

DSU BYLAWS - DRAFT for Council, January 2018

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Bylaw 1: Definitions and Interpretation

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1.1 Definitions

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In these Bylaws, the terms listed below shall have the corresponding definitions.

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Anti-oppressive framework: A system of strategies, theories and actions that challenge structural inequalities.

Board of Governors: The Board of Governors of Dalhousie University.

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Business Day: A day on which the University is open and in session, not including any Saturday, Sunday or statutory holiday in the province of Nova Scotia.

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Bylaws: The highest governing document of the Dalhousie Student Union.

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Chair of Council: Chair of the Dalhousie Student Union Council.

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Chief Returning Officer: The chief elections official of the Union.

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Closed Committee: A Committee of the DSU that is not open to any individuals not appointed by Council or receiving an invitation by the Chair.

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Commissioner: Responsible for a work portfolio overseen by an Executive Officer.

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Committee: Any committee of the Dalhousie Student Union.

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Community: An identifiable group of Members for which a representative has been designated.

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Community Representatives: Councillors elected to represent specific Communities.

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Caucus: A defined group of Members who advocate for common positions as they relate to specific Dalhousie governance bodies.

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Council: The Council of the Dalhousie Student Union.

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Councillor: A Member who is elected as a representative on the Dalhousie Student Union Council.

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DSU Act: An Act to Incorporate Dalhousie Student Union, RSNS 1966, c 115.

Executive Officer: A Member who is elected as an Executive Officer of the Dalhousie Student Union responsible for directing the affairs of the Union.

Faculty Representatives: Councillors elected to represent specific Faculties.

Faculty-Level Society: A Society of the Dalhousie Student Union that represents all the students in a particular faculty and collects a fee.

Full-Time Student: A student who is enrolled in a course load designated as full-time by the University.

General Meeting: An annual or special general members meeting convened by Council in accordance with these bylaws.

Governing Bodies: University Senate and Board of Governors.

Levy Society: Society of the Dalhousie Student Union that collects a fee from Members.

Member: An individual who meets the membership criteria.

Officer: Responsible for a specific set of tasks overseen by an Executive Officer or Commissioner.

Open Committee: A Dalhousie Student Union Committee where any Member may attend while in public session.

Ordinary Resolution: A resolution requiring a simple majority of more than 50 per cent of those present and entitled to vote to be carried.

Part-Time Student: A student who is enrolled in a course load designated as part-time by the University.

Petition: A formal request to the Union containing the Dalhousie student numbers, printed names and signatures of Members in support.

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Policy, or Policies: Collectively, the policies of the Union, as adopted in accordance with these Bylaws and as listed in the policy manual.

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Recording Secretary: The Recording Secretary of Council.

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Senate: The Dalhousie University Senate.

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Senior Administration: Includes but is not limited to the University President, Vice Provosts and Associate Vice Provosts.

Signing Officer: An Executive Officer or Full-Time Staff person vested with the authority to commit the Union to a binding agreement in the form of a contract or financial document.

Society: A student organization subject to oversight by the Dalhousie Student Union and fulfills all necessary requirements to be designated as a Dalhousie Student Union society as set out in the Society Policy.

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Society Fees: Any fee collected on behalf of and administered by Societies, including fees collected by the Union and remitted to Societies to administer.

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Special Resolution: A resolution requiring a two-thirds majority of those present and entitled to vote to be carried.

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Statement of Office: The statement to be signed by all Councillors and Executive Officers.

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Union: The Dalhousie Student Union.

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Union Fee: Any fee collected on behalf of and administered directly by the Dalhousie Student Union.

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University: Dalhousie University

1.2 Interpretation

- a. Unless the context otherwise requires, wherever any are used in these Bylaws, the plural includes the singular, the singular includes the plural, and each of the masculine, feminine and neutral genders include all other genders.
- b. Use of the words “includes” and “including”, whether or not used with the words “without limitation” or “but not limited to”, shall not be deemed limited by the specific enumeration of items but shall in all cases be deemed to be without limitation and construed and interpreted to mean “includes without limitation” and “including without limitation”.
- c. Unless the context otherwise requires, use of the words “section” or “bylaw” refers to the applicable section or bylaw of these Bylaws.
- d. In the application of these Bylaws should there be a conflict in words or interpretation, federal and provincial laws shall take precedence.
- e. If any time period in these Bylaws that is specified in Business Days concludes on a day that is not a Business Day, such time period shall automatically extend to the next Business Day.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **Bylaw 2: Membership**

▲ **2.1 Membership**

- a. All registered students at the University shall be Members of the Union.
- b. For the purposes of determining the total Membership of the Union for application in these Bylaws, the figures provided by the University for total enrolment as of October 15, of each year shall be used.

▲ **2.2 Cessation of Membership**

- a. Members shall cease to be Members when they fail to fulfill the membership criteria in Section 2.1 of these Bylaws.

▲ **2.3 Membership Rights**

▲ Members of the Union shall be entitled to the following rights and privileges:

- a. To speak, at the discretion of the Chair of Council, and vote at General Meetings;
- b. To speak, at the discretion of the Chair of Council, at Council Meetings;
- c. To vote in Union elections, by-elections, and referenda, for which they are eligible to vote as per these Bylaws;
- d. To run for elected office as per relevant bylaws and policies;
- e. To hold appointed office as per relevant bylaws and policies;
- f. To attend all meetings of Council and its Committees, with the exception of in-camera sessions and those Committees deemed closed;
- g. To access all minutes of the Council and its Committees, with the exception of in-camera minutes;
- h. To access the services, research, information, materials, and other resources that the Union makes available to its members;
- i. To access information on any organizations to which the Union is a member; and
- j. To other such benefits as may be made available from time to time in the discretion of Council.

▲ **2.4 Membership Fees**

- a. The Union membership fee shall be \$51.08 per semester for each Full-Time Student and \$29.33 per semester for each Part-Time Student for 2016-2017. The membership fee shall be adjusted annually by the Consumer Price Index (CPI) as determined by Statistics Canada for the Halifax Regional Municipality for the most recent calendar year using 2016-2017 as a base year. If the CPI is negative, the fee shall remain the same.
- b. Any increases to membership fees over and above the annual CPI adjustment shall be set by the Members through a referendum conducted as per these Bylaws.

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- c. In the event of a fee increase over and above the annual CPI adjustment, the CPI adjustment shall be applied before the increase is added to determine the new base fee for the following year.
- d. The following groups of Members who do not pay fees to the University shall not be required to pay Membership fees:
 - i. Co-op students who are not currently paying any fees to the University; and
 - ii. Exchange students who are not currently paying any fees to the University.
- e. Members whose academic programs take place outside the Halifax Regional Municipality shall pay a distance membership fee.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **Bylaw 3: Objectives**

▲ **3.1 Objectives**

▲ The objectives of the Union are:

- ▲ a. To act as the official representative organization of the students of the University;
- ▲ b. To serve as the liaison between the students of the University and the governing bodies of the University, including the University's senior administration;
- ▲ c. To instill in the students of the University an awareness of their responsibilities in the local, provincial, national and international community;
- ▲ d. To provide services and programming that enhance student life in a financially, socially, and environmentally responsible manner; and
- ▲ e. To do this all in a manner that furthers the objects of the Union as set out in the DSU Act and with an anti-oppressive framework.

