

## code of student behavior continued.

NOTE: In these regulations the term 'class' refers to a period of instruction such as a lecture, a laboratory, a seminar, a tutorial, etc.

### 1. Exclusion from Class by an Instructor

- (a) When a student disturbs, disrupts, or otherwise interferes with classroom activities, the instructor may immediately exclude the student from the course for a particular class and may also exclude the student from the next subsequent class in that course.
- (b) If the behavior persists when the student is re-admitted to class, the instructor may again immediately exclude the student from the class and must lay a charge against the student under Section 43.2(1)\* of the Code of Student Behaviour. The student's exclusion from class will be effect until a final decision is reached by the Dean of Students, a University Disciplinary Panel or University Appeal Board. If a student is re-instated by a decision of the Dean of Students, a University Disciplinary Panel or University Appeal Board, such decision shall not invalidate the prior action of the lecturer. The Department Chairman shall, however, ensure that every effort is made to make up the student's lost class time, but the University shall not be held legally responsible for any lost class time.

\* Relevant extracts from the Code of Student Behavior are attached.

### 2. Exclusion from Class by a Dean

- (a) If the Dean of a Faculty where a course is taught is of the opinion that the disruptive behavior of a student does or may detrimentally affect more than one course, then the Dean may exclude a student from specified courses in that Faculty for up to five classes.
- (b) A student may appeal the Dean's decision to a University Appeal Board. Notwithstanding time limits specified in the Code of Student and Student Discipline Procedures, the University Appeal Board shall be scheduled to meet within fourteen (14) calendar days after the appeal has been laid.
- If a student is re-instated by a University Appeal Board, such decision shall not invalidate the prior action of the Dean. The Department Chairman shall, however, ensure that every effort is made to make up the student's lost class time, but the University shall not be held responsible for any lost class time.

### 3. Dangerous Behavior

If an instructor is of the opinion that a student's behavior would constitute a danger, or risk of danger, to University students, staff or property, or to persons or property in the wider community, the instructor may recommend to the Dean of the Faculty in which a student is enrolled that the student be suspended or expelled.

(EXEC 22 JULY 1985)

### 4. Suspension and Expulsion of Students in Situations of Danger

NOTE: In the policies below, the terms suspension and expulsion have the following meanings:

#### Suspension:

Suspension required a student to withdraw completely from the University for a specified period of time, to a maximum of three years. Upon expiry of the period of suspension the student will be permitted to re-apply for admission to the program from which he or she was suspended.

#### Expulsion:

Expulsion requires a student to withdraw completely from the University for an indefinite period of time. The student shall not be permitted to return without the approval in writing of the Vice-President (Academic) in consultation with the Faculty from which the student was expelled. Such approval shall not be given before the expiry of three years.

The Dean is required to notify the Registrar of any decisions made pursuant to this power.

The Dean may sub-delegate this authority to another administrator within the Faculty, or to the Faculty admissions committee.

### 1. GFC Delegation Of Powers Concerning Suspension For Reasons Of Danger, Pending Student Discipline.

When the Dean of the Faculty in which a student is enrolled is of the opinion that a student may have violated the Code of Student Behavior, the Dean may suspend the student, effective immediately, provided that the Dean is of the opinion that continued enrollment would constitute a danger, or risk of danger, to University students, staff of property, or to persons or property in the wider community. If the student has not already been charged under the code of Student Behavior, then the Dean shall forthwith charge the student. Behavior and Student Discipline Procedures, the University Disciplinary Panel shall convene within 14 calendar days after the charge has been laid. The student shall not be permitted on campus for any purpose without the Dean's prior written approval until such time as any appeal is heard and decided.

The Dean is required to notify the following persons of the suspension: the Registrar, the Dean of Student Services, other Deans affected, the Director of Campus Security, and the student's course

instructors.

(NOTE: When it appears that a Dean may take action under this delegated authority, it is to be hoped that every effort will be made to offer the student advice, or alternatively, that the student be referred to the appropriate area in the Office of Student Services.)

### 2. GFC Delegation of Powers Concerning Suspension/Expulsion For Reasons of Danger Outside The Code Of Student Behavior

When the Dean of a Faculty in which a student is enrolled is of the opinion that a student constitutes a danger, or risk of danger to University students, staff or property, or to persons or property in the wider community, but where it does not appear that the student has violated the Code of Student Behavior, then the Dean may suspend or expel the student effective immediately.

