

that the respect for human rights is less important. It is vital for basic civility in society. It is only fair for the West to share equally the blame for the brutality of Africans and the abuse of human rights.

Moreover, the insistence by the Prime Minister that African governments adopt and respect the UN Universal Declaration of Human Rights of 1948, in my judgement, implies that Africans adopt a Euro-centric view of human rights. I do not think the West can only assume that their own version of human rights is the most applicable to other cultures.

It is wrong to think that other cul-

# Letters continued

tures are ignorant about the importance of human rights. Africa has its own Charter of Human Rights. Indeed the Universal Declaration of Human Rights takes into account the socio-economic and political reality of Europe alone. It has no bearing whatsoever on the realities of Africa. One looks in vain for any

African values in the UN Declaration of Human Rights.

I would have expected the Prime Minister to make a speech like "Ladies and Gentlemen, as we move towards a new world order, the West needs to take a different attitude towards other cultures. Let a new era of enlightenment dawn on minds to listen more to Africans who are living under neo-colonialism and work with other cultures to create a new Universal Declaration of Human Rights."

Seth Awuku

## Letter creates tensions

Dear Editor,

I am writing in anger and dismay over the letter to the editor on Jan. 15 regarding Israel an apartheid regime. I will not go into the allegations that were put

forward regarding the State of Israel, but I feel it necessary to comment on one part of the letter concerning the suggestion of a Zionist collaboration with Mussolini and Hitler. Boulos Abrash has no right to make statements with no proof of back up that would only cause offence and hatred. It is absurd to make such contentious statements with no supporting information. The platform of the *Excalibur* should not be to create tension and hatred within the student community and that is exactly what publishing this kind of letter does.

With much resentment,  
Lena Isayev,  
a concerned student.

## Don't shout fire

Dear Editor,

Re: (*Excalibur*, Sept 18, 91) Objectivism Fails Elementary Logic.

Sincerely,

Geoff Johnson,  
former York student.

We will publish, space permitting, any letters up to 400 words. They must be typed, double spaced, and accompanied by the writer's name and telephone number. Material deemed libelous or discriminatory by the staff of *Excalibur* will be rejected. Letters may be mailed or delivered to *Excalibur* • 426 Student Centre • York University • 4700 Keele Street • North York • Ontario • M3J 1P3

# Presidential Regulation Number 2 - Amendent

Presidential Regulation Number 2 is amended by adding the following:

## F. EMERGENCY ORDERS

### 1. SPECIAL CIRCUMSTANCES

Notwithstanding any other provision of these regulations, the "VP" — the Vice-President (Campus Relations and Student Affairs), formerly known as the Provost — may make Emergency Orders in the following limited circumstances only:

- i) when the VP reasonably apprehends that a student has inflicted, or may inflict, physical harm upon himself or herself or upon other persons;
  - ii) when the VP reasonably apprehends that a student has caused other persons to fear for their own safety or security;
  - iii) where the VP reasonably apprehends that a student has committed, or may commit, serious damage to the property of the university or cause serious disruption of classes, residences, libraries or study areas;
- and
- iv) in any such circumstances, only when having regard to urgent considerations of safety and security, the VP believes in good faith that it is not prudent or practicable to proceed by way of formal complaint and adjudication under these regulations.

### 2. EMERGENCY PROCEDURE

Where the VP proposes to make an Emergency Order, he or she shall make every effort to give the student as much notice as is reasonable in the circumstances, either orally in person, by telephone, or in writing, and shall permit the student to make an oral or written response, provided that the student is willing and able to do so promptly. The VP may act as expeditiously as required, and as informally as necessary, and is not required to hold a hearing prior to making an Emergency Order.

### 3. EFFECT OF EMERGENCY ORDERS

- a) Emergency Orders may require the student absolutely or subject to defined conditions:
  - i) to abstain from coming onto the campus, or from entering specific classes or places, or from communicating with specific persons;
  - ii) to move out of a campus residence to other accommodation, or from one class to another;
  - iii) to provide a signed undertaking of good behaviour including, where appropriate, an undertaking to submit to diagnosis or supervision by medical, psychiatric or other counselling services and to provide documentary verification that such diagnosis or supervision has been obtained;
  - iv) to do or abstain from doing any other act which, in the opinion of the VP, is necessary to avoid the harm reasonably apprehended.
- b) An Emergency Order shall be:
  - i) effective immediately on being made and notwithstanding that it has not yet been formally communicated to the student;
  - ii) made in writing and, as soon as possible, given in person to the student or sent by registered mail or delivered by hand to the student's place of residence;
  - iii) in force for a defined period of not more than 60 days or until a formal hearing under these regulations has been convened, whichever is the later;
  - iv) binding on all officers of the University, and enforceable by York Security officers.
- c) Violation of an Emergency Order, or of an undertaking given in accordance with its terms, shall itself be an act of misconduct to be dealt with according to this regulation.

### 4. FURTHER PROCEEDINGS

- a) When the VP makes an Emergency Order, he or she shall at the same time notify the University Discipline Tribunal and ask it to convene a formal hearing.

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January 7, 1992

## Presidential Regulations Concerning Non-academic Conduct and Discipline

In 1987 I enacted relatively comprehensive Presidential Regulations concerning student conduct and disciplinary procedures. These Regulations were slightly amended in 1990, and experience has demonstrated the need to revisit some of their provisions more extensively. A Presidential Task Force on Student Non-academic Conduct and Discipline has been formed to undertake a study of possible amendments and to consult with the community concerning such amendments. However, recent events have identified one particular problem which cannot await the outcome of a normal lengthy deliberative process: the problem of the highly disruptive, potentially or actually violent student.

Accordingly, I have amended Presidential Regulation Number 2, to confer upon the Vice-President (Campus Relations and Student Affairs) power to issue comprehensive and effective Emergency Orders to deal with such students. Emergency Orders will have a short lifespan, and the situations they are meant to address will have to be reviewed by the University Discipline Tribunal at a hearing to be held within sixty days.

These amendments to Presidential Regulation Number 2, establishing the right of the Vice-President to issue Emergency Orders, will have effect until April 30, 1992, at which time they will be reviewed, extended, revised or abandoned in light of the report and recommendations of the Task Force on Student Non-academic Conduct and Discipline. Members of the York Community who wish to comment on these amendments may do so by writing directly to me, to the Vice-President, to the Chair of the University Discipline Tribunal, or to the Presidential Task Force.

*Harry W. Arthurs*  
Harry W. Arthurs  
President

- b) The Tribunal shall as its first order of business determine summarily whether the Emergency Order made by the VP was *prima facie* justified, and whether it should continue in force or be suspended pending the Tribunal's own final determination of the matter. If the Tribunal decides to suspend the Emergency Order, it may do so absolutely or on condition, and may notwithstanding that it has been suspended reinstate the Emergency Order at any time, based on the same criteria, and using similar procedures, to those used by the VP.
- c) The Tribunal shall conduct a formal adjudication in accordance with section E. 3 of these regulations as if the matter were a "serious infraction", and for purposes of that adjudication and all subsequent proceedings, the provisions of section E shall apply as appropriate.
- d) Following the hearing, the Tribunal shall make a final determination as to whether any of the circumstances contemplated by paragraph 1. a) continue to exist.
- e) The Tribunal may include in its final determination a Final Order with any of the terms which might have been included in an Emergency Order.

### 5. INTERPRETATION

The provisions of these regulations relating to Emergency Orders shall be construed in a practical sense so as to permit the University to deal promptly and effectively with extreme forms of student behaviour which threaten the community or its members.

### 6. DURATION

These regulations shall remain in effect until April 30, 1992.