▲ **3.2 Authority of the Union**

▲ The Union is an independent student organization that derives its authority to act as the representative organization for all students at the University from the DSU Act.

▲ **3.3 Non-Discrimination**

- ▲ a. The Union and any Society or other organization under the jurisdiction of the Union shall not discriminate based against any person or group on any of the prohibited grounds as outlined in the Canadian Human Rights Act or Nova Scotia Human Rights Act.
- ▲ b. This Section 3.3.a does not preclude any Bylaw, Policy, programme, activity or group that has as its object the amelioration of conditions of traditionally underrepresented individuals or groups including the participation of Aboriginal people, racialized people, people living with disabilities, women, and people who identify within the LGBTQ2S+ spectrum.

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Bylaw 4: Council

4.1 Composition

The Council shall be comprised of the following members as elected in accordance with Bylaw 9:

- a. President
- b. Vice-President, Internal
- c. Vice-President, Finance and Operations
- d. Vice-President, Academic and External
- e. Vice-President, Student Life
- f. Two Board of Governors Representatives
- g. Twelve Faculty Representatives, with one representative from each of the following faculties:
 - i. Faculty of Agriculture
 - ii. Faculty of Architecture and Planning
 - iii. Faculty of Arts and Social Science
 - iv. Faculty of Computer Science
 - v. Faculty of Dentistry
 - vi. Faculty of Engineering
 - vii. Faculty of Graduate Studies
 - viii. Faculty of Health Professions
 - ix. Faculty of Law
 - x. Faculty of Management
 - xi. Faculty of Medicine
 - xii. Faculty of Science
- h. Seven Community Representatives, with one representative from each of the following Communities:
 - i. Aboriginal students;
 - ii. Black students;
 - iii. International students;
 - iv. LGBTQ2S+;
 - v. Students with disabilities;
 - vi. Students living in residence; and
 - vii. Women students.

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4.2 Eligibility

- a. Each Councillor shall maintain their Membership in the Union for the duration of their term.
- b. No person shall hold more than one position on Council.
- c. No Councillor shall be employed by the Union other than as provided for in these Bylaws and Policies.

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- d. Prior to taking office, all Councillors shall sign the Statement of Office.
- e. Those candidates running for the position of Vice-President, Finance and Operations shall be made to declare on their application they do not possess a criminal record for an indictable offense under the *Criminal Code* with respect to fraudulent activity or theft.

4.3 Council Term

Councillors shall hold office from May 1 of the year of their election until April 30 of the following year.

4.4 Duties of Councillors:

Councillors shall:

- a. Act honestly and in good faith with a view to the best interests of the Union in respect of matters for which the Council has the authority to act;
- b. Use reasonable efforts to advance the interests of the constituency that they represent, having regard for their duty under Section 4.4(a);
- c. Act as a liaison and in consultation between their constituency and the Council, and vice-versa;
- d. Sit on at least one Union committee;
- e. Attend all meetings of Council and any Committees to which they are elected, appointed, or sit ex-officio;
- f. Attend all General Meetings;
- g. Attend all meetings of any Society or University bodies to which they sit ex-officio; and
- h. Carry out such other duties as Council may from time to time determine.

4.5 Meetings of Council

- a. All meetings of Council shall be conducted in accordance with Robert's Rules of Order, except as otherwise provided for in these Bylaws.
- b. Council meetings shall be called by the President and shall be held at least once every four weeks or at any time when:
 - i. the President is requested to call a meeting by a petition signed by 25 per cent of the members of Council; or
 - ii. the Executive Officers resolve by Ordinary Resolution to requisition a meeting; or
 - iii. the President deems calling a meeting to be in the best interests of the Union.
- c. If the President receives a request for a meeting in accordance with Section 4.5(b), a meeting must be called within seven days.
- d. Notice of Council meetings shall be provided to Councillors not less than 48 hours in advance of when the meeting is to take place. Notice shall include the date, time, and location of the meeting and the complete text of motions served with notice as per these Bylaws.
- e. Notice shall be considered given when transmitted by e-mail to the address provided by Councillors for correspondence. The unintentional omission to give notice to any

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Councillor or any accidental irregularity in connection with the giving of notice or failure to receive notice by the Councillor will not invalidate the proceedings at a given meeting.

- f. Councillors may waive notice in writing (including e-mail). Attendance of a Councillor at a meeting is a waiver of notice of the meeting unless the Councillor attends the meeting for the express purpose of objecting to the transaction of any business on the grounds that the meeting was not called in accordance with these Bylaws.
- g. Quorum for Council meetings shall be a majority of members of Council. If a quorum is present at the opening of a meeting, the meeting may proceed even if a quorum is not present throughout. If quorum is not met at a meeting of Council, the meeting shall be automatically rescheduled for one week later and at such subsequent meeting quorum shall be established by whomever attends the meeting.
- h. Meetings of Council will be held in person, provided that Councillors may attend by telephone unless the notice indicates otherwise. The Councillor representing the Faculty of Agriculture will be permitted to participate by telephone in any meetings of Council or Committees of which they are a member.
- i. In the absence of a meeting, Council is able to pass a special resolution by e-mail in accordance with applicable policies,

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4.6 Resignation and Vacancies

- a. All resignations of Councillors shall be made in writing to the President (or where there is no President, to the Vice-President, Internal who shall bring the resignation before Council at the next meeting of Council. If the President wishes to resign, they shall provide their resignation in writing to the Vice-President, Internal who shall bring the resignation before Council at the next meeting of Council.
- b. The office of a Councillor shall be automatically vacated upon any of the following events:
 - i. A Councillor is absent for a total of four Council meetings during their term without reasonable excuse as determined by Council;
 - ii. A Councillor is absent for three consecutive Council meetings in either the Fall or Winter term;
 - iii. The President, or in the case of the President's resignation the Vice-President, Internal receives, a Councillor's written notice of resignation, in which case the office is vacated based on the terms of the notice;
 - iv. An order is made by a court of competent jurisdiction declaring a Councillor not mentally competent and/or incapable of managing their own affairs;
 - v. A Councillor ceases to be a Member; or
 - vi. Death of a Councillor.
- c. Should there be a vacancy in the office of a Councillor on or before October 31, a by-election shall be held to fill such vacancy.