The Dean is required to notify the following persons of the suspension/expulsion: the Registrar, the Dean of Student Services, other Deans affected, the Director of Campus Security, the Secretary to General Faculties Council, and the student's course instructors.

(NOTE: When it appears that a Dean may take action under this delegated authority, it is to be hoped that every effort will be made to offer the student advice, or alternatively, that the student be referred to the appropriate area of the Office of Student Services.)

The student may appeal the Dean's decision as set out below. The student shall not be permitted on campus for any purpose without the dean's prior written approval until such time as any appeal is heard and decided.

(i) A Dean's decision shall be communicated to the student in writing together with brief reasons for the decision. The Dean must also notify the student of the 14 calendar-day deadline to lodge an appeal, and must provide the student with a copy of the appeal regulations.

Notices of decisions may be hand-delivered or sent by mail. When sent by outside mail, they shall be sent by double-registered mail to the address which has been provided to the University or the Secretary of GFC. If the double registered return card is not received by the sender, or if it is signed by someone other than the addressee, then notice shall be deemed to have been effected one week following mailing to the last known address.

(ii) The student (hereinafter as cited as the 'appellant') may appeal the decision by lodging a written appeal with the Secretary to GFC within 14 calendar days after the decision was delivered or deemed to be delivered to the appellant. In no case shall an appeal be accepted after the 14 day deadline.

(iii) The Secretary to GFC shall strike a three-person appeal board which shall be scheduled to meet within 14 calendar days after the Secretary receives the appeal.

The board will consist of:

- The Dean of Student Services who shall act as Chairman
- One faculty member, not a member of the Faculty involved, selected in rotation from the University Impanelling Board;
- One student (graduate or undergraduate, as determined by the appellant's status, selected in rotation from the University Impanelling Board;

(iv) The Dean (hereinafter cited as the 'respondent') and the appellant shall be given notice (either written or verbal) of the date and time of the hearing.

(v) If the appellant or respondent neglect or refuse to appear at the time of the hearing, the appeal board may in its discretion proceed with the hearing and either grant or deny the appeal.

(vi) The appellant and respondent shall have the opportunity to present their cases to the appeal board. Either party may choose to be accompanied by legal counsel or other representative.

(vii) The respondent shall present his or her case first.

(viii) After all presentations are heard, the parties shall be excused and the appeal board shall reach a decision.

(ix) Where the appeal is granted, the appeal board may uphold, vary or suspend the penalty imposed.

(x) If the appeal board upholds the appeal, such decision shall not invalidate the prior action of the Dean. Every effort shall be made, however, to ensure that the student's lost class time is made up, but the University shall not be held responsible for any lost class time.

(xi) The Secretary to GFC shall send the written decision to the appellant. Notices of decisions may be hand-delivered or sent by mail. When sent by outside mail, they shall be sent by double-registered mail to the address which has been provided to the University or to the Secretary to GFC. If the double registered return card is not received by the sender, or if it is signed by someone other than the addressee, then notice shall be deemed to have been effected one week following mailing to the last known address.

(xii) The appeal board's decision shall be final and binding.

(GFC 30 APR 1984)

(EXEC 22 JUL 1985)

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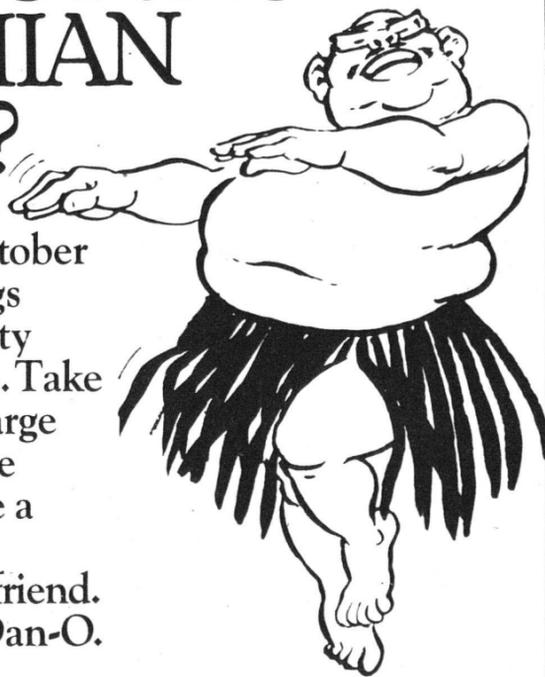
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