



McGill

Memorandum

TO: Senate

FROM: Senate Committee on Student Affairs, Linda Jacobs Starkey, Interim Dean of Students and Chair, ex officio

SUBJECT: Motion to amend Article 8 of the Code of Student Conduct and Disciplinary Procedures

DATE: November 21, 2006

DOCUMENT #: D06-26

FOR: DECISION APPROVAL DISCUSSION

ISSUE: Amendment to the Code of Student Conduct and Disciplinary Procedures, Article 8: Physical Abuses, Harassment and Dangerous Activity

BACKGROUND: The University has identified the need to address a broader range of potential cases of physical abuse, harassment and dangerous activity (e.g. hazing).

MOTION OR RESOLUTION OR APPROVAL: Be it resolved that Article 8 of the Code of Student Conduct and Disciplinary Procedures be amended to read:

No student shall on property owned or occupied by the University, or in a University context:

(a) Assault another person, ~~including sexual assault, threaten any other~~ another person or persons with bodily harm or damage to such person's property ~~or knowingly, and without just cause, cause any other person to fear bodily harm or fear damage to his or her property;~~ or

(b) Knowingly create a condition which unnecessarily endangers or threatens or undermines the health, safety, ~~or well-being, or dignity~~ of another person or persons, ~~threatens to cause humiliation~~ or threatens the damage or destruction of property.

(c) ~~Harass, sexually or otherwise, another person or persons~~ harass another member of the University community (see "Policy on Harassment, Sexual Harassment and Discrimination Prohibited by Law" ~~Regulations Concerning Complaints of Sexual Harassment~~"), ~~for definition and procedures~~, ~~especially articles 1.1 to 1.5 and 7.2~~.

The amended text for Article 8 would therefore read as follows:

No student shall on property owned or occupied by the University, or in a University context:

(a) Assault another person, threaten another person or persons with bodily harm or damage to such person's property; or

(b) Knowingly create a condition which unnecessarily endangers or threatens or undermines the health, safety, well-being, or dignity of another person or persons, threatens to cause humiliation or threatens the damage or destruction of property.

(c) Harass, sexually or otherwise, another person or persons (see "Policy on Harassment, Sexual Harassment and Discrimination Prohibited by Law", for definition and procedures).

RATIONALE: Wording has been simplified so that the meaning is clearer to all readers.

PRIOR CONSULTATION: A Working group to develop a policy on hazing and inappropriate initiation practices, chaired by the Dean of Students, was struck by the Provost during the 2005-06 academic year. Their recommendations included a revision to this article which was discussed and approved for submission to Senate at CSA's October 4, 2006 meeting.

NEXT STEPS: Senate approval.

APPENDICES: N/A