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- d. In the case of a vacancy in the office of an Executive Officer, Council will appoint a Councillor to fulfill the duties of the position on an interim basis until a by-election is called, provided that while the Councillor holds the office of an Executive Officer on an interim basis while still retaining their original position as Councillor, they will fulfill both the original duties of Councillor and the additional duties of Executive Officer but will only be permitted one vote at meetings of Council.
- e. Should a vacancy arise in the office of a Councillor after October 31 of the year in which that person was elected, Council shall appoint a Member who is not a Councillor or Executive Member who meets the eligibility criteria to fill such vacancy until the next general election in accordance with Elections Policy.
- f. Where a position is to be appointed, notice of such a proposed appointment, including the duties and eligibility criteria of the position and the date, an invitation to apply to be considered for the position, time and location of the meeting at which the appointment will take place, will be posted through all means available to the Union no less than 10 days prior to the meeting at which the appointment will take place.
- g. In the event that all Council positions are vacated, the individuals who are in fact managing the affairs of the Union will be deemed to be Councillors until such time as an election is held to fill the vacancies which shall occur as soon as practicable.

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4.7 Recall

- a. A Councillor will be recalled to a by-election if the Chair of Council receives either of the following on or before March 1 of a given year:
 - i. A petition requesting the Councillor be recalled containing the names, student numbers, and signatures of at least 20 per cent of the Members eligible to vote for the office in question; or
 - ii. Minutes are provided to the Chair of Council that each Society representing the Members in the constituency that a Councillor represents held a general meeting in accordance with the bylaws of that society subject to meeting the eligibility criteria in these Bylaws and passed a Special Resolution to recall that Councillor.
- b. In the event of a recall by Special Resolution as outlined in section 4.7.a.ii, only Members shall be included in quorum for the general meeting(s) of the Society or Societies and only Members shall be permitted to vote on the resolution.
- c. Should the petition be received by the Chair of Council and the position of Chief Returning Officer is vacant, the Chair of Council will bring the appointment of the Chief Returning Officer to the first subsequent Council meeting.
- d. A by-election resulting from a recall shall be called within three weeks of the receipt of a petition or notice in accordance with Section 4.7.a., unless received between May 1 and August 31, in which case the by-election shall be called within the first three weeks of the next September.

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DSU BYLAWS - DRAFT for Council, January 2018

- e. A Councillor subject to recall will cease to hold office until a by-election and may run in such by-election.

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4.8 Disciplining Councillors

- a. Councillors may be disciplined for no other reasons than:
 - i. Failure to perform duties as outlined in the Bylaws, Policies, or the Statement of Office;
 - ii. Failure to attend Council meetings;
 - iii. Failure to attend Committee meetings of which the Councillor is a member;
 - iv. Failure to attend Society meetings of which the Councillor is meant to represent;
 - v. Failure to attend meetings of University bodies or committees of which the Councillor is a member;
 - vi. A breach of municipal, provincial, or federal law;
 - vii. Failure to disclose a conflict of interest;
 - viii. Breach of confidentiality;
 - ix. Misuse of Union property; or
 - x. Refusal to sign the Statement of Office.

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- b. Council may vote by Special Resolution to take disciplinary action against a Councillor, including, but not limited to, a verbal warning, a letter of censure, or recall.

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- c. Notice of a motion to discipline a Councillor must be given to the Councillor and all other members of Council at least 14 days in advance of when the motion is to be debated. Such notice shall include the full text of the motion and shall include a statement of reasons setting out the particulars of the alleged grounds for discipline.

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- d. The Councillor shall be entitled to submit a written response to the notice of motion to the Chair of Council prior to the meeting where the motion will be debated. The Chair of Council will make such written response available to all other members of Council prior to the meeting. Additionally, the Councillor shall be given a reasonable opportunity at such meeting to respond to the allegations before the motion is put to a vote.

- e. All debate on a motion regarding discipline, but not including the motion to discipline or the response of the Councillor to the allegations, shall be in-camera.

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4.9 Chair and Recording Secretary

- a. At the first meeting in May, Council shall appoint a Chair and Recording Secretary for the year. The appointees shall not be current Councillors.
- b. The Chair and Recording Secretary shall not be considered Councillors and shall not hold a vote.

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DSU BYLAWS - DRAFT for Council, January 2018

- c. The role of the Chair shall be to preside over Council and General Meetings and to carry out such other duties and responsibilities as are set out in these Bylaws or in Policies.
- d. The role of the Recording Secretary shall be to maintain and make available accurate minutes of Council and General Meetings and to maintain accurate records of Council proceedings.

4.10 Conflicts of Interest

- a. A Councillor or Executive Officer who is a party to, or has a material interest in or is a director or officer of any person who is a party to, a material contract or transaction or proposed material contract or transaction with the Union shall disclose in writing to the Chair of Council, or have recorded in the minutes of meeting, the nature and extent of their interest.
- b. The disclosure referred to in Section 4.9.a above shall be made as soon as possible upon the interest arising or the contract or transaction being considered. If the material contract or transaction does not, in the ordinary course of business of the Union require the approval of Council or the Executive Officers, the Councillor or Executive Officer shall disclose in writing or have recorded in the minutes of the meeting the nature and extent of their interest forthwith upon becoming aware of the contract or transaction or proposed contract or transaction.
- c. Any Councillor or Executive Officer referred to in section 4.9.a shall not attend any part of a meeting of Council or the Executive Officers during which the contract or transaction is discussed, and shall not vote on any resolution to approve the contract or transaction.
- d. If no quorum exists for the purposes of voting on a resolution regarding a contract or transaction because a Councillor or Executive Officer is not permitted to be present by reason of 4.9.c, the remaining Councillors and Executive Officers shall be deemed to constitute quorum for the purposes of voting on such resolution.

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- vi. Borrow money for the objects of the Union, and secure the repayment of same by any form of debenture, bond, mortgage, promissory note or other security;
 - vii. Draw, make, accept, endorse, discount, execute and issue bills of exchange, promissory notes and such other instruments as may be necessary or convenient;
 - viii. Enter into contracts for the purchase and sale of goods and services;
 - ix. Institute appropriate Commissioner and Officer positions; and
 - x. Can take public stances in accordance with Issues Policies adopted by the Union.
- c. The Executive Officers or staff person(s) they so designate shall be responsible for hiring, disciplining, and managing all Union employees.

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5.4 Responsibilities of the President

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The President shall:

- a. Enforce the due observance of the Act, the Bylaws, and Policies;
- d. Act as the official spokesperson for the Union;
- e. Act as chair of all meetings of the Executive Officers
- f. Regularly liaise with University senior administration;
- g. Regularly liaise with the General Manager;
- h. Act as a signing officer of the Union;
- i. Sit ex-officio as a representative of the Union on the Board of Governors;
- j. Sit ex-officio as a representative of the Union on the Senate;
- k. Sit ex-officio as a representative of the Union on the Executive Committee of the Board of Governors;
- l. Sit on other University committees as approved by the Executive Officers;
- m. Have the right to attend and speak at all Union committee meetings with the exception of the Executive Review Committee, Elections Committee, and Judicial Board;
- n. Represent the Union at meetings of organizations of which the Union is a member;
- o. Review federal, provincial, municipal and University policies that impact the academic, financial, and social interests of the membership, and recommend appropriate action to Council;
- p. Ensure that the Vice-Presidents carry out their assigned duties in accordance with these Bylaws, Policy, and as directed by Council;
- q. Attend all meetings of the Council and the Executive Officers and any Committees of which they are a member;
- r. Submit a written report at each meeting of Council;
- s. Create a written report at the end of their term to the incoming President;
- t. Train and advise the incoming President; and
- u. Perform other duties as outlined in the Bylaws and Policy or that Council may from time to time determine.

