

 <p>BRANDON UNIVERSITY Founded 1899</p>	<p align="center">Statement of Student Rights and Responsibilities Policy</p>	<p><i>Approved by</i> <i>Board of Governors</i></p> <p><i>Administered by</i></p>
<p align="center"><i>Board of Governors Policy</i></p>	<p><i>First Approved:</i> <i>March 27, 2003</i></p>	<p><i>Updated:</i></p>

Brandon University is dedicated to promoting the intellectual and personal growth of its students. The University depends for its effective operation on the respect of its members for each other and the acknowledgement of community standards of conduct. It is the responsibility of each student to contribute to an environment of trust and respect that protects the freedom of all to live, work, and learn together. Any actions that undermine the ability of the University to achieve its purpose diminish the educational experience of its members.

Every student enjoys the opportunity to participate in the academic and social life of the University regardless of race, colour, religion, national origin, ethnic identification, age, political affiliation or belief, sexual orientation, gender, economic status, source of income or disability.

All Brandon University students are expected to subscribe to the principles embodied in this Statement. Behaviour that violates the community standards and values herein will be covered in the *Senate Policy on Academic Offenses, the Sexual Harassment Policy, or the Student Discipline Process*. Brandon University students have a responsibility to adhere to local, provincial, and federal laws while on campus or participating in an off-campus University activity.

Principle of Intellectual Responsibility

Brandon University recognizes that each person’s education is the product of his or her intellectual effort and participation. The University cannot educate those who are unwilling to submit their own work and ideas to critical assessment, nor can it tolerate those who interfere with the participation of others in the critical process. The highest standards of academic integrity are expected of all members of the University community. **Behaviour that violates this Principle shall be dealt with through the *Senate Policy on Academic Offenses*.**

Principle of Respect for Persons

Brandon University recognizes that respect for the rights, dignity, and integrity of others is essential for the well being of a community. Each member of the University community must be free from nuisance, discrimination, physical threat, disruption, interference, intimidation, harassment, or disparagement whether they are on campus or

participating in an off-campus University activity. **Behaviour that violates this Principle shall be dealt with through the *Sexual Harassment Policy* or the *Student Discipline Process* in the context of the event and/or situation.**

Principle of Freedom of Expression

Brandon University prizes and defends freedom of speech. It affirms the rights of its members to teach and learn in an environment free from coercive force, intimidation, and interference, and subject only to the constraints of reasoned discourse and peaceful conduct. **Behaviour that violates this Principle shall be dealt with through the *Student Discipline Process*.**

Principle of Community Citizenship

Brandon University is committed to maintaining an environment in which its members may pursue their goals and carry out their responsibilities effectively and collegially. **Disruptive behaviour, willful damage to or misconduct against persons or property and equipment, and actions that fail to adhere to existing federal, provincial, and local laws and statutes, interfere with the rights of others to live, work, and learn in a safe and supportive environment. Behaviour that violates this Principle may be dealt with through the *Student Discipline Process* regardless of the prospect or the initiation of civil or criminal proceedings.**

BRANDON UNIVERSITY STUDENT DISCIPLINE PROCESS

I. Filing a Complaint

Any member of the Brandon University community may bring forth a complaint against a student for violation of the Principle of Respect for Persons, Freedom of Expression, or Community Citizenship through the Dean of Students. Normally, a complaint will be brought within **fifteen (15) working days** of the alleged offense.

The Dean of Students (or designate) will inform the complainant of the policy and procedures, interview the complainant, and advise the complainant whether or not there appear to be grounds to proceed with a formal complaint within the *Student Discipline Process* through mediation, or through the Student Judiciary Committee.

If the complainant chooses to proceed with a formal complaint, he or she must provide the Dean of Students with a written and signed statement of the alleged offense within **five (5) working days** of the initial interview.

II. Mediation

If the complainant chooses to seek mediation, within **five (5) working days** of receipt of the written statement, the Dean of Students will provide the respondent with a copy of the statement, inform him or her of the policy and procedures, and request a written and signed response to the complaint and an agreement to participate in mediation. The respondent shall have **five (5) working days** in which to reply.

Within **five (5) working days** of receipt of the response, the Dean of Students will arrange for the complainant and the respondent to meet with a mediator. It is expected that both the complainant and the respondent will proceed in good faith. The mediation process shall be confidential.

If satisfactory resolution is achieved through mediation, the Dean of Students shall maintain a confidential record of the case. This record will be destroyed if there are no further complaints brought against the respondent **within four (4) years** of the date of resolution.

If satisfactory resolution is not achieved, the Dean of Students will refer the complaint to the Student Judiciary Committee.

III. The Student Judiciary Committee

The Chair of the Student Judiciary Committee shall be a faculty member appointed by the President for a two-year term. Members shall include the Dean of the Faculty to which the **respondent belongs** and the President of the Brandon University Students' Union, or their respective designates. If the student is not from a distinct faculty, the President will appoint a Dean to serve on the Committee.

Within five (5) working days of the receipt of a written complaint, either as Step 1 or as the result of a failed mediation, the Chair will convene a meeting of the Student Judiciary Committee to begin its review of the complaint.

The Committee shall interview the complainant, the respondent, and any other persons whose testimony may be useful to determine the merits of the complaint. The complainant and/or respondent are welcome to bring along a support person throughout the process.

The Committee will adhere to the principles of procedural fairness and confidentiality at all times.

At the conclusion of its review, the Committee shall make one of the following determinations:

1. There is no substance to the complaint, and any reference to the complaint will be removed from the University's records.
2. There is substance to the complaint, and satisfactory resolution can be achieved without the imposition of a penalty.
3. There is substance to the complaint, and disciplinary measures are warranted.

The Committee shall submit a report to the President of Brandon University within **five (5) working days** of the conclusion of its deliberations. If it recommends that disciplinary measures be imposed, it shall specify appropriate sanctions, which may include, but not be limited to the following: fines or restitution, restrictions on participation in University activities, restrictions on access to University property, community service, suspension, and expulsion.

The President of Brandon University shall make the final determination of disciplinary measures. The Office of the President shall retain reports from the Student Judiciary Committee for a period of **ten (10) years**.

NOTE: The University's responsibility to act immediately in situations in which an individual's behaviour is threatening to himself/herself or others supersedes the procedures of the *Student Discipline Process*. In these cases, local authorities will be called.