of the complaint indicates one or more of the following:~~
 - ~~xiii. The complaint refers to existing Students' Union rules that may have been broken or tangible damages that may have been caused;~~
 - ~~xiv. The complaint can be addressed under Students' Union rules;~~
 - ~~xv. The complaint does not appear to be vexatious or malicious in intent;~~
- ~~8. If the complainant and respondent wish to access informal mediation after the investigation has begun, the investigation may be halted.~~
 - ~~a. Any investigation findings collected up to that point will be kept on file until the issue is resolved.~~
 - ~~a. The investigation may be continued if informal mediation is not successful, or if evidence suggests that the group or its activities could~~

7. Past complaints or contraventions may be considered to provide context when considering the appropriate response, provided they are relevant to the case and are not more than 5 years old.
 - a. Unconfirmed rumours or unfounded past complaints will not be included as information in the report.
 - b. Based on the findings, the SU staff member conducting the investigation may recommend an appropriate response in the report.
 - i. The Student Group Committee is not obligated to implement any recommendations made in the report.
 - c. Upon completion, the report will be forwarded to the relevant parties in the case for review, and the Student Group Committee to make a decision.
 - i. All involved parties will also be provided with information on the next Student Group Committee meeting and the process for appealing Committee decisions.

9. Student Group Committee Decisions

1. The Student Group Committee may meet to make decisions and rulings as per Bylaw 100, the Bylaw 100 Schedule, their Standing Orders, and any other relevant legislation.
2. Decisions must be made at the next meeting of the committee, or within two (2) calendar weeks of receiving the item, whichever occurs first.
 - a. If the committee requires more time to make a decision, they may vote to extend their deadline by up to two (2) calendar weeks.
3. Parties involved in a Student Group investigation may attend any Student Group Committee meeting at which the report for their investigation is being reviewed.

10. Student Group Appeals

- ~~pose a risk to persons or property in the immediate future.~~
- ~~8.—The SU staff member conducting the investigation will contact as many of the relevant parties as possible to collect information regarding the complaint, including but not limited to:~~
- ~~a.—The complainant;~~
 - ~~a.—The respondent;~~
 - ~~a.—Witnesses; and~~
 - ~~a.—Any other stakeholders who may be able to provide information or context for the complaint.~~
- ~~8.—Investigation Reports~~
- ~~a.—Upon completion of the investigation, the SU staff assigned to the case will compile a report for the Student Group Committee.~~
 - ~~a.—The report will include, at minimum, a summary of information collected, what rules were broken, what damages were caused, and the relative severity of the infraction.~~
- ~~8.—Past complaints or contraventions may be considered to provide context when considering the appropriate response, provided they are relevant to the case and are not more than 5 years old.~~
- ~~a.—Unconfirmed rumours or unfounded past complaints will not be included as information in the report.~~
 - ~~a.—Based on the findings, the SU staff member conducting the investigation may recommend an appropriate response in the report.~~
 - ~~xxx.———The Student Group Committee is not obligated to implement any recommendations made in the report.~~
 - ~~a.—Upon completion, the report will be forwarded to the relevant parties in the case for review, and the Student Group Committee to make a decision.~~
 - ~~xxxii.ii.———All involved parties will also be provided with information on the next Student Group Committee meeting and the process for appealing Committee decisions.~~

1. Challenges to Student Group Committee decisions may be initiated within two (2) calendar weeks of the decision by the following:
 - a. Any Student Groups affected by the decision;
 - b. Parties named in a complaint or investigation of a student group.
 - c. Any voting member of Students' Council.
2. The following Student Group Committee decisions may be challenged:
 - a. Denial of Student Group recognition;
 - b. Denial of Student Group event registration;
 - c. Actions taken in response to a complaint against a Student Group.
3. All challenges to decisions made by the Student Group Committee will be heard by the DIE Board in a Panel of First Instance.
4. Rulings of the DIE Board regarding Student Group Committee decisions may be appealed in accordance with Bylaw 1500 and the DIE Board Protocols.
5. DIE Board may, at their discretion, modify or overturn Student Group Committee decisions brought before them in a Panel of First Instance or a Panel of Appeal.

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4. ~~The Student Group Committee may meet to make decisions and rulings as per Bylaw 100, the Bylaw 100 Schedule, their Standing Orders, and any other relevant legislation.~~
5. Decisions ~~required from the Student Group Committee~~ must be made at the next meeting of the committee, or within two (2) calendar weeks of receiving the item, whichever occurs first.
 - a. If the committee requires more time to make a decision, they may vote to extend their deadline by up to two (2) calendar weeks.
6. Parties involved in a Student Group investigation may attend any Student Group Committee meeting at which the report for their investigation is being reviewed.

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6. ~~Decisions of the Challenges to~~ Student Group Committee ~~decisions~~ may be ~~appealed~~ ~~initiated~~ within two (2) calendar weeks of the decision by ~~any of the following~~:
 - a. Any Student Groups affected by the decision;
 - b. Parties named in a complaint or investigation of a ~~s~~Student ~~g~~Group ~~who are affected by the decision.~~
 - c. Any voting member of Students' Council.
7. The following Student Group Committee decisions may be ~~appealed~~ ~~challenged~~:
 - a. Denial of Student Group recognition;
 - b. Denial of Student Group event registration;
 - c. Actions taken in response to a complaint against a Student Group.
8. All ~~appeals~~ ~~challenges to decisions made by the Student Group Committee~~ will be heard by the DIE Board in a Panel of First Instance.
9. Rulings of the DIE Board regarding Student Group Committee decisions may be

	<p>appealed in accordance with Bylaw 1401500 and the DIE Board Protocols. 10. DIE Board may, at their discretion, modify or overturn Student Group Committee decisions brought before them in a Panel of First Instance or a Panel of Appeal.</p>
<p>NEW - Regulation 240.01: Procedures for Student Group Governance and Conduct</p>	
	<p>1. Student Group Registration</p> <hr/> <p>1. Any group seeking Student Group Recognition must:</p> <ol style="list-style-type: none"> a. Complete a suitable recognition application as requested by Student Group Services (SGS). b. Have a minimum of 10 current University of Alberta Students on its official membership list; <ol style="list-style-type: none"> i. Exceptions may be granted by SGS or the Student Group Committee on a case-by-case basis. c. Provide opportunities for undergraduate student involvement; d. Provide a constitution that outlines, at minimum, the following: <ol style="list-style-type: none"> i. The official name(s) of the Student Group; ii. The process by which a student can join the membership; iii. A description of the officer positions and their roles and responsibilities; iv. If the group will be handling money, financial management processes including bank account maintenance, indication of at least two (2) and not more than four (4) positions to have signing authority, maintenance of detailed financial records, and the direction that all assets collected and held by the group will be used in fulfilling the group's stated purpose, objectives, and goals. v. A fair and democratic process for selecting officers;

- vi. A process for dissolving the student group should members decide to end the group's activities, including what will happen to any assets, financial or otherwise;
 - vii. A group's constitution cannot contradict any other requirements of Student Groups specified in this Bylaw.
2. Registration submissions will be reviewed and applicants will receive feedback and/or notifications of review within three weeks of submission.
3. Registrations will be approved or denied as soon as is feasible after being reviewed.
4. SGS may forward a group's recognition application to the Student Group Committee for review and final decision when they cannot automatically approve or deny recognition of the group.
5. Where SGS has automatically approved or denied recognition, a request for reconsideration may be submitted to the Student Group Committee by contacting the Chair and/or the Council Administrative Assistant, to be reviewed at the next meeting of the Committee.
 - a. Groups will be informed of the reconsideration process at the time of their application denial.
 - b. Requests for reconsideration can be made by members of the group who are in good standing as per the group's relevant legislation, or any voting member of Students' Council.
 - c. Requests for reconsideration must be received within four months in which the approval or denial took place.
6. Recognition agreements will have a term limit of one calendar year from the last day of the Student Group's stated elections month.
 - a. Student Groups wishing to renew their recognition agreement will have a grace period of one month following their elections month, during which SGS will make the registration application available, without suspending student group privileges.
 - b. A Student Group which fails to submit a renewal application by the end of the stated timeline will have their Student Group privileges suspended until a submission is received and approved by SGS.

2. Event Registration

1. Student Groups that are recognized by the Students' Union may register their events with the SU to gain access to SU spaces, venues, and insurance policies.
 - a. Event registration status will not affect a group's ability to advertise or continue planning their event.
2. SGS will be responsible for the administration of event registration.
 - a. SGS will respond to all event registration applications within five (5) business days or twenty-four (24) hours of the event taking place, whichever occurs first.
 - b. When necessary, SGS can request an extension of five (5) business days from the Student Group Committee.
3. SGS may forward a group's event submission to the Student Group Committee for review and final decision when they cannot automatically approve or deny the event.
4. Where SGS has automatically approved or denied an event application, a request for reconsideration may be submitted to the Student Group Committee by contacting the Chair and/or the Council Administrative Assistant, to be reviewed by the Committee.
 - a. Groups will be informed of the reconsideration process at the time of their application denial.
 - b. Requests for reconsideration can be made by members of the group who are in good standing as per the group's relevant legislation, or any voting member of Students' Council.
 - ~~c. Upon receiving the request, the Committee will make a decision on the request at their next meeting, or within two (2) calendar weeks, whichever occurs first.~~
 - ~~d. If the Committee requires more time to make a decision, they may extend the reconsideration period by up to two (2) calendar weeks.~~
 - ~~e.c. Where an extension has been granted, the Student Group shall be informed of the length and reasons for the extension within a~~

~~reasonable time frame.~~

5. Any group registering their event must submit a complete event registration form.
 - a. Events that require SU business, venue, or equipment rental, that may require special or additional insurance, or that may require special licensing or other external authorization, must submit their event registration at least two (2) calendar months from the event date.
 - b. Events that only require a meeting room booking must submit their registration at least 48 business hours from the time of the event.
6. SGS may deny a group's event registration if:
 - a. The group does not meet the minimum administrative requirements in their application;
 - b. Registration is not received with enough time to book an event;
 - c. The event would pose an unacceptable level of risk to persons or property.
7. The Student Group Committee may deny a group's event registration if:
 - a. The event's name or planned activities are deemed to be discriminatory, derogatory, or in violation of University and/or SU values, legislation, rules, or regulations;
 - b. The event would pose an unacceptable level of risk to persons or property.

3. Complaints Against Student Groups

1. Relevant parties:
 - a. The group against which the complaint was filed, referred to hereafter as the respondent;
 - b. The complainant;
 - c. Student Group Services;
 - d. The Students' Union Executive and Discover Governance for all cases involving Student Representative Associations;
 - e. The Graduate Students' Association (GSA) for all cases involving groups

registered with the GSA;

2.f. The Dean of Students for all University registered Student Groups.

3.2. Receiving Complaints

- a. Any ~~one~~ student, staff member, or Student Group member may submit a complaint or concern regarding a student group to SGS staff.
 - i. Complaints from individuals or organizations outside of the University Community may be responded to at the discretion of SGS.

4.3. Responding to a Complaint

- a. Within one week, SGS must notify all relevant parties of the complaint received, rules allegedly broken or damages allegedly caused, and the process moving forward to address the complaint.
- b. All relevant parties will be informed that informal conflict resolution or mediation is available and that they may access informal mediation at any time, provided the complaint is not serious, and all parties consent.
- c. If SGS intends to conduct an investigation, the SU staff member assigned to their case must inform all relevant parties of the process, their expected involvement, and their rights and responsibilities throughout the investigation.
- d. If SGS intends to launch an investigation, the group will continue to function in good standing until the investigation is complete.
 - i. Notwithstanding ~~the above, section 6.3.d.~~, SGS may temporarily freeze a group during the investigation period if that group's ongoing activities could cause tangible risks to persons or property.
 - ii. The temporary freeze will last for up to one (1) calendar month, or until the completion of the investigation and the ruling of the Student Group Committee, whichever occurs first.
 - iii. If more time is needed to investigate or make a decision, the Student Group Committee may choose to extend the temporary freeze by up to one (1) calendar month, after which the freeze will be lifted.