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5.5 Responsibilities of the Vice-President, Internal

The Vice-President, Internal shall:

- a. Act as a signing officers of the Union;
- b. Act as the main liaison between the Union and Societies;
- c. Assist Societies in coordinating their activities;
- d. Encourage communication between societies on campus that represent specific social, cultural, and ethnic diversities by assisting the Equity and Accessibility Office in organizing community meetings of these societies;
- e. Oversee the communication activities of the Union, and in coordination with appropriate full-time staff implement various communication strategies to engage with the membership;
- f. Support the recruitment of Members, and encourage participation in the Union governance structures;
- g. Attend all meetings of the Council and the Executive Officers and any Committees of which they are a member;
- h. Submit a written report at each meeting of Council;
- i. Create a written report at the end of their term to the incoming Vice-President, Internal;
- j. Train and advise the incoming Vice-President, Internal; and
- k. Perform other duties as outlined in the Bylaws and Policy or that Council may from time to time determine.

5.6 Responsibilities of the Vice-President, Finance and Operations

The Vice-President, Finance and Operations shall:

- a. Act as a signing officer of the Union;
- b. Prepare the annual budgetary estimates for the Union and submit those budgetary estimates to Council;
- c. Prepare a revised budget proposal for Council approval as per Financial Policy;
- d. Account for all monies belonging to the Union;
- e. Arrange payment of all expenses incurred by the Union or its agents, in accordance with the rights and rules outlined in the Bylaws and Policy;
- f. Ensure that budgeted allocations are reasonably adhered to;
- g. At the request of Council will prepare financial reports on the year to date figures with regards to the budget;
- h. Perform required audits of every Levy Society and Faculty Society as outlined in Society Policy;
- i. As needed, provide support to Societies in accounting practices and the provision of accurate information to do with their accounts;
- j. Attend all meetings of the Council and the Executive Officers and any Committees of which they are a member;
- k. Submit a written report at each meeting of Council;

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DSU BYLAWS - DRAFT for Council, January 2018

d. Be responsible for organizing and promoting the following activities of the Union:

- i. Fall Orientation Week;
- ii. Dalfest;
- iii. ~~Sn-O-Week;~~
- iv. Impact Awards Ceremony;
- v. Council events; and
- vi. Other activities of the Union that Council or the Executive Officers may from time to time determine are within the scope of responsibility of the Vice-President, ~~Student Life;~~

e. Promote recreational ~~and~~ varsity athletics ~~along with general health and wellness~~ on campus;

f. ~~Manage all activities, events, and services offered through the DSU Wellness Room;~~

g. Attend all meetings of the Council and the Executive Officers and any Committees of which they are a member;

h. Submit a written report at each meeting of ~~Council;~~

i. Create a written report at the end of their term to the incoming Vice-President, ~~Student Life;~~

j. Train and advise the incoming Vice-President, ~~Student Life;~~ and

k. Perform other duties as outlined in the Bylaws and Policy or that Council may from time to time determine.

5.9 Office Hours and Absences

a. Executive Officers are expected to devote the time and attention to their respective roles as may be required to carry out their responsibilities and meet the objectives of the Union.

b. Executive Officers are expected to set and maintain regular office hours to be accessible to Members and Union staff.

c. The Executive Officers shall determine these regular hours within three weeks of the beginning of each academic term and shall post them for Members.

d. Executive Officers may be unavailable to work from time to time for personal reasons or travel. Executive Officers who will be away are expected to provide at least two weeks notice to the President, except for emergency situations in which case they shall provide as much notice as possible.

e. The Executive Officers shall coordinate absences so that an appropriate number of Signing Officers are always available to conduct Union business.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **Bylaw 6: Caucuses and Committees**

▲ **6.1 Caucuses**

▲ There shall be the following caucuses of the Union

- a. Board of Governors Caucus; and
- b. Senate Caucus.

▲ **6.2 Board of Governors Caucus**

- a. The Board of Governors Caucus shall include the President and the two Board of Governors Representatives.
- b. The President shall serve as chair of the Board of Governors Caucus.
- c. The Board of Governors Caucus shall:
 - i. ~~Discuss positions on matters before~~ the Board of Governors;
 - ii. Draft presentations to the Board of Governors;
 - iii. ~~Prepare a written report on the Board of Governors and its committees for each Council meeting;~~
 - iv. ~~Regularly inform the membership on BOG mandate, structures, and topics of discussion;~~ and
 - v. Fulfill any other such duties pertaining to the Board of Governors that may arise from time to time.
- d. The Board of Governors Caucus shall meet prior to all Board of Governors meetings and at the request of any one member of the Board of Governors Caucus.
- e. Quorum for the Board of Governors Caucus shall be two members of the Caucus, provided the President is present.

▲ **6.3 Senate Caucus**

- a. ~~The Vice-President, Academic and External shall serve as chair of the Senate Caucus and the President shall serve as deputy chair of the Senate Caucus.~~
- b. ~~Fourteen students to represent each of the Faculties. One each from: Agriculture, Architecture and Planning, Arts and Social Sciences, Computer Science, Continuing Education, Dentistry, Engineering, Health Professions, Law, Management, Medicine, and Science and two students from the Faculty of Graduate Studies.~~
- c. ~~One student to represent each of the following constituencies: international, LGBTQ2S+, women, Black/African Canadian, indigenous, disabilities.~~
- d. ~~With the exceptions of President, Vice-President, Academic and External, Agriculture, and Graduate senators, the remaining Senate seats will be decided from amongst the Caucus by Ordinary Resolution of the Senate Caucus.~~
 - i. ~~When determining which representatives will receive a Senate seat, the Caucus should take into account the composition of Senate for that year to ensure as many identities and lived experiences are represented as possible.~~

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DSU BYLAWS - DRAFT for Council, January 2018

- e. The Senate Caucus shall:
 - i. Plan strategies for lobbying the Senate;
 - ii. Draft presentations to the Senate;
 - iii. Prepare a written report on the Senate and its committees for each Council meeting;
 - iv. Regularly inform the membership on Senate mandate, structures, and topics of discussion; and
 - v. Fulfill any other such duties pertaining to the Senate that may arise from time to time.
- f. The Senate Caucus shall meet at the request of the Vice-President, Academic and External or any four members of the Senate Caucus.
- g. Quorum for the Senate Caucus shall be 50 per cent of members of the Senate Caucus and must include the chair or deputy chair.
- h. If a member of the Caucus is absent for any two Caucus, Senate or Senate sub-committee meetings without notice, the Society they represent shall be notified by the Chair.

