



General Faculties Council
Campus Law Review Committee
Approved Open Session Minutes

Thursday, November 28, 2013
3-07 South Academic Building (SAB)
9:00 a.m.-10:30 a.m.

ATTENDEES:

Voting Members:

Steven Penney	Chair, Academic Staff Elected from At-large, Appointed by the GFC Executive Committee
Monty Bal	Member, Representative of the Graduate Students' Association, Appointed by the GSA Executive
Patrick Cajina Cortez	Member, Representative of Residences, Elected by the University of Alberta Residence Hall Association
Deborah Eerkes	Member, Discipline Officer
Elaine Geddes	Member, Academic Staff and Associate Dean
William Lau	Member, Representative of the Students' Union Executive, Appointed by the Students' Union Executive
Jayson MacLean	Member (Delegate), Representative of the Student Ombudservice
Bill Mowbray	Member, Director, University of Alberta Protective Services
Norma Rodenburg	Member (Delegate), Vice-Provost and Dean of Students
Kathy Tang	Member, Student-at-large (Graduate Student)
Chris Fukushima	Member (Delegate), Director of Residence Services
Adrienne Wright	Member, Staff Selected from Categories A1.0, A2.0 and/or B1.0

Non-Voting Members:

Garry Bodnar	Member, Director, General Faculties Council Services and Secretary to GFC, Resource
Michael Peterson	Member, Appeals and Compliance Officer, University Governance, Resource

Presenter(s):

Steven Penney	Chair, GFC Campus Law Review Committee
Deborah Eerkes	Director, Office of Student Judicial Affairs
Norma Rodenburg	Student Affairs Officer, Office of the Dean of Students

Staff:

Garry Bodnar, Coordinator, GFC Campus Law Review Committee
Marion Haggarty-France, University Secretary
Andrea Patrick, Scribe

OPENING SESSION

1. Approval of the Agenda

Materials before members are contained in the official meeting file.

Motion: Eerkes/Mowbray

THAT the GFC Campus Law Review Committee approve the Agenda.

CARRIED

2. Approval of the Open Session Minutes of September 26, 2013

Materials before members are contained in the official meeting file.

Motion: Eerkes/Mowbray

THAT the GFC Campus Law Review Committee approve the Open Session Minutes of September 26, 2013.

CARRIED

3. Comments from the Chair

There were no comments.

ACTION ITEMS

4. Proposed Student Groups Procedure (in UAPPOL) and Corresponding Rescission of Student Groups from the Code of Student Behaviour

Materials before members are contained in the official meeting file.

Presenter(s): Deborah Eerkes; Norma Rodenburg

Purpose of the Proposal: To make the administration of Student Groups more clear and to remove Student Groups from the Code of Student Behaviour and to provide a process for determining Student Group status or intervening in unacceptably risky Student Group Events or Activities. To remove Student Groups from the definition of "Student" under the Code and to acknowledge the management of Student Groups as a purely administrative function. This has the effect of making Student Groups no longer subject to Code charges; however, individual students acting on behalf of the group are still subject to the Code. Any decisions regarding the conduct of the Group are assessed in relation to the status of that Student Group.

Discussion:

Ms Rodenburg provided a brief overview of the changes to the proposal since it was last before members for discussion at the September 26, 2013 meeting of GFC CLRC. She explained that clarifying language was added to the proposal in relation to text describing final appeals; changes were made to the definitions of an 'event', 'sorority', and 'fraternity'; and clarification was provided in relation to event approvals.

Ms Eerkes reported that these revisions have incorporated feedback from members, as well that gathered during further consultation with various student groups and the Graduate Students' Association (GSA).

Ms Rodenburg explained that it is her intention to submit the (proposed) Procedure for a formal review within two to three years to ensure that it has adequately addressed all relevant issues.

During the discussion in relation to this proposal, members expressed a number of comments and questions, including, but not limited to: clarification about the role of Faculties within the proposals; whether Faculties were consulted as part of this procedural development; that certain Faculties do have a vested interest in certain student groups; a suggestion to amend the proposal to include notification of Faculties if there are official issues with student groups; whether the proposed amendment includes notification or representation; whether Departments similarly should be notified; an expression of support for the proposal from University of Alberta Protective Services (UAPS); that Department-level involvement is crucial; an expression of concern about the appeal process being fair; clarification about plans surrounding the formal review of this procedure; the merits and the disadvantages of committing to a formal review in the future; and expressions of support for an official review of the Procedure.

Motion: Rodenburg/Eerkes

THAT the GFC Campus Law Review Committee recommend to the GFC Executive Committee the proposed Student Group Procedure (in UAPPOL), as set forth in Attachment 1 (as amended), and the concurrent rescission of reference to 'Student Groups' from the Code of Student Behaviour, as set forth in Attachment 2, both as submitted by the Office of the Dean of Students and the Office of Student Judicial Affairs (OSJA), to take effect upon final approval.

CARRIED

DISCUSSION ITEMS

5. Office of Student Judicial Affairs (OSJA) 2012-2013 Annual Report and Statistics

Materials before members are contained in the official meeting file.

Presenter: Deborah Eerkes

Purpose of the Proposal: To provide GFC CLRC with the annual report and statistics of the Office of Student Judicial Affairs (OSJA) for the 2012-2013 academic year.

Discussion:

Ms Eerkes briefed members on the contents of the OSJA 2012-2013 Annual Report and Statistics, adding that she has revised the method of calculation to make the data more consistent with the Annual Report of the Appeals and Compliance Officer. She provided members with a number of highlights from the Report including that Discipline Officers completed 51 cases for the 2012-2013 academic year, which represents a significant decrease of 19% from the previous year. She attributed this to the success of the University's restorative justice program in the Residences as well as the full implementation of the University's 'Helping Individuals at Risk' program.

Ms Eerkes continued her presentation by reporting on offences broken down by gender and on non-academic offenses. She provided members with commentary on the incidence of offenses by students' year of study, noting that there was a slight increase in offenses committed by students within the second year of study. She reported that, on the advice of the Office of General Counsel, they have ceased using 'External Rules' when one or more of the other Code charges applied—therefore, there were no charges laid under the 'Breach of Rules External to the Code'. She stated that University of Alberta Protective Services (UAPS) has started issuing violation notices for certain offences related to drugs and alcohol. She provided members with an update surrounding various activities and initiatives within OSJA, noting that the 'Check Yourself' program has been recognized provincially and that OSJA was awarded the 2012 *Dare to Discover* President's Achievement Award.

During the discussion surrounding this report, members expressed a number of comments and questions, including, but not limited to: clarification surrounding the calculation of cases; clarification surrounding violation notices; whether there are appropriate preventative programs offered at the University in relation to alcohol- and drug-related offenses; clarification about the location of secondary alcohol cases; and clarification surrounding the locations where violations to safety and dignity are committed.

6. Question Period

A member asked a question with regard to examination conduct and the nature of an instructor's responsibility for that conduct, from both instructor and student perspectives, during the course of an examination.

INFORMATION REPORTS

7. Items Approved by the GFC Campus Law Review Committee by E-Mail Ballots

There were no items.

8. Information Items Forwarded to Committee Members Between Meetings

- Rescission of Student Groups from the COSB [E-Mailed to Members of GFC CLRC on October 23, 2013]

CLOSING SESSION

9. Adjournment

The Chair adjourned the meeting at 9:50 am.