	<p>4. Student Group Complaints Against Individuals</p> <hr/> <ol style="list-style-type: none">1. Complaints may be brought by a Student gGroup against an individual student if the group is having trouble with a member, or if an individual student outside the group is causing trouble for the group.2. All parties will be informed that informal conflict resolution or mediation is available and that they may access informal mediation at any time, provided the complaint is not serious, and all parties consent.3. The Students' Union will not conduct investigations on individual students.4. If necessary, the complainant may be referred to the Code of Student Behaviour or the Individuals At Risk Program. <p>5. Investigations</p> <hr/> <ol style="list-style-type: none">1. Investigations of Student Group activities and complaints against Student Groups will be conducted by a Student Group Services staff member, to be assigned at the time that SGS chooses to initiate an investigation.<ol style="list-style-type: none">a. When necessary or advisable, SGS may delegate the investigation to another SU staff member, provided that staff member is:<ol style="list-style-type: none">i. Able to remain impartial during the investigation;ii. Not named as a party in the complaint; and,iii. Not acting as an advisor to any party named in the complaint during the investigation period.b. The investigation shall not last longer than one (1) calendar month.<ol style="list-style-type: none">i. Notwithstanding, the staff conducting the investigation may request an extension of up to one (1) calendar month from the Student Group Committee if necessary.2. Principles<ol style="list-style-type: none">a. Investigations will be objective and impartial, with consideration for the standards of natural justice and adherence to relevant governing
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- legislation.
- b. Investigations will not be used as a form of discipline, and further action will not be considered until the investigation is complete.
 - i. If SGS has reason to believe the group poses a significant risk to persons or property, they may impose a temporary freeze on a Student Group's activities during the investigation period as per section 6.3.d of this bylaw.
 - c. Staff will make reasonable efforts to ensure all involved parties have a full understanding of the process and relevant rules before the investigation begins.
 - d. Evidence will be collected fairly and without bias.
 - e. Respondents will be given a reasonable chance to present their own evidence.
 - f. Respondents will be provided with the details of the complaint, rules allegedly broken, damages allegedly caused, and a reasonable amount of time to consider the allegations before being expected to provide evidence or explanation.
 - g. All evidence will be considered carefully and without bias towards or against any party involved in the investigation.
 - h. Student Groups will be given reasonable opportunity to contact and consult with advisors or mentors of their choice, and may bring those advisors or mentors to any meetings.
3. Before launching an investigation into a complaint, the following criteria must be met:
- a. ~~The~~ involved parties do not wish to access informal mediation.
 - b. The nature or contents of the complaint indicates one or more of the following:
 - i. The complaint refers to existing Students' Union rules that may have been broken or tangible damages that may have been caused;
 - ii. The complaint can be addressed under Students' Union rules;
 - iii. The complaint does not appear to be vexatious or malicious in

	<p>intent;</p> <ol style="list-style-type: none">4. If the complainant and respondent wish to access informal mediation after the investigation has begun, the investigation may be halted.<ol style="list-style-type: none">a. Any investigation findings collected up to that point will be kept on file until the issue is resolved.b. The investigation may be continued if informal mediation is not successful, or if evidence suggests that the group or its activities could pose a risk to persons or property in the immediate future.5. The SU staff member conducting the investigation will contact as many of the relevant parties as possible to collect information regarding the complaint, including but not limited to:<ol style="list-style-type: none">a. The complainant;b. The respondent;c. Witnesses; andd. Any other stakeholders who may be able to provide information or context for the complaint.6. Investigation Reports<ol style="list-style-type: none">a. Upon completion of the investigation, the SU staff assigned to the case will compile a report for the Student Group Committee.b. The report will include, at minimum, a summary of information collected, what rules were broken, what damages were caused, and the relative severity of the infraction.7. Past complaints or contraventions may be considered to provide context when considering the appropriate response, provided they are relevant to the case and are not more than 5 years old.<ol style="list-style-type: none">a. Unconfirmed rumours or unfounded past complaints will not be included as information in the report.b. Based on the findings, the SU staff member conducting the investigation may recommend an appropriate response in the report.<ol style="list-style-type: none">i. The Student Group Committee is not obligated to implement any recommendations made in the report.c. Upon completion, the report will be forwarded to the relevant parties in
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	<p>the case for review, and the Student Group Committee to make a decision.</p> <ul style="list-style-type: none"> i. All involved parties will also be provided with information on the next Student Group Committee meeting and the process for appealing Committee decisions.
<p>Consequential Amendments</p>	
<p>Article I - Regulation 100.08: Definitions</p>	
<p>Regulation 100.08: Definitions</p> <ol style="list-style-type: none"> 1. "Academic Year" shall be from May 1st to the following April 31st; 2. "Banner" shall be any Campaign Material composed of paper, cloth, or similar material of a total area greater than four (4) square feet; 3. "Business Day(s)" shall be any and all hours occurring between 09:00 and 17:00 between Monday to Friday local Edmonton time; 4. "By-Election" shall refer to any election called by the Chief Returning Officer in addition to the Winter General, Winter Council or Fall Council Elections; 5. "CAC" shall be the Council Administration Committee; 6. "Campaign" shall be the period of time during which Campaign activities are permitted; 7. "Campaign Activity" shall be any act, planned or organized by or on behalf of any Candidate that is calculated to convince Members to vote in a given way; 8. "Campaign Expense" shall be any and all expenditures incurred in engaging in Campaign activities; 	<p>Regulation 100.08: Definitions</p> <ol style="list-style-type: none"> 1. "Academic Year" shall be from May 1st to the following April 31st; 2. "Banner" shall be any Campaign Material composed of paper, cloth, or similar material of a total area greater than four (4) square feet; 3. "Business Day(s)" shall be any and all hours occurring between 09:00 and 17:00 between Monday to Friday local Edmonton time; 4. "By-Election" shall refer to any election called by the Chief Returning Officer in addition to the Winter General, Winter Council or Fall Council Elections; 5. "CAC" shall be the Council Administration Committee; 6. "Campaign" shall be the period of time during which Campaign activities are permitted; 7. "Campaign Activity" shall be any act, planned or organized by or on behalf of any Candidate that is calculated to convince Members to vote in a given way; 8. "Campaign Expense" shall be any and all expenditures incurred in engaging in Campaign activities;

9. "Campaign Materials" shall be any physical or electronic media produced or distributed as part of Campaign activities;
10. "Campaign Period" shall refer to the length of time between the conclusion of the Pre-Campaign Period and the conclusion of voting;
11. "Candidate" shall be any Member whose nomination is accepted under this bylaw;
12. "Commencement Meeting" or "Candidates Meeting" shall refer to the initial mandatory meeting held to review elections rules or regulations and answer Candidate questions;
13. "Conclusionary Meeting" shall be the final mandatory meeting held to address last-minute issues and delegate campus cleanup assignments;
14. "Council" shall be either be Students' Council or General Faculties Council (GFC) as the context requires;
15. "Councilor" shall be a student representing a specific faculty and the student body as a whole, on Students' Council or General Faculties Council (GFC) as the context requires;
16. "Council Member" shall refer to all members of Students' Council;
17. "CRO" shall be the Chief Returning Officer of the Students' Union;
18. "DIE Board" shall be the Discipline, Interpretation, and Enforcement Board of the Students' Union;
19. "Direct Associate" shall be a person or entity whose interests are closely connected with a Councilor's personal interests, including but not limited to: a partner or family member; a business partially or wholly owned by the Councilor; an employer or employee; or a business partner;
20. "DRO(s)" shall be the Deputy Returning Officer(s) of the Students' Union;
21. "Election Period" shall refer to the length of time between the nomination deadline and the announcement of unofficial results;
22. "Elections Staff" or "Elections Office" shall refer to the CRO and DRO(s);
23. "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;
24. "Fall Election" shall refer to all elections occurring in the fall term;

9. "Campaign Materials" shall be any physical or electronic media produced or distributed as part of Campaign activities;
10. "Campaign Period" shall refer to the length of time between the conclusion of the Pre-Campaign Period and the conclusion of voting;
11. "Candidate" shall be any Member whose nomination is accepted under this bylaw;
12. "Commencement Meeting" or "Candidates Meeting" shall refer to the initial mandatory meeting held to review elections rules or regulations and answer Candidate questions;
13. "Conclusionary Meeting" shall be the final mandatory meeting held to address last-minute issues and delegate campus cleanup assignments;
14. "Council" shall be either be Students' Council or General Faculties Council (GFC) as the context requires;
15. "Councilor" shall be a student representing a specific faculty and the student body as a whole, on Students' Council or General Faculties Council (GFC) as the context requires;
16. "Council Member" shall refer to all members of Students' Council;
17. "CRO" shall be the Chief Returning Officer of the Students' Union;
18. "DIE Board" shall be the Discipline, Interpretation, and Enforcement Board of the Students' Union;
19. "Direct Associate" shall be a person or entity whose interests are closely connected with a Councilor's personal interests, including but not limited to: a partner or family member; a business partially or wholly owned by the Councilor; an employer or employee; or a business partner;
20. "DRO(s)" shall be the Deputy Returning Officer(s) of the Students' Union;
21. "Election Period" shall refer to the length of time between the nomination deadline and the announcement of unofficial results;
22. "Elections Staff" or "Elections Office" shall refer to the CRO and DRO(s);
23. "Executive Plans" shall mean the plans outlining the specific objectives and supporting action plans to be achieved by each voting member of the Executive Committee over the term of the current Executive Committee.
- 23.24. "Faculty" shall be any entity defined by the University of Alberta General

25. "Fiduciary Responsibility" shall refer to a Councilor's or Executive's duty to safeguard the welfare and long-term sustainability of the UASU.
26. "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;
27. "General Election" shall be the General Election of the Executive Committee and the Undergraduate Board of Governors or the General Election of Faculty Councilors;
28. "Introductory Meeting" shall refer to the first meeting in April in which Members-Elect dispose of any procedural matters for the upcoming year, but prior to the Installation Ceremony and term of office beginning.
29. "Joke Candidate" shall be any Candidate who chooses to use a name of their choice and discloses that they are a joke Candidate, with the knowledge that they cannot hold office;
30. "Member" shall be anyone who is an undergraduate student currently enrolled in at least one course for credit at the University of Alberta;
31. "Plebiscite" shall be a vote, open to all Members, held on a given question but whose result is not legally binding upon the Students' Union;
32. "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;
33. "Pre-Campaign Period" shall refer to the length of time between the declaration of a nominee as a Candidate and the commencement of the Campaign Period where Campaign activities are prohibited;
34. "Preferred Name" shall be the name which an individual consistently uses to identify themselves in their day to day life in place of their given name;
35. "Primary Volunteer" shall be a person registered as part of a Candidate's Campaign who that Candidate has selected to serve as a primary Volunteer for the purposes of this bylaw;
36. "Professional Misconduct" shall be action or inaction that violates a Councilor's or Executive's fiduciary responsibilities or fundamental ethical standards;

Faculties Council as either a faculty or a school and in which Members are registered and shall include Open Studies;

- ~~24.25.~~ "Fall Election" shall refer to all elections occurring in the fall term;
- ~~25.26.~~ "Fiduciary Responsibility" shall refer to a Councilor's or Executive's duty to safeguard the welfare and long-term sustainability of the UASU.
- ~~26.27.~~ "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;
- ~~27.28.~~ "General Election" shall be the General Election of the Executive Committee and the Undergraduate Board of Governors or the General Election of Faculty Councilors;
- ~~28.29.~~ "Introductory Meeting" shall refer to the first meeting in April in which Members-Elect dispose of any procedural matters for the upcoming year, but prior to the Installation Ceremony and term of office beginning.
- ~~29.30.~~ "Joke Candidate" shall be any Candidate who chooses to use a name of their choice and discloses that they are a joke Candidate, with the knowledge that they cannot hold office;
- ~~30.31.~~ "Member" shall be anyone who is an undergraduate student currently enrolled in at least one course for credit at the University of Alberta;
- ~~32.~~ **"Operating Plans" shall mean the plans outlining the specific objectives and supporting action plans to be achieved by each Students' Union department.**
- ~~31.33.~~ "Plebiscite" shall be a vote, open to all Members, held on a given question but whose result is not legally binding upon the Students' Union;
- ~~32.34.~~ "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;
- ~~33.35.~~ "Pre-Campaign Period" shall refer to the length of time between the declaration of a nominee as a Candidate and the commencement of the Campaign Period where Campaign activities are prohibited;
- ~~34.36.~~ "Preferred Name" shall be the name which an individual consistently uses to identify themselves in their day to day life in place of their given name;
- ~~35.37.~~ "Primary Volunteer" shall be a person registered as part of a Candidate's