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6.4 Standing Committees

- a. There shall be the following Standing Committees of the Union:
 - i. Budget and Finance Committee;
 - ii. Bylaw and Policy Review Committee;
 - iii. Elections Committee;
 - iv. Executive Review Committee;
 - v. External Committee;
 - vi. Grants and Sponsorship Committee;
 - vii. Society Review Committee;
 - viii. Student Life Committee;
 - ix. Judicial Board;
 - x. Executive Committee; and
 - xi. Such other committees as may be identified as Standing Committees in the Policies.
- b. If a Committee's members include individuals who are not members of the Committee by virtue of a specific office and one or more wish to vote on matters before the Committee, then, unless otherwise stated in these Bylaws, the Committee Chair shall send a copy of the adopted Special Resolution nominating the member to Council for Committee appointment. Such Committee members will be appointed by Ordinary Resolution of Council.

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6.5 Steering and Standing Committee Meetings

- a. Standing Committees shall meet as needed, but not less than once per semester.

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- b. Members may attend any committee designated as open with the exception of those meetings held *in-camera*.
- c. Meetings shall be held at the call of the chair of the Standing Committee or at the request of any three voting members of the Standing Committee.
- d. Notice of Standing Committee meetings shall be distributed by e-mail by the chair of the committee at least 72 hours in advance of a meeting. The notice should include, if possible, an agenda for the meeting.
- e. A meeting may also be held at any time and at any place without notice if all the appointed members of the committee are present and consent thereto, or if, either before or after the meeting is held, those absent members signify in writing (including e-mail) their consent to the meeting being held in their absence.
- f. The unintentional omission to give notice to any Member or any accidental irregularity in connection with the giving of notice or failure to receive notice by a member of a committee shall not invalidate the proceedings at a meeting.
- g. The chair of each committee shall preside at meetings and in their absence, the committee shall appoint another of its voting members to act as chair.
- h. Minutes shall be kept of the proceedings of every meeting of each Standing Committee, and it is the responsibility of each committee to submit the minutes of such proceedings to the Vice-President, Internal or designate following the meeting at which they are approved.
- i. Quorum for all Standing Committees shall be 50 per cent of voting members of that committee.
- j. The Committee seat of an appointed member shall be automatically vacated upon any of the following events:
 - i. The committee member is absent for a total of four committee meetings during their term without reasonable excuse as determined by the committee;
 - ii. The committee member is absent for three consecutive committee meetings in either the Fall or Winter term;
 - iii. The Chair receives a member's written notice of resignation, in which case the seat is vacated based on the terms of the notice;
 - iv. The committee member ceases to be a Member;
- k. Committee meetings may be held in person or via teleconference at the discretion of the chair of the committee.

6.6 Budget and Finance Committee

- a. The Budget and Finance Committee is a closed committee and chaired by the Vice-President, Finance and Operations.
- b. The members of the Budget Committee shall be:
 - i. The Vice-President, Finance and Operations;

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DSU BYLAWS - DRAFT for Council, January 2018

- ii. Two members of Council who are not Executive Officers;
 - iii. Two Members who are not Councillors; and
 - iv. One non-voting Union permanent staff advisor.
- c. The Budget and Finance Committee shall:
- i. Review the draft budget of the Union;
 - ii. Consult with students regarding the Union budget;
 - iii. Consult with Societies regarding the Union budget;
 - iv. Where necessary, recommend amendments to the budget to Council;
 - v. Review, and where necessary, recommend amendments to proposed purchase orders over \$10,000 not previously budgeted for;
 - vi. Review, as necessary budgets for Union businesses, events, and activities;
 - vii. When required, provide Council with a recommendation for the Auditor, accompanied by a statement of reasons.

6.7 Bylaw and Policy Review Committee

- a. The Bylaw and Policy Review Committee is an open committee and chaired by the President.
- b. The voting members of the Bylaw and Policy Review Committee shall be:
 - i. The President;
 - ii. Two members of Council who are not Executive Officers; and
 - iii. One Member who is not a Councillor.
- c. The Bylaw and Policy Review Committee shall:
 - i. Review the Bylaws and Policies;
 - ii. Bring to the attention of Council any inconsistencies within the Bylaws and Policies;
 - iii. Receive and review any policy or bylaw proposals and make appropriate recommendations to Council; and
 - iv. Where necessary, recommend amendments to the Bylaws and Policies to Council.

6.8 Elections Committee

- a. The Elections Committee is a closed committee and shall be established and administered in accordance with Bylaw 9.

6.9 Executive Review Committee

- a. The Executive Review Committee is a closed committee and chaired by the Chair of Council, who shall not have a vote.
- b. The voting members of Executive Review Committee shall be:
 - i. Two members of Council who are not Executive Officers; and

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DSU BYLAWS - DRAFT for Council, January 2018

- ii. One Member who is not a Councillor.
- c. The Executive Review Committee shall:
 - i. Receive complaints and feedback regarding the Executive Officers and, where appropriate, bring such complaints forward to Council *in-camera*;
 - ii. In accordance with applicable policies, conduct performance evaluations at least once per year on or before the first Council meeting of January of each Executive Officer.
 - iii. Following performance evaluations, provide any recommendations to Council regarding Executive Officer roles and responsibilities, including proposals for Bylaw and Policy changes.

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6.10 External Committee

- a. The External Committee is an open committee and chaired by the Vice-President, Academic and External.
- b. The voting members of the External Committee shall be:
 - i. The Vice-President, Academic and External; and
 - ii. At least three Councillors who are not Executive Officers elected by Council.
- c. The External Committee shall:
 - i. Assist in developing and implementing campaigns of the Union in relationship to Issues Policies;
 - ii. Assist in implementing Union campaigns;
 - iii. Provide information to students regarding:
 - Municipal, provincial, and national student issues, and
 - External affairs issues as may be determined from time to time; and
 - iv. Assist Council and the Executive Officers in formulating positions on issues relating to the external affairs of the Union and the development of any needed Issues Policy.

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6.11 Grants and Sponsorship Committee

- a. The Grants and Sponsorship Committee is an open committee and chaired by the Vice-President, Finance and Operations.
- b. The voting members of the Grants and Sponsorship Committee shall be:
 - i. The Vice President, Finance and Operations;
 - ii. The Vice President, Internal;
 - iii. Two Councillors who are not Executive Officers; and
 - iv. One Member who is not a Councillor.
- c. The Grants and Sponsorship Committee shall:
 - i. Review and evaluate grant and sponsorship applications;
 - ii. Approve or decline grant and sponsorship requests by Ordinary Resolution of the Committee as per Policy;
 - iii. Report all grants and sponsorship gifts awarded to Council; and

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DSU BYLAWS - DRAFT for Council, January 2018

- iv. Make recommendations to Council regarding Bylaw and Policy amendments related to grants and sponsorships.

