

## Self-disciplinary model aids justice

On November 18, 1980 the Board of Governors of the University of New Brunswick approved a Student Disciplinary Code, the provi-

sions of which established a mechanism for self-discipline among students. The very concept of self-discipline reveals a philosophy held by

the administrators at this University. They recognize that university life creates a special environment and that student discipline should be

administered by individuals who are the most familiar with this environment—the students themselves.

Further provisions in the Student Disciplinary Code outline that the structure of the Student Disciplinary Committee is to be composed of eight individuals representing collective interests of students from across campus. The Code specifies that the positions of Chairperson and Vice-Chairperson be occupied by a third year and a second year law student respectively. In addition, there is one faculty member sitting on the Committee, Professor Peter Kent of the History Department. The recording secretary of the SRC sits as a non-voting member of the Committee. The other four individuals are selected in accordance with the "Appointment of Officers" sections of the Code. All appointments to the Committee are ratified by the University's Board of Governors.

The Student Disciplinary Code provides for a Supervisory Board which is composed of seven members appointed by the Board of Governors. The Supervisory Board works in conjunction with a Commissioner of Student Discipline (Dr. Woodfield), also appointed by the Board of Governors, to achieve and maintain efficiency in the carrying out of the Code's objectives. The Supervisory Board also accepts and considers recommendations for both student and faculty members. Professor David Townsend of the Faculty of Law sits as a member of the Supervisory Board and serves as a technical advisor to the Chairperson on legal and procedural matters.

The merits of a self-discipline approach are most evident when one considers as an alternative the criminal or civil justice system. Judges apply a community rather than a university standard of behaviour. The impact of a court ruling often involves jail terms, a criminal record, adverse publicity and invariably a lawyer's bill.

Quite simply, the self-disciplinary model allows a student charged under our code to be charged, judged and sentenced by his peers in a speedy, informal and inexpensive fashion.

It is important to emphasize that the student disciplinary model cannot replace the laws of our courts—it can only offer an alternative to them. If a victim insists on commencing legal action against a student, our Committee would lose control over the case. Obviously, it is the interest of all students that we prove to the University administration and everyone else both on and off the campus that our Committee can produce just results for the victim and the accused.

The most lenient sanction which the Committee could impose is the levying of a \$20.00 fine which is common in a case where the accused party pleads guilty to a minor offence. The most stringent sanction available to the Committee is that of a recommendation for suspension or expulsion to the Board of Deans.

### Student Disciplinary Code

Sections A,B,C, and D provide the machinery for the Student Disciplinary Committee and the Supervisory Board. Sections F, G, H, I, J and K deal with procedures for the conduct of the committee, laying and disposal of charges, appeals, etc. Section E is as follows:

#### E. OFFENCES AND SANCTIONS

NOTE: Sanctions are expressed as a percentage of the current regular tuition fee for a full time student (i.e. \$1365 1984-85).

1. OFFENCE: (a) Any student who is in possession of, or consumes alcoholic beverages at any events sponsored by the University, or anyone of its duly constituted or recognized bodies, when events are designated as "dry events" is guilty of an offence;
- (b) Any student whilst acting as a bartender who, after having been ordered otherwise by an on-duty University Security or Student Police Officer, serves liquor to a person who appears to be intoxicated (to the on-duty Officer) is guilty of an offence;
- (c) Any student who consumes alcoholic beverages at any events sponsored by the University, or any of its duly constituted or recognized bodies, following an order to the contrary by an on-duty University Security or Student Police Officer, is guilty of an offence;
- (d) Any student sponsor of an event who knowingly permits University violations of subsection 1(b) or 1(c), after an order to the contrary by the University Security or Student Police Officer, or who fails to follow the reasonable directions of University Security or Student Police Officer with regard to the control and supervision of the sponsored

event is guilty of an offence. SANCTIONS: (a) Fine up to a maximum of 6%; AND/OR (b) Restriction of student social privileges.

DEFINITION: For the purpose of subsection 1 (d) "student sponsor" shall be defined as a student who signs the contract of services with the Physical Plant and/or identifies himself/herself as such to the University Security or Student Police Officers assigned to the event.

#### E. OFFENCES AND SANCTIONS (cont'd)

2. OFFENCE: Any student who:
  - (a) assaults any person;
  - (b) assaults an on-duty Campus Security or Campus Police Officer;
  - (c) acts in a manner which does harm to persons or property or threatens harm to persons or property;
  - (d) acts in a disorderly manner which does harm to person or property or threatens harm to persons or property;
  - (e) acts in an indecent manner which does harm to persons or property or threatens harm to persons or property;
 is guilty of an offence.

#### SANCTIONS:

- (a) Fine up to a maximum of 12%; AND/OR
- (b) Restrictions of student social privileges; OR
- (c) Recommendation that the student be suspended or dismissed from the University.

3. OFFENCE: Any student who unlawfully possesses, damages or commits trespass on or to University of New Brunswick Property, or property at events to which Student Police have been assigned, or who misuses any fire protection equipment, is guilty of an offence.

#### SECTIONS:

- (a) Restitution for the property damage suffered;
- AND/OR
- (c) Restriction of student social privileges; OR
- (d) Recommendation that the student be suspended or dismissed from the University.

4. OFFENCE: Any student who commits or attempts to commit theft either on University of New Brunswick property or at an event to which Student Police have been assigned is guilty of an offence.

#### SANCTIONS:

- (a) Fine up to a maximum of 12% and restitution;
- AND/OR
- (b) Restriction of student social privileges; OR
- (c) Recommendation of suspension or dismissal from the University.

#### E. OFFENCES AND SANCTIONS

5. OFFENCE: Any student who willfully obstructs a Student Police Officer or a University Security Officer in the performance of his duties is guilty of an offence.

#### SANCTIONS:

- (a) Fine up to a maximum of 12%; AND/OR
- (b) Restriction of student social privileges.

6. OFFENCE: Any on-duty Student Police Force personnel who fails to wear the required form of external identification identifying him or herself as a member of the Student Police Force at a function to which he or she is assigned is guilty of an offence.

#### SANCTIONS:

- (a) Fine up to a maximum of 6%; AND/OR
- (b) Dismissal from the Student Police Force.

7. OFFENCE: Any student who violates the 'NO SMOKING' restrictions in effect in a building in which an event is being held to which Student Police have been assigned is guilty of an offence.

#### SANCTION:

Fine up to a maximum of 6%.

#### 8. OFFENCE:

- (a) Any student who knowingly allows his/her I.D. card to be used by another is guilty of an offence; OR
- (b) Any student who wrongfully uses or falsifies an I.D. card is guilty of an offence.

### ENGINEERING WEEK

## Engineering Gala '84

By ROBIN JOSEPH

As in the past, the Engineering Gala will be the Grand Finale to Engineering Week '84 with several distinguished guests and entertainment by Exodus.

This year's dinner and dance

will be held at the Lord Beaverbrook Hotel, Saturday, October 13. Everyone is welcome. You don't have to be an engineer to attend.

Tickets will go on sale soon. For additional information watch for posters in Head Hall.

*Dr. Marisa Blanchard  
Dr. Mel Soicher*

OPTOMETRISTS

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(506) 472-4888

320 MAPLE ST  
FREDERICTON NORTH

**Student Disciplinary Committee**  
The following positions are available on the committee for 1984 - 1985.

- 1 - Graduate Student Representative
- 2 - Student Representatives

Please send resume's to SRC office c/o Stephen Johnston.  
Deadline for applications is Oct. 12, 1984.

Applications are welcome from all students.