37. "Referendum" shall be a vote, open to all Members, held on a given question and whose result is legally binding upon the Students' Union;
38. "Satisfactory attendance" is defined as being present for at least 50% of roll calls per trimester.
39. "Side" shall be any person or group of people who have their registration as a plebiscite or referendum side accepted under this bylaw;
40. "Side Manager" shall be a person registered as part of a plebiscite or referendum side who those Members of that side have selected to serve as side manager;
41. "Uncontested Election" shall refer to any race where the number of nominees is equal to or less than the number of seats available;
42. "Update Meeting" shall be any meeting called by the Chief Returning Officer during the election period to address issues of importance that arise during the election;
43. "University" shall be the University of Alberta;
44. "Unsatisfactory attendance" shall be defined as being present for less than 50% of roll calls per trimester.
45. "Volunteer" shall be any individual who assists in Campaign activities;
46. "Voter" shall be any Member who exercises their entitlement to vote;
47. "Voting Period" shall refer to the length of time when ballots may be submitted by electors;
48. "Winter Council Election" shall refer to the University of Alberta Students' Union Students' Council and University of Alberta General Faculties Council elections occurring in the winter term; and
49. "Winter General Election" shall refer to the University of Alberta Students' Union Executive Committee and University of Alberta Undergraduate Board of Governors Representative elections occurring in the winter term;

Campaign who that Candidate has selected to serve as a primary Volunteer for the purposes of this bylaw;

- ~~36.~~38. "Professional Misconduct" shall be action or inaction that violates a Councilor's or Executive's fiduciary responsibilities or fundamental ethical standards;
- ~~37.~~39. "Referendum" shall be a vote, open to all Members, held on a given question and whose result is legally binding upon the Students' Union;
- ~~40.~~ "Risk to Persons" shall refer to any situation wherein there is a reasonable chance that the health, safety, and/or overall well-being of one or more persons could be compromised or threatened;
- ~~41.~~ "Risk to Property" shall refer to any situation wherein there is a reasonable chance of damage, destruction, or vandalism to another's property;
- ~~38.~~42. "Satisfactory attendance" is defined as being present for at least 50% of roll calls per trimester.
- ~~39.~~43. "Side" shall be any person or group of people who have their registration as a plebiscite or referendum side accepted under this bylaw;
- ~~44.~~ "Side Manager" shall be a person registered as part of a plebiscite or referendum side who those Members of that side have selected to serve as side manager;
- ~~40.~~45. "Strategic Plan" shall mean the master plan for the Students' Union addressing the overall organizational objectives of the Students' Union as a whole during the life of the plan.
- ~~46.~~ "Student Group" shall refer to any group of students applying for or having received official recognition from the Students' Union. "Student Group", "group" and "club" can be used interchangeably.
- ~~41.~~47. "Uncontested Election" shall refer to any race where the number of nominees is equal to or less than the number of seats available;
- ~~42.~~48. "Update Meeting" shall be any meeting called by the Chief Returning Officer during the election period to address issues of importance that arise during the election;
- ~~43.~~49. "University" shall be the University of Alberta;
- ~~44.~~50. "Unsatisfactory attendance" shall be defined as being present for less

	<p>than 50% of roll calls per trimester.</p> <p>45.51. "Volunteer" shall be any individual who assists in Campaign activities;</p> <p>46.52. "Voter" shall be any Member who exercises their entitlement to vote;</p> <p>47.53. "Voting Period" shall refer to the length of time when ballots may be submitted by electors;</p> <p>48.54. "Winter Council Election" shall refer to the University of Alberta Students' Union Students' Council and University of Alberta General Faculties Council elections occurring in the winter term; and</p> <p>49.55. "Winter General Election" shall refer to the University of Alberta Students' Union Executive Committee and University of Alberta Undergraduate Board of Governors Representative elections occurring in the winter term;</p>
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Resolutions:

THAT the above amendments to the Students' Union bylaws and regulations be implemented with immediate effect;

AND THAT the SU governance staff shall take such steps necessary to ensure that the section and subsection numbers of the amended bylaws and regulations are appropriately labelled.

UASU Students' Council Agenda Submission Form

Council Meeting Date Friday, February 23, 2024

[Meeting Schedule](#)

Submitter Jillian Aisenstat

Email Address jeaisens@ualberta.ca

Type of Item Submission

Is this a Consent Agenda item?

Approval/Discussion Items

Motion

Raitz/Atwood motion to approve the Second Principles of Bylaw 210

Mover Raitz

Second Atwood

Presenter (If Not the Mover) Aisenstat

Does this item require a closed session discussion?

Office/Committee Responsible Bylaw Committee

Purpose

This item is seeking to approve the Second Principles of Bylaw 210 as per what was outline in the First Principles approved in the last council meeting.

Executive Summary

Based on the direction provided within First Principles, the Bylaw Committee is presenting the following proposed amendments to Bylaw 210: Access to Information. As directed for, proposed amendments do the following:

- Clean-up and clarification of language within the bylaw
- Simplify the different kinds of information from three categories (public, confidential, and strictly confidential) to two categories (public, and confidential) (as proposed within Definitions and 01. Types of Information)
- Clarify what makes information confidential (under 01. Types of Information)
- Establish definitions for various terms (as proposed within Definitions and 01. Types of Information)
- Establish a process to request for information for both members of the Students' Union as well as members of Students' Union Council; and (as proposed within 02. Member Request for Public Information and 03. Request for Confidential Information)

- Establish an appeal process for decisions around these requests (as proposed within 04. Appeal of the General Manager or Designate Decision)

Relevant Bylaws/Policies/Standing Orders

Bylaw 500: Access to Information and Regulation 100.08

Engagement and Routing

Stephen has been working on renewing this Bylaw since Summer 2023. He has consistently brought changes back to Bylaw Committee, the General Manager, as well as has engaged with governance staff. First Principles were approved on March 5th 2024 and the Second Principles were approved by Bylaw Committee on March 8th 2024.

Approval Routing

First Principles approved by Bylaw Committee by E-vote on February 29th.
First Principles were approved by Students' Council on March 5th 2024.
Second Principles were approved by Bylaw Committee on March 8th 2024.

Strategic Alignment

Support the creation and maintenance of accessible online spaces.
Improve access to Students' Union spaces, resources, and expertise.

[Strategic Plan](#)

Attachments

 Bylaw 210_ Access to inform... .pdf

Calls for Nominations

[Council Committees and Boards](#)

Written Nominations

Information Items

Presentations

Written Questions

Second/Third Reading

Based on the direction provided within First Principles, the Bylaw Committee is presenting the following proposed amendments to Bylaw 210: Access to Information. As directed for, proposed amendments do the following:

- Clean-up and clarification of language within the bylaw
- Simplify the different kinds of information from three categories (public, confidential, and strictly confidential) to two categories (public, and confidential) (as proposed within Definitions and 01. Types of Information)
- Clarify what makes information confidential (under 01. Types of Information)
- Establish definitions for various terms (as proposed within Definitions and 01. Types of Information)
- Establish a process to request for information for both members of the Students' Union as well as members of Students' Union Council; and (as proposed within 02. Member Request for Public Information and 03. Request for Confidential Information)
- Establish an appeal process for decisions around these requests (as proposed within 04. Appeal of the General Manager or Designate Decision)

Article 1 - Regulation 100.08: Definitions

"Academic Year" shall be from May 1st to the following April 31st;

"Banner" shall be any Campaign Material composed of paper, cloth, or similar material of a total area greater than four (4) square feet;

"Business Day(s)" shall be any and all hours occurring between 09:00 and 17:00 between Monday to Friday local Edmonton time;

"By-Election" shall refer to any election called by the Chief Returning Officer in addition to the Winter General, Winter Council or Fall Council Elections;

"CAC" shall be the Council Administration Committee;

"Campaign" shall be the period of time during which Campaign activities are permitted;

"Campaign Activity" shall be any act, planned or organized by or on behalf of any Candidate that is calculated to convince Members to vote in a given way;

"Campaign Expense" shall be any and all expenditures incurred in engaging in Campaign activities;

"Campaign Materials" shall be any physical or electronic media produced or distributed as part of Campaign activities;

"Campaign Period" shall refer to the length of time between the conclusion of the Pre-Campaign Period and the conclusion of voting;

"Candidate" shall be any Member whose nomination is accepted under this bylaw;

"Commencement Meeting" or "Candidates Meeting" shall refer to the initial mandatory meeting held to review elections rules or regulations and answer Candidate questions;

"Conclusionary Meeting" shall be the final mandatory meeting held to address last-minute issues and delegate campus cleanup assignments;

"Confidential information" shall be any record, document, or file created by the Students' Union that is not publicly available and is only available to a limited list of people.

"Council" shall be either be Students' Council or General Faculties Council (GFC) as the context requires;

"Councilor" shall be a student representing a specific faculty and the student body as a whole, on Students' Council or General Faculties Council (GFC) as the context requires;

"Council Member" shall refer to all members of Students' Council;

"CRO" shall be the Chief Returning Officer of the Students' Union;

"DIE Board" shall be the Discipline, Interpretation, and Enforcement Board of the Students' Union;

"Direct Associate" shall be a person or entity whose interests are closely connected with a Councilor's personal interests, including but not limited to: a partner or family member; a business partially or wholly owned by the Councilor; an employer or employee; or a business partner;

"DRO(s)" shall be the Deputy Returning Officer(s) of the Students' Union;

“Election Period” shall refer to the length of time between the nomination deadline and the announcement of unofficial results;

“Elections Staff” or “Elections Office” shall refer to the CRO and DRO(s);

“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;

“Fall Election” shall refer to all elections occurring in the fall term;

“Fiduciary Responsibility” shall refer to a Councilor's or Executive's duty to safeguard the welfare and long-term sustainability of the UASU.

“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;

“General Election” shall be the General Election of the Executive Committee and the Undergraduate Board of Governors or the General Election of Faculty Councilors;

“Introductory Meeting” shall refer to the first meeting in April in which Members-Elect dispose of any procedural matters for the upcoming year, but prior to the Installation Ceremony and term of office beginning.

“Joke Candidate” shall be any Candidate who chooses to use a name of their choice and discloses that they are a joke Candidate, with the knowledge that they cannot hold office;

“Member” shall be anyone who is an undergraduate student currently enrolled in at least one course for credit at the University of Alberta;

“Plebiscite” shall be a vote, open to all Members, held on a given question but whose result is not legally binding upon the Students' Union;

“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;

“Pre-Campaign Period” shall refer to the length of time between the declaration of a nominee as a Candidate and the commencement of the Campaign Period where Campaign activities are prohibited;

“Preferred Name” shall be the name which an individual consistently uses to identify themselves in their day to day life in place of their given name;

“Primary Volunteer” shall be a person registered as part of a Candidate's Campaign who that Candidate has selected to serve as a primary Volunteer for the purposes of this bylaw;

“Professional Misconduct” shall be action or inaction that violates a Councilor's or Executive's fiduciary responsibilities or fundamental ethical standards;

“Public information” shall be any record, document, or file created by the Students' Union that is available to any member of the Students' Union.

“Referendum” shall be a vote, open to all Members, held on a given question and whose result is legally binding upon the Students' Union;

“Satisfactory attendance” is defined as being present for at least 50% of roll calls per trimester.

“Side” shall be any person or group of people who have their registration as a plebiscite or referendum side accepted under this bylaw;

“Side Manager” shall be a person registered as part of a plebiscite or referendum side who those Members of that side have selected to serve as side manager;

“Uncontested Election” shall refer to any race where the number of nominees is equal to or less than the number of seats available;

“Update Meeting” shall be any meeting called by the Chief Returning Officer during the election period to address issues of importance that arise during the election;

“University” shall be the University of Alberta;

“Unsatisfactory attendance” shall be defined as being present for less than 50% of roll calls per trimester.

“Volunteer” shall be any individual who assists in Campaign activities;

“Voter” shall be any Member who exercises their entitlement to vote;

“Voting Period” shall refer to the length of time when ballots may be submitted by electors;

“Winter Council Election” shall refer to the University of Alberta Students’ Union Students’ Council and University of Alberta General Faculties Council elections occurring in the winter term; and

“Winter General Election” shall refer to the University of Alberta Students’ Union Executive Committee and University of Alberta Undergraduate Board of Governors Representative elections occurring in the winter term;

Bylaw 210: Access to information

~~1. Classification~~

~~Every Students' Union document or record that has been specifically designated as such in the Standing Orders of Students' Council is strictly confidential.~~

~~Every Students' Union document or record is confidential that has not been designated strictly confidential and that~~

~~relates to the employment of any Students' Union employee;~~

~~includes the minutes or otherwise reveals the proceedings of any in-camera portion of a meeting of Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or any committee thereof; or~~

~~if divulged, could compromise the legal position or business competitiveness of the Students' Union.~~

~~personal information of volunteers~~

~~Every Students' Union document or record is public that is neither strictly confidential nor confidential.~~

01. Types of Information

1. The Students' Union shall approach access to information based on balancing the principles of protection of confidential information and access to public information.
2. Public information shall be available to all members of the Students' Union.
3. Confidential information may be made available to only the following;
 - a. members of Students' Council;
 - b. members of the Executive Committee;
 - c. members of the Discipline, Interpretation, and Enforcement Board;
 - d. such employees of the Students' Union as the Executive Committee considers appropriate; and
 - e. any individuals designated by Students' Council via the process outlined the Standing Orders of Students' Council.
2. A Students' Union document, record, or file shall be treated as confidential
 - a. where the Standing Orders of Students' Council designate the document or record as such
 - b. where it includes the following information
 - i. Information that reveals the proceedings of any in-camera portion of a meeting;
 - ii. Information that could compromise the legal position of the Students' Union;
 - iii. Information that could compromise the business competitiveness of the Students' Union;
 - iv. Information regarding employment of any Students' Union employee; or
 - v. Information regarding any Students' Union volunteers.