6.12 Society Review Committee

- a. The Society Review Committee is an open committee and chaired by the Vice-President, Internal.
- b. The voting members shall be:
 - i. the Vice President, Internal;
 - ii. the Vice President, Finance and Operations;
 - iii. two members of Council who are not Executive Officers; and
 - iv. one Member who is not Councillor.
- c. The Society Review Committee shall:
 - i. Evaluate Societies, as per Policy;
 - ii. Ratify Societies by Ordinary Resolution;
 - iii. Offer assistance to Societies where needed;
 - iv. Report at each Council meeting newly ratified Societies; and
 - v. Make recommendations to Council regarding Bylaw and Policy amendments related to Societies.

6.13 Student Life Committee

- a. The Student Life Committee is an open committee and chaired by the Vice-President, Student Life.
- b. The voting members of the Student Life Committee shall be:
 - i. The Vice-President, Student Life;
 - ii. At least two members of Council who are not Executive Officers ;
 - iii. At least three Members who are not Councillors; and
 - iv. A Member appointed by the Equity and Accessibility office.
- c. The Student Life Committee shall:
 - i. Assist Council and the Executive Officers in the development and implementation of diverse, accessible, and inclusive events and programming for students;
 - ii. Create and implement all student life activities and annual events of the Union subject to direction from the Executive Officers and Council that may be provided from time to time;
 - iii. Promote, encourage, and foster student society activities and participation in events; and
 - iv. Make recommendations to Council regarding development of Policy regarding student life.

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6.14 Judicial Board

- a. The Judicial Board is a closed committee which shall consist of:
 - i. A Chair who shall be enrolled as a law student in their third year of study at Dalhousie University's Schulich School of Law;
 - ii. Two other students enrolled as law students at Dalhousie University's Schulich School of Law, preferably in their second or third year.
- b. Judicial Board members cannot be an Executive Officer, Councillor, Committee Member, Commissioner, or Employee of the DSU for the duration of their term.
- c. In accordance with the Judicial Board Policy, the Judicial Board shall:
 - i. At the request of Council make binding authoritative judgments on the correct interpretation of the Constitution and/or Policies of the Union.
 - ii. At the request of an Executive Officer, Councillor, Committee Chair or Society make non-binding judgments on the interpretation of the Constitution and/or Policies of the Union.
 - iii. At the request of Council, advise as to whether a violation of the Constitution or Policies has taken place by a Councillor or Council and, if appropriate, provide a recommendation of corrective action.
 - iv. At the request of any candidate or campaign team in an election, review a decision of the Elections Committee to determine if it is in line with the DSU Act, Bylaws, and Policies. Deliberations on questions related to any such request shall be held *in camera* and decisions are final with no further appeal.

6.15 Executive Committee

- a. The Executive Committee is a closed committee which shall consist of:
 - i. The President who shall act as Chair;
 - ii. All other Executive Officers of the DSU;
 - iii. The General Manager who shall act as an Advisor to the Committee.
- b. The Committee shall:
 - i. Make decisions on proposals brought forward by the Director of Facilities;
 - ii. In consultation with the General Manager, make decisions to do with Full time staff and the Staff Manuals of the DSU;
 - iii. Be responsible for the evaluation of the Health and Dental Plans, including setting guidelines and making decisions on appeals to the opt-in and opt-out deadlines, and advise Council on necessary amendments and procedural changes to the Health and Dental Plans;
 - iv. Determine monthly priorities in relationship to annual goal plans.

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DSU BYLAWS - DRAFT for Council, January 2018

6.16 Offices Steering Committee

a. The Offices Steering Committee is a closed committee which shall consist of:

- i. The Vice-President, Academic and External;
- ii. The Vice President, Finance and Operations;
- iii. Two Community Representatives on Council;
- iv. Two general members.

b. The Committee shall:

- i. Be responsible for the hiring and oversight of Office Directors;
- ii. Review and approve annual goal plans brought forward by each Office in respect to the Office's mandate and available resources;
- iii. Review and approve annual budget submissions for each Office;
- iv. Review and approve any Office organizational structure amendments;
- v. In coordination with each Office Director, provide Council an end-of-year report including the successes, challenges, and recommendations for each Office.

6.17 Ad Hoc Committees

a. Council or the Executive Officers may, by Ordinary Resolution, establish Ad Hoc committees as necessary to facilitate the activities and goals of the Union.

b. Motions to establish Ad Hoc committees shall include:

- i. The purpose of the committee;
- ii. The term of the committee which will not exceed one year;
- iii. Who shall sit as the committee and how they will be selected;
- iv. What the committee is to report on;
- v. If the committee is considered open or closed and
- vi. The mechanism(s) by which the committee is to provide a report.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **Bylaw 7: Finances**

▲ **7.1 Fiscal Year**

▲ The fiscal year of the Union shall be from April 1 to March 31.

▲ **7.2 Budget**

- ▲ a. A budget for each fiscal year shall be approved by Ordinary Resolution by Council before April 15.
- b. A revised budget for each fiscal year shall be approved by Ordinary Resolution by Council before December 15.
- c. The Vice-President, Finance and Operations shall submit to Council a proposed budget not less than two weeks before the meeting where it is to be debated.
- d. The budget shall be subject to amendment from time to time by Council by Ordinary Resolution.
- e. A detailed summary of the most recent version of the Union budget shall be made available to members on the Union's website and by request in hard copy from the Vice-President, Finance and Operations.

▲ **7.3 Financial Statements and Audits**

- ▲ a. Council shall, before September 30 of each year, approve and publish the audited financial statements for the previous fiscal year. The audited financial statements shall be presented to the Members at the next General Meeting.
- b. The audited financial statements shall include the income statement, the balance sheet, and any comments made by the auditors as to the Union's accounting procedures.
- c. Upon recommendation of the Budget and Finance Committee, Council shall approve the appointment of the auditor before September 30 of the year in which the contract expires.

▲ **7.4 Fees and Levies**

- ▲ a. The Board of Governors is authorized to act as agent for the Union in the collection of Membership Fees and any Society Levies or Faculty-Level Society Fees.
- b. As per the Fee Agreement between the Union and the University dated August 28, 2001 as may be amended supplemented or replaced, Member fees, Union Fees and Society Fees may only be collected if they are set and approved as per the Bylaws and Policies of the Union subject to and in accordance with these Bylaws.
- c. Council shall be responsible for the disbursement of all monies received by the Union.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **7.5 General Fund**

- a. ▲ The Union shall maintain a general account for the operations of the Union.
- b. ▲ The Union may, by Ordinary Resolution of Council, establish special purpose accounts to be used in accordance with applicable Policies.

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▲ **7.6 Signing Authority**

- a. ▲ In accordance with the DSU Act, contracts related to the real or personal property of the Union which require approval under these Bylaws and the Policies shall only be signed by both of: (a) the President or Vice-President, Internal; and (b) the Vice-President, Finance and Operations.
- b. ▲ Any contract other than those described in section 7.6, a may be signed by any two of: the President; Vice-President, Finance and Operations; Vice-President, Internal; and any Full-Time Staff of the Union designated by Council as a signing officer.
- c. ▲ All liabilities incurred by the Union duly approved as per these Bylaws and Policies shall be paid by cheque on the General Fund of the Union, signed by any two of the President; Vice-President, Finance and Operations; Vice-President, Internal; and any Full-Time Staff of the Union designated by Council as a signing officer.
- d. ▲ No cheque shall be signed by the individual to whom the cheque is made out to.

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▲ **7.7 Financial Reporting**

- a. ▲ At the request of Council, the Vice-President, Finance and Operations shall provide a report in the manner requested on the financial state of the Union, any Union-run business, or any Union-organized event or activity, within two weeks of such a request.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **Bylaw 8: General Meetings**

▲ **8.1 Notice**

- a. ▲ Notice of the date, time, and location of any General Meeting shall be delivered to Members not less than 21 days before the date of the meeting.
- b. If a General Meeting will consider amendments or revisions to these Bylaws, the text of any amendments or revisions duly proposed as per these Bylaws shall be included in the notice.
- c. Notice for any General Meeting shall be delivered to Members via e-mail, provided that where e-mail is not available, sufficient notice may be given by publicizing notice of the General Meeting at least 21 days before the date of the meeting through at least two of the following media: posted notices, campus radio, the Union’s web page and/or the Union’s social media account(s).
- d. The agenda and other relevant materials (including resolutions proposed under Sections 8.6.c or 12.2) concerning a General Meeting will be distributed by e-mail and on the Union’s website, and available upon request to the Chair of Council, not less than seven days before such a meeting.
- e. The unintentional omission to give notice of a General Meeting to any Member or any accidental irregularity in connection with the giving of notice or failure to receive notice by the Member shall not invalidate the proceedings at the General Meeting.

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▲ **8.2. Quorum**

▲ Quorum for a General Meeting shall be one per cent of the total Membership. If a quorum is present at the opening of a General Meeting, the meeting may proceed even if a quorum is not present throughout unless the number of Members in attendance drops below 0.5% of the total Membership.

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▲ **8.3 Robert’s Rules**

▲ The rules contained in the then current edition of Robert’s Rules of Order shall govern all General Meetings in all cases to which they are applicable, except as otherwise provided in these Bylaws and any special rules of order adopted by the Union.

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▲ **8.4 Voting**

- a. ▲ In order to be eligible to vote at any General Meeting, a Member shall produce a valid University student identification card and must register by recording their name, student identification number, and signature. In the event that a Member does not have a University student identification card, they may produce proof of enrollment and a piece of government issued photoidentification.

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- b. Voting at a General Meeting shall be by a show of hands or secret ballot at the discretion of the Chair.
- c. Any Member may move a motion for an alternate vote, provided the request is made before the vote is conducted.
- d. Questions considered at a General Meeting shall be decided by Ordinary Resolution, unless otherwise required by these Bylaws.
- e. There shall be no voting by proxy at any General Meeting.
- f. There shall be no electronic voting at any General Meeting. This does not apply to votes through live video feed in accordance with applicable policy.

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8.5 Chair and Recording Secretary

- a. The Chair of Council shall preside over any General Meeting unless Council votes by Ordinary Resolution that another person shall preside over the meeting.
- b. The Recording Secretary of Council shall take minutes at any General Meeting unless Council votes by Ordinary Resolution that another person shall take minutes.

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8.6 Annual General Meeting

- a. An Annual General Meeting of the Union shall be held between the first day of classes at the University in September and the last day of November of each year.
- b. At the Annual General Meeting, the Members shall consider the following business:
 - i. Presentation of the audited financial statements for the previous fiscal year;
 - ii. Proposals to amend these Bylaws;
 - iii. Report from the Executive Officers regarding the activities of the Union; and
 - iv. Member resolutions served with notice, as per these Bylaws.
- c. Unless otherwise outlined in these Bylaws, and specifically subject to section 11.3, Members who wish to make resolutions to the Annual General Meeting must submit a petition containing the names, student numbers, and signatures of at least 100 Members containing the resolution to be considered. Such a petition must be submitted to the Chair at least 10 days in advance of the Annual General Meeting and the Chair shall include the draft resolutions as part of the agenda circulated in accordance with Section 8.1(d).

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8.7 Special General Meeting

- a. A Special General Meeting is a general meeting of the Members that considers business other than the business outlined in Section 8.6.
- b. A Special General Meeting may be called by Council solely for the purpose of considering specific resolutions proposed by Council, which shall be included in the notice of the meeting.
- c. A Special General Meeting shall be called by the Chair upon the receipt of a petition signed by at least one per cent of the Members which calls for such Special

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DSU BYLAWS - DRAFT for Council, January 2018

General Meeting and includes the specific resolutions to be considered at the meeting.

- d. The Chair must inform Council about the petition within 48 hours of receipt.
- e. A Special General Meeting must be convened within 30 days of receipt of the petition.
- f. Notice of the Special General Meeting shall include the text of the resolutions to be considered.

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8.8 Land Recognition and Equity Statement

Following the call to order at each General Meeting, the Chair shall read:

- a. A statement to recognize that the meeting is occurring on unceded, unsurrendered, Mi'kmaq territories.
- b. A statement regarding the Union's commitment to principles of equity and accessibility.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

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▲ **Bylaw 9: Elections & Referenda**

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▲ **9.1 Scope**

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- a. ▲ This Bylaw shall govern elections for all Executive Officer and Councillor positions.
- b. This Bylaw shall govern all referenda pertaining to Union Fees and Society Fees.

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▲ **9.2 Eligibility**

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- a. ▲ All Members shall be eligible to vote in any referendum regarding any fee that applies to them.
- b. All Members shall be eligible to vote for the following positions:
 - i. Executive Officers; and
 - ii. Board of Governors Representatives.
- c. Voting for Faculty Representatives will be limited to students enrolled in programs in that particular Faculty, as determined in accordance with applicable Policies.
- d. Voting for Community Representatives will be limited to students who are members of that particular Community, as determined in accordance with applicable Policies.

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▲ **9.3 Administration of Elections**

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- a. ▲ The Elections Committee shall oversee all elections and referenda undertaken pursuant to this Bylaw 9.
- b. In accordance with these Bylaws and Policies, Council shall create Policy regarding the administration of such elections and referenda.

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▲ **9.4 Chief Returning Officer**

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- a. ▲ The Council shall, by Ordinary Resolution, appoint a Chief Returning Officer upon recommendation of the Elections Committee no later than October 15, to assist in administering all Union elections and referenda on behalf of the Elections Committee.
- b. The Chief Returning Officer shall not be an Executive Officer, Councillor, Committee member, or employee of the Union for the duration of their term.
- c. The Chief Returning Officer shall be paid an honorarium as outlined in Policy.
- d. The Chief Returning Officer shall receive, investigate and render decisions regarding complaints during elections and referenda, all in accordance with Bylaws and Policy.