~~2. Contracts~~

~~Any strictly confidential contract shall have its exact wording approved by Students' Council in advance of being signed.~~

~~Any contract designated a strictly confidential by Students' Council over the course of its approval shall be designated as such in Students' Council's standing orders by the body responsible for the standing orders of Students' Council.~~

02. Member Request for Public Information

1. A member of the Students' Union may submit a request for access to specific information by contacting the General Manager of the Students' Union or their designate.
2. The General Manager or their designate shall respond to the request within one month of the request by either providing access to the public information or explaining why the information is confidential.
3. The Students' Union may charge a fee to the member requesting the information, not exceeding the cost of the document or record's retrieval and reproduction.

~~3. Access to Information~~

~~Public information is available to all members of the Students' Union.~~

~~Confidential information is available to~~

~~members of Students' Council and committees thereof;~~

~~members of the Executive Committee;~~

~~members of the Discipline, Interpretation, and Enforcement Board;~~

~~such employees of the Students' Union as the Executive Committee considers appropriate; and~~

~~any individuals designated by Students' Council.~~

~~Strictly confidential information is available to those individuals specifically designated in the Standing Orders of Students' Council.~~

03. Request for Confidential Information

1. A member of the Students' Union who may be granted access to confidential information, per section 01.3. may submit a request for access to specific information by contacting the General Manager of the Students' Union or their designate.
2. The General Manager or their designate shall respond to the request within one month of the request by either providing access to the confidential information or explaining why the information is the information cannot be disclosed
3. The General Manager or their designate may use the following reasons to explain why the information is the information that cannot be disclosed;
 - a. The requested information is pertinent to only members of a particular committee, to which the requesting member is not a member;
 - b. The requested information is currently in draft form and releasing the information to the requesting member may undermine larger Student Union goals or projects;
 - c. The requested information only relates to private matters regarding the employment of an individual at the Students' Union;
 - d. The release of confidential information to that specific member may undermine any of the items listed under 01.2.b; or
 - e. Any other reason the General Manager or their designate deems necessary
4. The Students' Union may charge a fee to the member requesting the confidential information, not exceeding the cost of the document or record's retrieval and reproduction.

~~4. Cost to Members~~

~~Any member of the Students' Union requesting a copy of a public Students' Union document or record shall be provided such a copy, at a cost to that member, not exceeding the cost of the document or record's retrieval and reproduction.~~

04. Appeal of the General Manager or Designate Decision

1. A decision of the General Manager or their designate may be appealed by the member who made the request to the DIE Board within 7 days of the decision.
2. The DIE Board shall have access to the following information to make their decision and shall not under any circumstances disclose the information beyond the sitting DIE Board members:
 - a. the communications between member who requested the information and the General Manager or their designate;
 - b. any confidential information that was disclosed;
 - c. the confidential information that was not disclosed; and
 - d. any other relevant information.

5. Right to Attend Meetings

~~Every member of the Students' Union is entitled to attend any meeting of Students' Council, a Students' Council Board or Committee, the Executive Committee, or the Discipline, Interpretation, and Enforcement Board except the portions of any such meeting that occur in camera.~~

~~Students' Council may allow any person access to the in camera portions of any meeting.~~

~~Every member of Students' Council is entitled to attend any in camera session of a committee thereof.~~

056. Non-disclosure

- ~~1. No person having access to confidential or strictly confidential documents or records, or to in camera sessions of Students' Council or any committee thereof, the Executive Committee, or the Discipline, Interpretation, and Enforcement Board, shall disclose the content of any such document, record, or session to any person not otherwise privy to that information.~~
- ~~2. Any person becoming a member of or Councillor-Designate on Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or a committee thereof shall enter into a non-disclosure agreement with the Students' Union in advance of assuming such office.~~
- ~~3. No person being a member of or a proxy on Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or a committee thereof shall have access to confidential or strictly confidential information until a non-disclosure agreement is entered into with the Students' Union.~~
1. A person with access to confidential documents or records shall not disclose this information to anyone who does not have or is not otherwise privy to that information available to them under this bylaw.
2. A person shall enter into a non-disclosure agreement with the Students' Union in advance of assuming such office, including where they are:
 - a. a member of or Councillor-Designate on Students' Council;
 - b. a member of the Executive Committee;
 - c. a member of the Discipline, Interpretation, and Enforcement Board; or
 - d. a member of a Committee of Students' Council.
3. Prior to signing a non-disclosure agreement, a person shall not have access to confidential information.

UASU Students' Council Agenda Submission Form

Council Meeting Date Saturday, March 23, 2024

[Meeting Schedule](#)

Submitter Jillian Aisenstat

Email Address jeaisens@ualberta.ca

Type of Item Submission

Is this a Consent Agenda item?

Approval/Discussion Items

Motion

Raitz/Atwood motion to approve the Second Principles of Bylaw 200.

Mover Raitz

Second Atwood

Presenter (If Not the Mover) Aisenstat

Does this item require a closed session discussion?

Office/Committee Responsible Bylaw Committee

Purpose

This item is seeking to approve the Second Principles of Bylaw 200.

Executive Summary

Based on the direction provided within First Principles, the Bylaw Committee is presenting the following proposed amendments to Bylaw 200: First Nations, Metis, Inuit Consultation. As directed for, proposed amendments simply reflect formatting changes and there are no operational changes. Renumbering occurs and bylaw definitions are shifted into overall definition list for all Bylaws under Article 1.

Relevant Bylaws/Policies/Standing Orders

Bylaw 200 : FNMI Consultation and Engagement and Regulation 100.08

Engagement and Routing

Engagement with the Indigenous Students' Union and the Aboriginal Relations and Reconciliation Committee was completed via email. The Bylaw Committee shared the proposed formatting changes and an explanation of the nature of the changes. Outreach was completed between October and January. the Indigenous Students' Union followed up and had no concerns.

Approval Routing

First Principles were approved by Bylaw Committee by E-vote on February 29th.
First Principles were approved by Students' Council on March 5th.
Second Principles were approved by Bylaw Committee on March 8th.

Strategic Alignment

Support the creation and maintenance of accessible online spaces.
Improve access to Students' Union spaces, resources, and expertise.

[Strategic Plan](#)

Attachments



Bylaw 200_ FNMI Consultatio...pdf

Calls for Nominations

[Council Committtees and Boards](#)

Written Nominations

Information Items

Presentations

Written Questions

Second/Third Reading

Based on the direction provided within First Principles, the Bylaw Committee is presenting the following proposed amendments to Bylaw 200: First Nations, Metis, Inuit Consultation. As directed for, proposed amendments simply reflect formatting changes and there are no operational changes. Renumbering occurs and bylaw definitions are shifted into overall definition list for all Bylaws under Article 1.

Article 1 - Regulation 100.08: Definitions

"Aboriginal" means:

A self-identified First Nation, Metis, or Inuit undergraduate student.

A student group, Student Representative Association, or collective whose mandate is Aboriginal-specific and includes undergraduate students;

"Academic Year" shall be from May 1st to the following April 31st;

"ARRC" means the Aboriginal Relations and Reconciliation Committee, a standing committee of Students' Council;

"Balance of probabilities" is the burden of proof that a fact or situation is substantially more probable than improbable;

"Banner" shall be any Campaign Material composed of paper, cloth, or similar material of a total area greater than four (4) square feet;

"Business Day(s)" shall be any and all hours occurring between 09:00 and 17:00 between Monday to Friday local Edmonton time;

"By-Election" shall refer to any election called by the Chief Returning Officer in addition to the Winter General, Winter Council or Fall Council Elections;

"CAC" shall be the Council Administration Committee;

"Campaign" shall be the period of time during which Campaign activities are permitted;

"Campaign Activity" shall be any act, planned or organized by or on behalf of any Candidate that is calculated to convince Members to vote in a given way;

"Campaign Expense" shall be any and all expenditures incurred in engaging in Campaign activities;

"Campaign Materials" shall be any physical or electronic media produced or distributed as part of Campaign activities;

"Campaign Period" shall refer to the length of time between the conclusion of the Pre-Campaign Period and the conclusion of voting;

"Candidate" shall be any Member whose nomination is accepted under this bylaw;

"Commencement Meeting" or "Candidates Meeting" shall refer to the initial mandatory meeting held to review elections rules or regulations and answer Candidate questions;

"Conclusionary Meeting" shall be the final mandatory meeting held to address last-minute issues and delegate campus cleanup assignments;

"Consultation" is the act of exchanging information and opinions about something in order to reach a better understanding of it or to make a decision, or a meeting for this purpose. Consultation with FNMI students and student groups may include,

Advertising (radio/website/e-mail) the Students' Union's intention to begin the process prior to its start;

Installing and advertising appropriate facilities and methods, such as a centralized e-mail or online feedback form, for the ongoing gathering and updated dissemination of information between the Students' Union and the public;

Soliciting e-mail addresses for automatic updates regarding information changes and/or upcoming events;

Attendance at other community events to promote the consultation process;

Use of newsletters and surveys; and

Holding and advertising public open houses;

"Compensation" is providing a person with some form of appreciation for services provided.

"Council" shall be either be Students' Council or General Faculties Council (GFC) as the context requires;

"Councilor" shall be a student representing a specific faculty and the student body as a whole, on Students' Council or General Faculties Council (GFC) as the context requires;

"Council Member" shall refer to all members of Students' Council;

"CRO" shall be the Chief Returning Officer of the Students' Union;

"DIE Board" shall be the Discipline, Interpretation, and Enforcement Board of the Students' Union;

"Direct Associate" shall be a person or entity whose interests are closely connected with a Councilor's personal interests, including but not limited to: a partner or family member; a business partially or wholly owned by the Councilor; an employer or employee; or a business partner;

"Directives" are formal instructions that oblige the Students' Union and its representatives to take, or avoid specific action. Directives are intended to govern and influence the University of Alberta Students' Union and its representatives in how it engages and consults with FNMI students and student groups;

"DRO(s)" shall be the Deputy Returning Officer(s) of the Students' Union;

"Election Period" shall refer to the length of time between the nomination deadline and the announcement of unofficial results;

"Elections Staff" or "Elections Office" shall refer to the CRO and DRO(s);

"Executive Committee" is the duly elected representatives of the Students' Union and includes:

President,

Vice President Academic,

Vice President External,

Vice President Student Life,

Vice President Operations and Finance, and

General Manager (Unelected, non-voting member).

“General application” means any law, policy, or other legislative instruments which result in effects that apply to all students equally;

“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;

“Fall Election” shall refer to all elections occurring in the fall term;

“Fiduciary Responsibility” shall refer to a Councilor's or Executive's duty to safeguard the welfare and long-term sustainability of the UASU.

“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;

“General Election” shall be the General Election of the Executive Committee and the Undergraduate Board of Governors or the General Election of Faculty Councilors;

“Introductory Meeting” shall refer to the first meeting in April in which Members-Elect dispose of any procedural matters for the upcoming year, but prior to the Installation Ceremony and term of office beginning.

“Joke Candidate” shall be any Candidate who chooses to use a name of their choice and discloses that they are a joke Candidate, with the knowledge that they cannot hold office;

“Legislation” means:

Students' Union bylaws;

Students' Union political policies;

Students' Union standing orders; and

General orders of Students' Council;

“Member” shall be anyone who is an undergraduate student currently enrolled in at least one course for credit at the University of Alberta;

“Plebiscite” shall be a vote, open to all Members, held on a given question but whose result is not legally binding upon the Students' Union;

“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;

“Pre-Campaign Period” shall refer to the length of time between the declaration of a nominee as a Candidate and the commencement of the Campaign Period where Campaign activities are prohibited;

“Preferred Name” shall be the name which an individual consistently uses to identify themselves in their day to day life in place of their given name;

"Primary Volunteer" shall be a person registered as part of a Candidate's Campaign who that Candidate has selected to serve as a primary Volunteer for the purposes of this bylaw;

"Principles" are the set of operational and/or technical measures, procedures, or practices for Students' Union-wide use. Principles are the guiding tenants detailing how the Students' Union and its representatives are expected to conduct certain aspects of their duties as they relate to FNMI students and student groups at the University of Alberta;

"Professional Misconduct" shall be action or inaction that violates a Councilor's or Executive's fiduciary responsibilities or fundamental ethical standards;

"Referendum" shall be a vote, open to all Members, held on a given question and whose result is legally binding upon the Students' Union;

"Satisfactory attendance" is defined as being present for at least 50% of roll calls per trimester.

"Side" shall be any person or group of people who have their registration as a plebiscite or referendum side accepted under this bylaw;

"Side Manager" shall be a person registered as part of a plebiscite or referendum side who those Members of that side have selected to serve as side manager;

"Students' Council" means the highest governing body of the University of Alberta Students' Union, as constituted by the statute of the province of Alberta;

"Students' Union" means the University of Alberta Students' Union, as incorporated by the statute of the province of Alberta;

"Uncontested Election" shall refer to any race where the number of nominees is equal to or less than the number of seats available;

"Update Meeting" shall be any meeting called by the Chief Returning Officer during the election period to address issues of importance that arise during the election;

"University" shall be the University of Alberta;

"Unsatisfactory attendance" shall be defined as being present for less than 50% of roll calls per trimester.

"Volunteer" shall be any individual who assists in Campaign activities;

"Voter" shall be any Member who exercises their entitlement to vote;

"Voting Period" shall refer to the length of time when ballots may be submitted by electors;

"Winter Council Election" shall refer to the University of Alberta Students' Union Students' Council and University of Alberta General Faculties Council elections occurring in the winter term; and

"Winter General Election" shall refer to the University of Alberta Students' Union Executive Committee and University of Alberta Undergraduate Board of Governors Representative elections occurring in the winter term;

Bylaw 200: FNMI Consultation and Engagement

1. Definitions

In this Bylaw:

“Aboriginal” means:

A self-identified First Nation, Metis, or Inuit undergraduate student.

~~A student group, Student Representative Association, or collective whose mandate is Aboriginal-specific and includes undergraduate students.~~

~~“ARRC” means the Aboriginal Relations and Reconciliation Committee, a standing committee of Students’ Council.~~

~~“Balance of probabilities” is the burden of proof that a fact or situation is substantially more probable than improbable.~~

~~“Consultation” is the act of exchanging information and opinions about something in order to reach a better understanding of it or to make a decision, or a meeting for this purpose. Consultation with FNMI students and student groups may include,~~

~~Advertising (radio/website/e-mail) the Students’ Union’s intention to begin the process prior to its start;~~

~~Installing and advertising appropriate facilities and methods, such as a centralized e-mail or online feedback form, for the ongoing gathering and updated dissemination of information between the Students’ Union and the public;~~

~~Soliciting e-mail addresses for automatic updates regarding information changes and/or upcoming events;~~

~~Attendance at other community events to promote the consultation process;~~

~~Use of newsletters and surveys; and~~

~~Holding and advertising public open houses.~~

~~“Compensation” is providing a person with some form of appreciation for services provided.~~

~~“D.I.E Board” means the Discipline, Interpretation, and Enforcement Board of the Students’ Union as set out in the Students’ Union Bylaw;~~

~~“Directives” are formal instructions that oblige the Students’ Union and its representatives to take, or avoid specific action. Directives are intended to govern and influence the University of Alberta Students’ Union and its representatives in how it engages and consults with FNMI students and student groups.~~

~~“Executive Committee” is the duly elected representatives of the Students’ Union and includes:~~

~~President,~~

~~Vice President Academic,~~

~~Vice President External,~~

~~Vice President Student Life,~~

~~Vice President Operations and Finance, and~~

~~General Manager (Unelected, non-voting member).~~

~~“General application” means any law, policy, or other legislative instruments which result in effects that apply to all students equally.~~

~~“Legislation” means:~~

~~Students’ Union bylaws;~~

~~Students’ Union political policies;~~

~~Students’ Union standing orders; and~~

~~General orders of Students’ Council.~~

~~“Principles” are the set of operational and/or technical measures, procedures, or practices for Students’ Union-wide use. Principles are the guiding tenants detailing how the Students’ Union and its representatives are expected to conduct certain aspects of their duties as they relate to FNMI students and student groups at the University of Alberta.~~

~~“Students’ Council” means the highest governing body of the University of Alberta Students’ Union, as constituted by the statute of the province of Alberta.~~

~~“Students’ Union” means the University of Alberta Students’ Union, as incorporated by the statute of the province of Alberta.~~

01. Purpose

This bylaw shall govern the Students' Union's dealings with FNMI students, FNMI student leaders, and FNMI student groups.

~~The Students' Union, as well as those organizations who receive its delegated authority, shall ensure that this bylaw is followed in its dealings with FNMI students and student groups at the University of Alberta.~~

~~The Students' Union shall consult and engage with FNMI students and FNMI student leaders in all its affairs which impact FNMI students in a manner materially distinct from how they impact students at large.~~

02. Impacted Entities

The Students' Union, as well as those organizations who receive its delegated authority,

- shall ensure that this bylaw is followed in its dealings with FNMI students and student groups at the University of Alberta.
- ~~The Students' Union~~ shall consult and engage with FNMI students and FNMI student leaders in all its affairs which impact FNMI students in a manner materially distinct from how they impact students at large.

03. Principles

The Students' Union

- acknowledges and respects First Nations, Metis, and Inuit Peoples' inherent Aboriginal and Treaty rights.
- ~~The Students' Union~~ adopts the following "Principles of Reconciliation" set out by the Truth and Reconciliation Commission of Canada. The Students' Union recognizes that the following principles are not comprehensive and should not negate the advocacy of FNMI students or their representative groups. The principles are:
 - The United Nations Declaration on the Rights of Indigenous Peoples is the framework for reconciliation at all levels and across all sectors of Canadian society;
 - First Nations, Inuit, and Métis peoples, as the original peoples of this country and as self-determining peoples, have Treaty, constitutional, and human rights that must be recognized and respected;
 - Reconciliation is a process of healing of relationships that requires public truth sharing, apology, and commemoration that acknowledge and redress past harms;
 - Reconciliation requires constructive action on addressing the ongoing legacies of colonialism that have had destructive impacts on FNMI peoples' education, cultures and languages, health, child welfare, the administration of justice, and economic opportunities and prosperity;
 - Reconciliation must create a more equitable and inclusive society by closing the gaps in social, health, and economic outcomes that exist between FNMI and non-FNMI Canadians;
 - All Canadians, as Treaty partners, share responsibility for establishing and maintaining mutually respectful relationships;
 - The perspectives and understandings of FNMI Elders and Traditional Knowledge Keepers of the ethics, concepts, and practices of reconciliation are vital to long-term reconciliation;
 - Supporting FNMI peoples' cultural revitalization and integrating FNMI knowledge systems, oral histories, laws, protocols, and connections to the land into the reconciliation process are essential;
 - Reconciliation requires political will, joint leadership, trust building, accountability, and transparency, as well as a substantial investment of resources; and
 - Reconciliation requires sustained public education and dialogue, including youth engagement, about the history and legacy of residential schools, Treaties, and FNMI rights, as well as the historical and contemporary contributions of FNMI peoples to Canadian society.
 - The Students' Union recognizes that these Principles extend to Aboriginal student leadership and governance, and as such, must be respected.
 - The Students' Union acknowledges that appreciation and recognition of consulted peoples and groups are important and hold cultural significance. This may include compensation such as:
 - Money (recommended for consulting the student body)
 - Tobacco (recommended for consultation with elders and FNMI organizations).

04. Consultation and Engagement Process

The Students' Union,

- ~~in carrying out its activities, will~~ **shall** respect First Nations, Inuit, and Metis students **in carrying out its activities**, by consulting with FNMI students and student groups whose related interests may be uniquely impacted by federal, provincial, and university advocacy, as well as proposed policy, or legislative change.
- ~~The Students' Union will~~ **shall** assess, in consultation with ARRC and FNMI students and stakeholders, how proposed activities may impact FNMI students, student groups, and their related interests.
- ~~As part of this assessment, the Students' Union will~~ **shall** identify **as a part of the aforementioned assessment** when consultation should form part of its operations and ensure that consultations are initiated early in the planning, design, or decision-making processes.
 - Early consultations will assist the Students' Union in seeking to identify and address FNMI student and student group concerns, avoid or minimize any adverse impacts, and assess and implement mechanisms that seek to address their related interests.
- shall carry out consultation and engagement will be carried out in a manner that seeks to balance the various interests of FNMI students and student groups. A meaningful consultation process is one which is:
 - Carried out in a timely, efficient, and responsive manner;
 - Transparent and predictable;
 - Accessible, reasonable, flexible, and fair;
 - Founded in the principles of good faith, respect, and reciprocal responsibility;
 - Respectful of the uniqueness of First Nation, Metis, and Inuit students; and
 - Includes accommodation, where appropriate.
- ~~The Students' Union~~ recognizes that FNMI student consultation, like general student consultation, is a requirement of fulfilling its responsibilities that flows from the Post-Secondary Learning Act.
- ~~If a consultation process grows to encompass issues beyond its original scope and mandate, the Students' Union will~~ **shall** ensure that these emergent issues are appropriately addressed, **if a consultation process grows to encompass issues beyond its original scope and mandate**,
- ~~As appropriate, the Students' Union will~~ **shall** consult with its committees and assess if additional consultation activities may be necessary, **as appropriate**.
- ~~The Students' Union will~~ **shall** coordinate consultation and engagement activities with its external community partners. Where appropriate, the Students' Union will use consultation processes and engagement measures carried out by its partners to assist it in meeting its commitments and responsibilities.
- ~~In the event that the Students' Union coordinates consultation and engagement activities with its partners, said partners will be~~ **shall** provide **due compensation to partners whom the Students' Union coordinates consultation and engagement activities with its partner**.
 - The form of compensation shall be determined by an agreement between the Students' Union and the consulted group during the consultation process.
- ~~The Students' Union will~~ **shall** carry out its activities and related consultation processes in accordance with its commitments and processes involving FNMI student groups. The Students' Union will seek out opportunities to develop and maintain meaningful dialogue with FNMI student groups in support of building respectful relationships.
- ~~Ongoing, yearly activities of the Students' Union~~ shall undergo the consultation process outlined in this bylaw once every two (2) academic years **regarding its yearly activities**.

04. No Force or Effect

- 1. Any decision of Students' Council that is in conflict with federal or provincial statute or with the Common Law is of no force or effect.
- 2. In the event that a section of this bylaw is inconsistent with other Students' Union legislation, the D.I.E board shall weigh, on a balance of probabilities, the harm done by striking the other inconsistent bylaw against the harm done by striking this bylaw.
- 3. The Students Union shall not be bound by the provisions of this Bylaw in the event that FNMI students or student groups do not wish to be consulted or engaged.
- 4. Nothing in this bylaw shall be read to restrict the advocacy or activities of general application undertaken by the Students' Union
 - a. General application does not include situations or circumstances in which FNMI students are or would be disproportionately affected.

UASU Students' Council Agenda Submission Form

Council Meeting Date Saturday, March 23, 2024

[Meeting Schedule](#)

Submitter Lam

Email Address lam8@ualberta.ca

Type of Item Submission

Is this a Consent Agenda item?

Approval/Discussion Items

Motion

Lam moves to approve the Second Principles of the Augustana Campus Policy

Mover Lam

Seconder Majekodumni

Presenter (If Not the Mover) Lam

Does this item require a closed session discussion?

Office/Committee Responsible Policy Committee

Purpose

To renew and update the expired policy regarding the Augustana Campus of the University of Alberta

Executive Summary

Hello everyone, it's been a long time coming but I am happy to bring forward the Augustana Campus Policy for renewal. Changes to both the facts and resolutions of this policy are in red

Relevant Bylaws/Policies/Standing Orders

Augustana Campus Policy

Engagement and Routing

Augustana Students' Association

Approval Routing

Approval by Policy Committee via eVote

Strategic Alignment

Empowering Our Students
Building Our Relationships
Serving All Students

[Strategic Plan](#)

Attachments



Augustana Policy Second Pri... .pdf

Calls for Nominations

[Council Committees and Boards](#)

Written Nominations

Information Items

Presentations

Written Questions

1 Facts

1. The Augustana Campus of the University of Alberta is located in Camrose, Alberta, which means that most Augustana students do not have access to services and resources provided on North Campus.
 - a. While Augustana students receive their own study abroad opportunities, they also have access to opportunities offered on North Campus.
 - b. Many Augustana students seek summer employment outside of Camrose, particularly in Edmonton, but face barriers accessing information on this employment.
 - c. While Augustana students can access an Edmonton job registry, there is no Camrose-specific job registry.
 - d. For students who may seek research positions at Augustana, the opportunity for paid research is rare.
 - e. Students at Augustana should not have to choose between studying at Augustana and working in their research field.
2. In February 2020, the Augustana Students' Association created a proposal for the creation of a Multi-Use Space at Augustana Campus.
 - a. Students have very few student-oriented spaces on campus, which creates a barrier for both student socializing and growth of student groups.
3. Fees paid at Augustana ~~does not~~ **do** include access to a fitness centre. ~~Students in residence receive free access to the Camrose Recreation Center, whereas off-campus students pay for a pass with a student discount.~~
4. Students at Augustana campus do not have access to the UPass, nor does the City of Camrose offer its students a similar deal.
 - a. Intercity travel between Camrose and Edmonton exists, but can be unaffordable and timed inconveniently.
 - b. For many students, access to transit at Augustana may often make the difference between access to off-campus resources, including food, recreation, and health services.
5. As of ~~March 2020~~ **September 2023**, Augustana Campus has one mental health counsellor who works ~~three~~ **two** out of five days per week, **with a total of 12 in person hours a week**
 - a. Access to mental health counselling on Campus is also limited through scarcity in **overall same-day** access. Currently, students must book **several weeks if not months** ~~one hour~~ in advance to access **these appointments**. ~~one of four 30-minute slots on days with walk-in service.~~
 - b. While student groups on campus exist to fill a group counselling gap, these offer little privacy and professional help.

- c. While online mental health services such as “~~Wells~~ **Inkblot**” have been ~~created~~ **implemented** to help Augustana students, students often struggle to navigate these pages.
 - d. Since fewer options for on-campus counselling exist, students, Residence Assistants, and instructors are often responsible for crisis intervention.
 6. While the City of Camrose has food bank services, Augustana Campus does not have a campus food bank. **Instead they have a Food Pantry run by the Augustana Students’ Association, which is funded by student fees and donations**
 7. Students on campus receive access to a pastoral chaplaincy program. However, other multifaith services are less common, and those available in the city are less accessible.
 - a. The Multifaith Centre on campus has a capacity of approximately 5 people.
 8. The City of Camrose does not have any type of sexual violence support centre.
 - a. The closest sexual violence support centres are located in Red Deer and Edmonton **for sexual violence testing**.
 - b. The City of Camrose has little to no access to rape kits.
 - c. The Augustana Students’ Association has assembled a Sexual Violence Awareness Committee which, amongst other things, hosts Sexual Violence Awareness Week.
 - d. While Camrose recently opened a branch office to the Association of Communities Against Abuse, students need to be more informed about it, as well as its location.
 - e. Students at Augustana would benefit greatly from access to Sexual Assault Centre services.
 9. Augustana Campus lacks culturally-relevant spaces and supports for international students.
 10. Despite Augustana Campus being a Faculty within the University of Alberta, certain courses are not recognized by North Campus faculties when Augustana students transfer to North Campus.
 - a. For students who transfer from North Campus to Augustana, certain North Campus courses are not recognized by Augustana faculties.
 - b. For students seeking to transfer to North Campus, access to transfer information may often be hard to understand, either from the University, or from their Faculty Associations.
 11. While some students who start within the 3-11 system find the system beneficial, many struggle in classes where instructors’ high expectations are not well-aligned with the goal of the 3-week class system.

12. Augustana Faculty has begun implementing a “concentration” program system, as opposed to majors and minors. For students in concentrations, their degrees would note an “Interdisciplinary Studies (IDS) degree”.
 - a. Some students at Augustana fear that the implementation of concentrations may reduce their employability post graduation, as well as suitability for post-grad programs.
 - b. **Students at Augustana have also voiced concerns regarding the removal of minors without a suitable replacement**
13. Intervarsity athletics play a large role in the Augustana and Camrose community, but have barriers to accessing funding.
 - a. The Athletic Review initiated in 2019 had little student representation.
 - b. In 2019-2020, approximately 17% of Augustana students were involved in an athletic program.
 - c. In March of 2020, decreased funding at Augustana resulted in the cutting of the Augustana **women’s** hockey team, the men’s soccer team, as well as the golf team.
14. While Augustana has 6 residence buildings, few are consistently filled, and students often worry about health and safety.
 - a. ~~Not including special exemptions, such as physical inaccessibility, or already being Camrose residents, all first years on the Augustana Campus must stay in residence.~~

2 Resolutions

1. The Students’ Union will cooperate with the Augustana Students’ Association to advocate for Augustana Campus through existing political policies using a localized lens.
 - a. Where contradictions exist between existing policy and this policy, the Students’ Union will defer to the policy in this document.
2. The Students’ Union will advocate for improved collaboration between faculties, including where it intersects with student life so that students at Augustana Campus are not limited to the scope of their academic programming
3. The Students’ Union will advocate for increased communication from the University concerning Augustana students’ access to research and work-integrated learning.
 - a. The Students’ Union will advocate for the creation of a Camrose and Augustana Job Board
4. ~~The Students’ Union will advocate that the City of Camrose and Augustana Campus integrate public transit and recreation centre fees into the assessment of Augustana tuition and fees, in the same way that tuition and mandatory~~

~~non-instructional fees are assessed for students in Edmonton.~~ **The Students' Union will advocate for the expansion of intercity travel between Edmonton and Camrose, including but not limited to, adhesion into the Regional Transit Services Commission**

5. The Students' Union will advocate for an increased presence of mental health professionals at Augustana Campus, with the end goal of holding permanent professional staff for mental health
 - a. The Students' Union will advocate for increased mental health and crisis training for Augustana Residence Assistants, as well as increased support for RA's when dealing with residents in crisis
6. The Students' Union will advocate for the **expansion of the Augustana Students' Association Food Pantry**, ~~creation of an Augustana Campus Food Bank~~, or alternative student-specific supports from the Camrose Food Bank.
7. The Students' Union will advocate for the expansion of the Multi-Faith Space, as well as Multi-Faith programming that extends to a wider diversity of faiths
8. The Students' Union will advocate for the priority of a Sexual Assault Centre on Augustana Campus
 - a. The Students' Union will advocate for scheduled hours at Augustana by the University of Alberta Sexual Assault Centre until a Sexual Assault Centre exists for Augustana students to access
 - b. The Students' Union will advocate that the City of Camrose and the Alberta government increase the supply of rape kits at the Camrose Police Service (CPS), as well as increased training for the CPS in handling cases of sexual assault
 - c. The Students' Union will advocate for greater publicity of sexual violence services to students at Augustana.
9. The Students' Union will continue working with international students when advocating to the University of Alberta for services, programming, and events at Augustana Campus that are created for international students
10. The Students' Union will advocate that the University of Alberta commit to easing the difficulty of transferring credits between all UofA campuses.
 - a. The Students' Union will advocate for increased transparency concerning all University of Alberta websites and promotional materials that reflect the current status around credit transfers between campuses
11. The Students' Union will support the Augustana Students' Association in advocacy towards the improvement of the 3-11 system
12. The Students' Union will advocate that any new education and athletics changes at Augustana Campus be transparent in their assessment of student interest and feedback

- a. The Students' Union will advocate for increased funding to athletics programs at Augustana, with emphasis on additional partnerships between the University and the City of Camrose.
 - b. The Students' Union will oppose any cuts to athletics programs at Augustana Campus.
- 13. The Students' Union will advocate that Residence Services in Augustana prioritize filling empty residences, while continuing to zone buildings by cohorts, as opposed to separating cohorts between buildings
 - a. The Students' Union will advocate that Augustana Campus create coherent and updated documents for Augustana students that outline renovation plans for residences, as well as all existing hazardous materials on site.

**DISCIPLINE, INTERPRETATION AND ENFORCEMENT
BOARD**

Citation: Reference re: 2024-03-07

REQUESTED BY:

Jacob Verghese (CRO)

Applicant

**BYLAW 320
SECTION 11(5) Decision**

Panel Members: Leighten Janzen, Associate Chief Tribune (Chair), Navneet Chand, Associate Chief Tribune, Hiba Khan, Tribune

Hearing Date: March 7th, 2023

Witnesses for the Applicant: None

Witnesses for the Respondent: None

The reasons for the unanimous Board are delivered by L. Janzen

LEGISLATION:

Bylaw 320: Elections, Plebiscites, amd Referenda

Section 11(5) *A Candidate or side in a Students' Union election may distance themselves from a third party in the event the third party effectively conducts Campaign activities under the following conditions:*

- (a) the Candidate or side must demonstrate to the C.R.O. that the third party acted without the consent of the Candidate or side; and*
- (b) the Candidate or side must demonstrate to the C.R.O. that steps have been taken to distance themselves from the third party and to attempt to halt unauthorized Campaign Activity by that third party.*

Section 11(6): *Should a Candidate or side demonstrate the conditions specified under Section 12(5) to the C.R.O.'s satisfaction, the Candidate or side would not be subject to punitive fines as a result of the third party's actions, but could still be subject to counterbalancing fines.*

Section 17 (1): *Where a Candidate, Volunteer, or side 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 or side, 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, Campaign manager, or side manager who was or whose Volunteer was guilty of the contravention.*

Section 17(2): *Penalties available to the C.R.O. shall include*

- (a) a fine to be counted against the Candidate's or side's Campaign Expenses;*
- (b) the confiscation or destruction of Campaign Materials; and*
- (c) limits, restrictions, and prohibitions on any type of Campaign activities for any period of time up to the commencement of voting.*

Section 17(3): *The C.R.O. shall draft a schedule of fines and penalties as an appendix to the rules and regulations concerning this bylaw.*

Section 17(4): *A Candidate or side shall be disqualified where they are guilty of a contravention that*

(a) cannot be counterbalanced by a lesser penalty;

(b) is malicious or substantially prejudicial to another Candidate or side; or

(c) involves tampering with ballots, voting procedures, or counting procedures.

Section 17(5): *The C.R.O. shall investigate and rule upon every contravention of this bylaw or any other bylaw, rule, or regulation related to the election, plebiscites, or referenda.*

FACTS

[1] This application is an interpretation of legislation regarding the acceptable remedies to the situation of a Students' Union Executive Committee election candidate (unnamed in application). The facts presented in the application is that the candidate received an alleged endorsement from a third party group on campus with whom the candidate is allegedly unaware of having any affiliation with.

[2] This third party group is being claimed as potentially interfering with the election through the communication of inflammatory comments that are allegedly being used to label candidates that they do not align with using disparaging terms.

[3] The DIE Board notes that given the information we have been provided in the interpretation application, there was an alleged secondary distribution of campaign materials to this third party group during their campus tabling activities and the election candidate has allegedly noted that they were unaware of this secondary distribution of campaign materials occurring.

[4] The DIE Board notes that given the information we have been provided in the interpretation application, the candidate was allegedly aware of the third party group's campus tabling activities but has declared non affiliation with this third party group to the Chief Returning Officer. There has been no evidence provided of direct collusion between the third party group and the election candidate.

[5] As a result of this interference the CRO is concerned that Bylaw 320 Section 11 has been breached. The CRO has requested an interpretation of the applicable Bylaws.

ISSUE

[6] What are the powers and remedies available to the CRO in response to a candidate breaching Bylaw 320 Section 11?

Analysis of Issue

[7] The interpretation of Bylaw 320 Section 11 requires the act to be read as a whole in it's normal and grammatical sense. Section 11(5) is about third party interference with elections. Section 11(5) both provides an action that a candidate must perform and a two-part-test to show that the action has been carried out.

[8] Section 11(5) provides two criteria that a candidate must fulfill on the request of the CRO. First, a candidate must demonstrate that a third party acted without their consent. Second, the candidate must make active steps to distance themselves from the third party. Section 11(6) provides that these two steps must be to the satisfaction of the CRO. If the steps are not to the satisfaction of the CRO, Section 11(6) outlines that the CRO is allowed to issue punitive fines.

[9] Section 11(6) provides that the CRO can issue punitive fines if the two-part-test is not met. However even if the two-part-test is met the CRO can still issue a counterbalancing fine. This interpretation shows that the drafters of this section likely wanted fines to be the primary form of remedy for a breach of Section 11(5).

[10] However, Bylaw 320 Section 17 allows for other remedies for breaches as well. Section 17 discusses penalties for breaches of Bylaws more broadly. Section 17(1)(a) says that regardless of intent a counterbalancing fine can be issued. Whereas if the breach was intentional Section 17(1)(b) says that the CRO can issue penalties. The Bylaw goes on to list these penalties in Section 17(2): penalties available to the CRO shall include a fine to be counted against the candidate's or side's campaign expenses; the confiscation or destruction of campaign materials, and limits, restrictions, and prohibitions on any type of campaign activities for any period of time up to the commencement of voting. These penalties are all available to the CRO for potential breaches of Bylaws.

[11] Section 17(4) lays out what disqualification could look like under a breach of a Bylaw. Disqualification in terms of Section 11(5) would have to be egregious enough such that it satisfies one of the three criteria in Section 17(4). The three criteria includes: if a penalty cannot be counterbalanced by a lesser penalty; if activity is malicious or substantially prejudicial to another candidate or side; or if the activity involves tampering with ballots, voting procedures, or counting procedures.

[13] As disqualification is an extraordinary remedy for not abiding by the Bylaw, the actions of a candidate would have to exceed simple behavior of breaching Section 11(5).

Conclusion

[14] The CRO has the power to issue a fine, confiscate materials, limit activities taking place and disqualify a candidate for breaking Bylaw 320 Section 11(5). However each penalty should be based on the wording of the relevant statute.

[15] Bylaw 320 Section 11(5) has a test and discusses a remedy when that test is not met. Section 11(6) discusses fines as the punishment both if the test is met and if the test is not met. Similarly, Section 17(2) discusses the powers of the CRO in relation to bylaws being broken. The first remedy to breaking a bylaw appears to be a fine, confiscation of materials or limiting on activities taking place. Fines, including punitive fines, should be issued prior to disqualification.

[16] Section 17(5) allows for disqualification of a candidate on the part of the CRO. Section 17(5) allows an additional remedy for breaking a bylaw. Breaking a bylaw must fall under one of the three criteria laid out in Section 17(5). Disqualification should not be the first resort of the CRO as this is an extraordinary remedy.

[17] If the CRO decides to disqualify a candidate, the disqualified candidate has the right to appeal the decision to the DIE Board under Bylaw 140 Section 33(3).

DISCIPLINE, INTERPRETATION, AND ENFORCEMENT BOARD

Citation: Doe v Glock et al., 2024-03-12

BETWEEN:

John Doe

Applicant

- and -

**Lisa Glock
Jacob Verghese**

Respondents

- and -

Prometheus Voaklander (Intervenor)

Interveners

**SECTION 11(1), 11(5) DECISION
BYLAW 320**

Panel Members:

**Leighten Janzen, Associate Chief Tribune
Kamryn Wiest, Tribune
Rebekah Mitchell, Tribune**

Hearing Date:

March 12, 2024

Witnesses for the Applicant: Michael Griffiths

Witnesses for the Respondent: N/A

Witnesses for the Intervener: N/A

The reasons of the unanimous Board are delivered by R. Mitchell and K. Wiest.

LEGISLATION

UASU Article III, Definitions

“7. ‘Campaign Activity’ shall be any act, planned or organized by or on behalf of any Candidate that is calculated to convince Members to vote in any given way;

37. ‘Volunteer’ shall be any individual who assists in Campaign activities.”

Bylaw 320, Section 11(1)

“Each Candidate or side manager shall act reasonably and in good faith, and specifically shall

(a) ensure that each Volunteer engaging in Campaign activities on their 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 their behalf; and

(c) report any contravention of a bylaw, rule, regulation, or order to the C.R.O. immediately.”

Bylaw 320, Section 11(5)

“A Candidate or side in a Students’ Union election may distance themselves from a third party in the event the third party effectively conducts Campaign activities under the following conditions:

(a) the Candidate or side must demonstrate to the C.R.O. that the third party acted without the consent of the Candidate or side; and

(b) the Candidate or side must demonstrate to the C.R.O. that steps have been taken to distance themselves from the third party and to attempt to halt unauthorized Campaign Activity by that third party.”

Bylaw 320, Section 17(4)

“A Candidate or side shall be disqualified where they are guilty of a contravention that

(a) cannot be counterbalanced by a lesser penalty;

(b) is malicious or substantially prejudicial to another Candidate or side;
or

(c) involves tampering with ballots, voting procedures, or counting

Procedures.”

Regulation 320.15, Section 2(3)

“Where the C.R.O. determines that a Candidate or side has exceeded or falsified its Campaign Expense limit

(a) the Candidate or side manager shall be disqualified;

(b) that Candidate or side 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 or side manager in question;

(e) the C.R.O. may recommend to the D.I.E. Board that further action be taken against that the Candidate or side manager, and/or any Volunteers.”

It is of note that the Applicant withdrew their application. However, as per Bylaw 140, the DIE Board has the discretion to issue decisions once applications have been submitted, and no Bylaw mandates that an applicant may revoke an application once submitted. Due to the nature of this appeal, and the fact that our decision had been written prior to receiving the Applicant’s withdrawal notice, the Board is issuing the following decision:

FACTS

[1] This is an appeal of ruling number 6 made by the Chief Returning Officer (“CRO”). The Applicant, John Doe (“Doe”) alleges the Respondent, Lisa Glock (“Glock”) contravened a number of bylaws, during and after her campaign for President, including Bylaw 320, Section 11(1), Bylaw 320, Section 11(5), Bylaw 320, Section 17(4), and Regulation 320.15, Section 2(3).

[2] The Applicant held that Glock had an affiliation with the Young Communist League (“YCL”) and Students for Justice in Palestine (“SJP”), specifically that she misrepresented her involvement to the CRO, and that members of SJP acted on behalf of her campaign with her knowledge.

[3] Both the SJP and the YCP provided Instagram endorsements to Glock, which she shared on her story, each time with permission from the CRO.

[4] Doe also submitted that presidential candidate Michael Griffiths (“Griffiths”) received inflammatory public social media comments during the campaign, which they confirmed personally.

[5] An audio file, which was consensually shared from February 22nd, 2024 confirmed Glock’s friendship with a member of SJP, and her knowledge of a course SJP would be pursuing on social media regarding the election.

[6] Once Glock became aware of the SJP’s Instagram “Picks” post, she took steps to distance herself from SJP by direct messaging them and releasing a statement condemning any bullying of her opponent. There is no evidence that Glock consented to the SJP’s posts.

[7] Glock maintained that she formally met with SJP once to understand the needs of Palestinian students, and to inform her campaign. It was in this single meeting that she was told of SJP’s plans to put pressure on incumbent executives regarding Palestine. Later, SJP members were present while Glock filmed a video with a camera borrowed from SJP for her campaign.

[8] While campaigning, Glock stated that she passed out three campaign stickers for personal use to her friend from SJP. The Applicant submitted that “multiple pieces of campaign material” were given to Glock’s friend which should have been claimed as a Campaign Activity expense. There was no conclusive evidence given regarding the number of materials passed out.

[9] Intervenor Prometheus Voaklander from the YCL asserted the Revolutionary Communist Party and the Young Communist League are distinctly separate entities. This assertion was made in response to the Applicant's initial grouping of the allegation concerning the covering of Griffiths' campaign posters by both organizations.

[10] There was no evidence provided of an association between Glock and the YCP, nor of who covered the posters, or if they were affiliated with Glock.

ISSUES

[11] The issues before this Board are as follows:

1. *Was Lisa Glock affiliated with the SJP or YCL?*
2. *If there was an affiliation, was there a breach of the bylaws?*

- a. *Covering of Posters*
 - b. *Table Campaigning Activities*
 - c. *SJP Social Media "Picks" Post and Audio File*
3. *If there was a breach, what remedy/punishment should be construed?*

ANALYSIS

Issue 1: Was Lisa Glock affiliated with the SJP or YCL?

[12] To determine whether Glock was affiliated with either the SJP or YCL, the definitions of Volunteer and Campaign Activity from the UASU Article III must be considered.

[13] There was no evidence to suggest Glock, the YCL, or Prometheus Voaklander were affiliated in any way to meet these definitions.

[14] The creation of a campaign video meets the definition of a Campaign Activity. Glock's friend was present during the filming of this video, and thus participated in the Campaign Activity becoming a Volunteer. The SJP also provided feedback for the creation of this video, as such Glock does have an affiliation with this group. Despite this, the other activities outlined below were not on behalf of Glock and therefore, do not constitute a Campaign Activity.

Issue 2: If there was an affiliation, was there a breach of the bylaws?

A. Covering of Posters

[15] No evidence was presented on who covered the posters and whether or not that specific individual was affiliated with Glock. There was also no evidence on whether Glock knew of this occurring, therefore this cannot be a breach of "good faith" by Glock or any of her volunteers as outlined by Bylaw 320, s 11(1).

B. Table Campaigning Activities

[16] There is no conclusive evidence on how many campaign materials were provided to the SJP table. Therefore, it cannot be decided on a balance of probabilities whether this was a Campaign Activity in which Glock or her friend, a volunteer, was involved. Therefore, this activity cannot suggest the third party SJP was effectively conducting a Campaign Activity requiring Bylaw 320, s 11(5) to be enacted and the materials at this table do not need to be claimed as a Campaign Activity expense under Bylaw 320.15, s 2(3).

C. SJP Social Media “Picks” Post and Audio File

[17] The audio file from February 22, 2024 suggests Glock was aware of the activities SJP would be pursuing and thus could be deemed a Campaign Activity on her behalf. As per Bylaw 320, s 11(5), a Candidate may distance themselves from a third party in the event the third party effectively conducts Campaign activities under the following two conditions:

- (a) the Candidate or side must demonstrate to the CRO that the third party acted without the consent of the Candidate, and
- (b) the Candidate must demonstrate to the CRO that steps have been taken to distance themselves from the third party and to attempt to halt unauthorized Campaign Activity by that third party.

[18] The first condition has been met as there is no evidence to show Glock consented to this act being done via an Instagram post, who would have posted it, and the extent of the language and following bullying that occurred. The second condition is also met as Glock distanced herself from the third-party after she saw their approach to the campaign by way of direct messaging them and releasing a statement condemning the bullying of her opponent.

Issue 3: If there was a breach, what remedy/punishment should be construed?

[19] No breach of any of the above bylaws was found to occur. Glock has already paid various fines in relation to similar breaches and we find that to be enough. This was not an intentional or malicious act by Glock and therefore, disqualification is not called for as under Regulation 320.15, s 2(3). Even if a breach had been found, the Respondent’s proposed election process would be denied as it would not satisfy the needs or perspectives of the Student Body. That would not be a just and equitable remedy as the original presidential race was only 2 candidates, so allowing for 10 different applications would not be akin to the presidential election in question. Therefore, if a breach was found, we would rule for a re-election. However, no breaches were found to have occurred and therefore, no new remedy or punishment is given.

DISPOSITION

[20] The issues before this Board, and the answers to those issues, are as follows:

1. Was Lisa Glock affiliated with the SJP or YCL?

[21] Lisa Glock has affiliation with the SJP through a volunteer and her involvement in planning certain Campaign Activities. She is not affiliated with the YCL or the intervenor.

2. *If there was an affiliation, did a breach of the bylaws occur?*

[22] A breach occurred through the SJP's social media "Picks" post, but Glock took appropriate steps to distance herself from this third-party Campaign Activity. No other breaches were found.

3. *What is the proposed remedy?*

[23] Since no breaches were found, no new remedies are being proposed. This includes not disqualifying Glock, no re-election, and no proposed presidential selection process.

Appeal Dismissed.

DISCIPLINE, INTERPRETATION, AND ENFORCEMENT BOARD

Citation: *Elgaweesh v Verghese*, 2024-03-13

BETWEEN:

FARAH ELGHAWEESH

Applicant

- and -

JACOB VERGHESE

Respondent

SECTION 3.1(c) DECISION BYLAW 1500

Panel Members:	Sarah Rhydderch, Chief Tribune (Chair) Navneet Chand, Associate Chief Tribune Hiba Khan, Tribune
Hearing Date:	March 13, 2024
Witnesses for the Applicant:	Abdul Abbasi Asha Jama
Witnesses for the Respondent:	N/A

The reasons of the unanimous Board are delivered by S. Rhydderch:

FACTS

[1] Farah Elgaweesh (“Ms. Elgaweesh”), a candidate running for the position of VP Academic, posted several social media posts to her personal Instagram account’s story during her campaign. Subsequently, Ms. Elgaweesh was contacted by the Chief Returning Officer (CRO), Jacob Verghese, who informed her that these posts constituted unsolicited campaign materials and instructed her to remove them. Following this communication, Ms. Elgaweesh was issued a \$160 fine for contravening the rules laid out in the candidate’s Nomination Package, which resulted in her exceeding her campaign budget and subsequently being disqualified from the race.

[2] Ms. Elgaweesh has appealed this decision on the grounds that her social media posts did not violate the rules. Alternatively, she argues that even if they did, the imposed fine was excessive and constituted extreme punishment, which does not align with the principles outlined in Bylaw 320.17.

[3] Ms. Elgaweesh seeks a declaration that the social media posts did not constitute a violation of the rules and retraction of her disqualification from the Students' Union Executive election, Vice President Academic race.

ISSUES

[4] The issues before this Board are as follows:

1. *Did any of Ms. Elgaweesh’s social media posts contravene the rules set out in the Nomination Package?*
2. *If so, what is the appropriate fine?*

ANALYSIS

[5] Ms. Elgaweesh’s case presents several key points that warrant careful consideration.

[6] Firstly, it's crucial to assess whether her social media posts indeed constituted unsolicited campaigning materials. The contention here lies in the interpretation of Ms. Elgaweesh’s posts as requesting individuals to advocate on behalf of her campaign. While Ms. Elgaweesh had seven approved posts, which were pre-approved as per the campaign regulations, the issue arose with seven additional posts that were deemed to contravene the bylaws. These posts were apparently not pre-approved and were considered to exceed the boundaries of permissible campaigning.

[7] Ms. Elgaweesh contests the characterization of her posts as unsolicited campaigning materials, asserting that she was unaware of any breach of the bylaws and had not been previously notified or warned about the potential violations. She maintains that her intent was not to contravene the bylaws and argues that the fine imposed was disproportionate, particularly considering the absence of a prior warning or opportunity to rectify the alleged breaches.

[8] Moreover, Ms. Elgaweesh raises concerns regarding procedural fairness, highlighting the lack of communication and engagement from the Chief Returning Officer (CRO). The decision to issue a fine and subsequently disqualify her from the race without affording her the opportunity for a discussion or explanation appears to raise questions about procedural fairness and due process.

[9] Additionally, Ms. Elgaweesh points to inconsistencies in the application of fines, citing a precedent where a candidate was fined a lesser amount for a similar infraction. She argues that the fine imposed on her was excessive, especially considering the mitigating circumstances and the lack of intent to gain an unfair advantage.

[10] Furthermore, Ms. Elgaweesh contends that the CRO's assertion regarding candidates not being disqualified for budget overspending contradicts the bylaws, suggesting a deviation from established procedures.

[11] In summary, the analysis of Ms. Elgaweesh's case necessitates a thorough examination of the interpretation of the bylaws, the application of fines, procedural fairness, and consistency in decision-making. These factors will be crucial in determining the validity of Ms. Elgaweesh's appeal and the appropriate course of action to be taken.

Issue 1: Did any of Ms. Elgaweesh's social media posts contravene the rules set out in the Nomination Package?

Post 1 (page 5 of Respondent's Application)

[12] The first post in question does not constitute unsolicited campaign materials based on the following considerations.

[13] The post directly links to content that was already accessible to all Instagram users. It does not introduce any new campaign material but rather directs users to an existing post. This suggests that the content was not solicited by individuals but rather was part of the general content available on the platform. The post does not directly mention Ms. Elgaweesh or her candidacy unless users engage with the content further. Without explicit reference to Ms. Elgaweesh or her campaign, it is less likely to be perceived as soliciting support for her

candidacy. The post does not explicitly state or encourage users to vote for Ms. Elgaweesh or support her campaign. Instead, it appears to be a general sharing of content without any overt campaign messaging or calls to action.

[14] Therefore, no fine is warranted for Post 1.

Post 2 (Page 6 of Respondent's Application)

[15] Based on the aforementioned factors, we hold that Post 2 did constitute unsolicited campaign materials. It directly mentions Ms. Elgaweesh's candidacy and appears to encourage users to vote for Ms. Elgaweesh or support her campaign. As such, a charge is warranted.

Post 3 (Page 7 of Respondent's Application)

[16] Post 3 constituted unsolicited campaign materials. In this post, Ms. Elgaweesh requests that her followers "repost [her] content hard". As well, she requests that all her followers spread the message and tell others to vote for her. As such, a charge is warranted for Post 3.

Post 4 (Page 8 of Respondent's Application)

[17] Ms. Elgaweesh argued at the Hearing that some of her posts, including this one, were not intended to advertise for her campaign, but rather were intended to show support for her friends who assisted her in the race. Showing support for one's friends can be done without advertising that you are running for a specific position. We believe that the inclusion of Ms. Elgaweesh's position as well as the specific dates for voting mean this constitutes unsolicited campaign material. A fine is thus warranted.

Post 5 (Page 9 of Respondent's Application)

[18] Asking your followers to vote for you constitutes unsolicited campaign materials. As such, a fine is warranted.

Post 6 (Page 10 of Respondent's Application)

[19] As above, Ms. Elgaweesh requests that her followers vote for her and provides the QR code to access the voting sheet. As such, a fine is warranted.

Post 7 (Page 11 of Respondent's Application)

[20] Ms. Elgaweesh uses the words “Please vote for me” to inform viewers of her story that they can vote for her without having to vote for anyone else. It goes without saying that this constitutes unsolicited campaign materials and warrants a fine.

[21] To conclude, posts 2 to 7 (inclusive) all constitute unsolicited campaign materials and violate the rules set out in the candidate’ Nomination Package.

Issue 2: What is the appropriate fine for unsolicited campaign materials in the form of an Instagram story?

[22] As established in the Nomination Package, the Counter-Balancing fine for unsolicited campaign materials is: \$10+ \$0.10 for each individual reached. Ms. Elgaweesh testified that she had approximately 384 Instagram followers on her private Instagram account at the time of posting these stories. As such, we will multiply the potential reach of 384 followers by \$0.10 to deduce that the fine for individuals reached per post totals \$38.40. As there were six unapproved posts which constitute unsolicited campaign materials, there is a base fine of \$60. Combined with the reach, the total for the fine should be \$98.40.

DISPOSITION

[23] The issues before this Board, and the answers to those issues, are as follows:

1. *Did any of Ms. Elgaweesh’s social media posts contravene the rules set out in the Nomination Package?*
2. *If so, what is the appropriate fine?*

[24] We have established that posts 2 to 7 (inclusive) constituted unsolicited campaign materials. By adhering to the Counter-Balancing fine established in the candidate’s Nomination Package, the appropriate charge for Ms. Elgaweesh is \$98.40.

Application dismissed.

DISCIPLINE, INTERPRETATION, AND ENFORCEMENT BOARD

Citation: Hansen v Varghese, 2023-HA03; Warfa v Naidoo, 2023-HA04

BETWEEN:

Andie Hansen

Applicant

- and -

Jacob Varghese

Respondent

Naima Warfa

Applicant

- and -

Sithara Naidoo

Respondent

**SECTION 3.1(a) DECISION
BYLAW 1500**

Panel Members:

**Sarah Rhydderch, Chief Tribune
Navneet Chand, Associate Chief Tribune
Hiba Khan, Tribune**

Hearing Date:

March 14, 2024

Witnesses for the Applicants: N/A

Witnesses for the Respondents: N/A

The reasons for the unanimous board are delivered by H. Khan.

LEGISLATION

Bylaw 330.08

1. *The C.R.O. or at least one (1) D.R.O. shall*
 - a. *supervise the counting of ballots electronically, when necessary;*
 - b. *post final results within two (2) Business Days of all complaints and appeals being resolved;*
 - c. *notify the Speaker of the Students' Council and President of the Students' Union of the final results in writing;*
 - d. *for GFC Elections, notify the Vice President (Academic) of the Students' Union and the GFC Secretary of the final results in writing;*
 - e. *post unofficial results at any time, including during counting; and*
 - f. *store the ballots in a secure place for at least two (2) weeks after completing the last recount.*
2. *The C.R.O. shall prepare a paper ballot before the close of voting as if their capacity as C.R.O. did not restrict their voting privileges.*
 - a. *The C.R.O. shall place this ballot in a sealed and signed envelope and give it to the D.R.O. before any results from an election are available to the C.R.O.*
 - b. *The envelope shall only be opened if the C.R.O.'s vote is required to break a tie.*
 - c. *If required, a D.R.O. shall open the envelope and oversee the C.R.O. as they implement the tie-breaking mechanism as outlined in Regulation 330.05 - Elections Preferential Balloting.*
 - d. *If this procedure is not followed, the C.R.O.'s ballot will be considered spoiled.*

FACTS

[1] The applications at hand were initiated to determine whether the Chief Returning Officer (“CRO”) and the Deputy Returning Officer (“DRO”) breached Bylaw 330.08 in posting final election results pending all complaints and appeals being resolved. As both applications involved similar facts and parties, they were heard together.

[2] On Thursday, March 7th, the University of Alberta Students' Union (“UASU”) posted election results on the public UASU Instagram account.

[3] On the same day, the official student newspaper, The Gateway, also posted election results in an article, as well as on a Reddit post. The Gateway article mentioned that the DRO had confirmed Farah Elgaweesh’s (“Elgaweesh”) disqualification from the race.

[4] Both posts listed Layla Alhussainy as the elected candidate for the VP (Academic) position. The posts did not specify whether the listed results were unofficial or final.

[5] Applicant Andie Hansen (“Hansen”) contended that the CRO’s actions implied that the results posted were official, as opposed to unofficial. Hansen claimed that the postings by both the UASU and The Gateway contributed to confusion amongst the voters.

[6] Applicant Naima Warfa (“Warfa”) reiterated these concerns, and stated that the Gateway article was being used as a source of information by voters.

[7] Both applicants emphasized the importance of fairness and maintaining a democratic election environment.

[8] Both applicants further claimed that the CRO and DRO had breached Bylaw 330.08(1)(b) by posting final election results while Elgaweesh’s appeal to her disqualification was still ongoing.

[9] In response to these claims, the CRO stated that the votes were unofficial, and that at the time of being announced, no complaints or appeals had yet been filed. The CRO also noted that The Gateway operated separately from the Elections Office, and they had no say over what The Gateway posted or how it was perceived by readers.

[10] The DRO also noted that results are assumed to be official when posted. Election results are only deemed to be official once the Students’ Council ratifies them in a subsequent meeting, which had not occurred.

[11] The DRO stated that Elgaweesh’s appeal to her disqualification came in *after* the unofficial results were posted. Thus, Bylaw 330.08(1)(b) did not apply as no complaints or appeals were pending at the time of the posting of the results.

ISSUES

[12] The issues before this Board are as follows:

1. *Did the CRO and DRO breach Bylaw 330.08 by posting final election results when an appeal was still pending?*
2. *If there was a breach, what is an appropriate remedy?*

ANALYSIS

Issue 1: Did the DRO and CRO breach Bylaw 330.08 by posting final election results when an appeal was still pending?

[13] Determining whether a breach of Bylaw 330.08 occurred requires first ascertaining whether final results were posted.

[14] According to Bylaw 330.08(1)(e), unofficial results may be posted at any time, including during the counting process.

[15] Based on the submissions made by the DRO, election results are not considered final until they are ratified.

[16] As well, the March 7th post made by the UASU did not specifically state that the results were final.

[17] Based on the above, it does not appear that the CRO and DRO posted final election results on March 7th.

[18] In the alternative, if the posts are to be considered final, a breach of Bylaw 330.08 would still not be substantiated. This is because Elgaweesh's appeal was filed after the posting of the results, not before. Thus, there were no complaints and appeals at the time of the post, and Bylaw 330.08(1)(b) was not contravened.

[19] With regard to the Gateway article and Reddit post, these posts do not factor into a determination of finding a breach of Bylaw 330.08 on behalf of the CRO and DRO. This is because The Gateway functions independently from the Elections Office.

[20] As noted by the parties, Bylaw 330.08 does not clearly distinguish between posting final results as opposed to unofficial results.

[21] The Board is in agreement with the Applicants that voters should have access to clear information. Given the confusion that Bylaw 330.08 has the potential to cause, the Board recommends that Bylaw 330.08 be revised with an additional clause indicating the difference between final and unofficial results.

Issue 2: If there was a breach, what is an appropriate remedy?

[22] As no breach was found, no remedies will be granted.

DISPOSITION

[23] The issues before this Board, and the answers to those issues, are as follows:

1. *Did the CRO and DRO breach Bylaw 330.08 by posting final election results when an appeal was still pending?*

[24] The CRO and DRO did not breach Bylaw 330.08. The postings were of unofficial results. In the alternative, if final results were posted, a contravention of Bylaw 330.08 would still not be found as an appeal or complaint had not been filed at the time of the post.

2. *If there was a breach, what is an appropriate remedy?*

[25] Since no breaches were found, no remedies are proposed.

Applications dismissed.