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▲ **9.5 Elections Committee**

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- a. ▲ The Elections Committee shall include five Members appointed by Council no later than September 30.
- b. Members of the Elections Committee shall not be Executive Officers, Councillors, or a member of any other Standing Committee of the Union.

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DSU BYLAWS - DRAFT for Council, January 2018

- c. The members of the Elections Committee shall by Ordinary Resolution choose one amongst themselves to chair the committee.
- d. No member of the Elections Committee may contest an election under the jurisdiction of Council.
- e. No member of the Elections Committee may be a Campaign Worker for a candidate or referendum campaign in an election under the jurisdiction of Council.
- f. No member of the Elections Committee shall display any public interest in the campaign of any candidate or referendum campaign team.
- g. The Elections Committee shall:
 - i. Recommend election dates to the Council;
 - ii. Provide Council with a recommendation for the position of Chief Returning Officer no later than October 15;
 - iii. Oversee the Chief Returning Officer;
 - iv. Publicize important information regarding elections, referenda and plebiscites;
 - v. Oversee all Union elections, referenda and plebiscites;
 - vi. Review and recommend amendments to the Candidate Code of Conduct or other such guidelines pursuant to these Bylaws and Policies for a given election or referenda;
 - vii. Decide on any appeals made regarding decisions made by the Chief Returning Officer;
 - viii. Have the power to declare the results of any election or referenda to be void in the event of an egregious breach of the Bylaws or Policies.
 - ix. Assist in the development of Policies related to elections, referenda and plebiscites; and
 - x. Make recommendations to Council regarding Bylaw and Policy amendments related to elections, referenda and plebiscites.

9.6 Scope of Referenda and Plebiscites

- a. A referendum shall only be undertaken to deal with questions regarding:
 - i. Increasing Union Fees over and above the rate of increase of the Canadian Price Index (CPI);
 - ii. Creating a Society Levy; or
 - iii. Increasing an existing Society Levy or Faculty-Level Society fee.
- b. Referendum questions pertaining to student fees that are not administered by the Union are not permitted.
- c. Should Council wish to put a question to the membership without being bound to the result, a plebiscite can be held.
- d. Referendums or plebiscites may only take place in a General Election.

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Elections Appeals Committee¶

¶
There shall be an Elections Appeals Committee, which shall include three Members who are not Councillors or Executive Officers, including at least one Member who is in their third year of law school or holds a law degree.¶
The members of the Elections Appeals Committee shall, by Ordinary Resolution, select one from among themselves to chair the committee.¶
Members of the Elections Appeals Committee shall be appointed by Council no later than September 30.¶
No member of the Elections Appeals Committee shall be an Executive Officer, Councillor, member of any Union Committee, or employee of the Union.¶
No member of the Elections Appeals Committee may contest an election under the jurisdiction of Council.¶
No member of the Elections Appeals Committee may be a Campaign Worker for a candidate or referendum campaign in an election under the jurisdiction of Council.¶
No member of the Elections Appeals Committee shall display any public interest in the campaign of any candidate or referendum campaign team.¶
The Elections Appeals Committee shall, at the request of any candidate in an election or campaign team in an election, ¶27

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DSU BYLAWS - DRAFT for Council, January 2018

9.7 Referenda Questions

- a. Referenda questions pertaining to Union Fees must be approved by Special Resolution by Council, in accordance with the Bylaws and Policy.
- b. A referendum on a new Society Levy shall be brought to Council for approval if a petition containing the draft text of a referendum question that meets the requirements of these Bylaws, including the amount of the new Society Levy, and the names, student numbers, and signatures of not less than 10 per cent of all Members to whom the Society Levy would apply is submitted to the Chair of Council.
- c. A referendum on an increase to an existing Society Levy shall be brought to Council for approval if the Society passes a Special Resolution at their council, board, or similar governance body and presents a petition containing the draft text of the referendum question that meets the requirement of these Bylaws, including the amount of the Society Levy increase, and the names, student numbers, and signatures of not less than five per cent of Members to whom the increase would apply is submitted to the Chair of Council.
- d. Council may:
 - i. Approve a proposed referendum question that meets the requirements of the Bylaws,
 - ii. Propose amendments to a proposed referendum question that does not meet the requirement of, or is contrary to, the Bylaws (such amendments to be subject to acceptance by the person that proposed the question), or
 - iii. Reject a proposed referendum question that does not meet the requirement of, or is contrary to, the Bylaws; all subject to these Bylaws and Policy.
- e. In approving a referendum question, Council must consider:
 - i. The clarity of the question;
 - ii. Supporting information showing the necessity for a new, or increased, levy;
 - iii. In the case the levy is in regards to a new service, a thorough report on the long term feasibility of supporting such a service and how the levy amount was arrived at.
- f. In the consideration of a referendum question, 9.7 e, is not considered exhaustive and does not preclude Council's general fiduciary responsibilities.
- g. Referendum questions must be phrased to elicit yes/no answers.
- h. Referendum questions must be phrased in a positive way such that a vote of "yes" signifies agreement with the Levy or fee proposal and a vote of "no" signifies disagreement with the Levy or fee proposal.
- i. A referendum held in accordance with section 9.7 shall be held during the next General Election.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **9.8 Plebiscite Questions**

- ▲ a. A plebiscite question may only be initiated by a Special Resolution of Council.
- ▲ b. Plebiscite questions must be phrased to elicit yes/no answers.

▲ **9.9 Referenda Procedure**

- ▲ a. All referenda must be conducted in accordance with elections and referenda procedures as outlined in these Bylaws and Policies.
- ▲ b. All referenda questions will be decided by a simple majority of votes.

▲ **9.10 Quorum**

▲ Total Quorum shall be 10 per cent of Members for all elections, referenda and plebiscites.

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▲ **Bylaw 10: Policy**

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▲ **10.1 Scope of Policy**

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- a. Operations Policies of the Union set out rules and procedures of the Union in a manner that is not inconsistent with the Bylaws or the DSU Act.
- b. Issues Policies of the Union set out the Union’s position or stance in any area of concern and in a manner that is not inconsistent with the Bylaws or the DSU Act.

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▲ **10.2 Adoption, Amendment, and Repeal of Policy**

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- a. Council may, by Special Resolution adopt, amend, or repeal any Operations Policy, subject to these Bylaws.
- b. Council may, by Special Resolution adopt, amend, or repeal any Issues Policy, subject to these Bylaws.
- c. Notice of any motion to adopt, amend, or repeal any Policy, including full text of the motion, must be given at a meeting of Council and such motion shall not be considered until a subsequent meeting of Council.

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▲ **10.3 Policies are Binding**

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- a. Policies are binding on Executive Officers, Union staff, Council,
- b. Policies remain in effect until such a time that they are amended or repealed as per these Bylaws.

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▲ **10.4 Policy Manual**

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- a. The Union shall maintain a Policy manual that contains all the current Policies of the Union.
- b. The Policy manual shall be updated within two weeks of any additions, amendment, or deletion of Policy.
- c. The Policy manual will be available on the Union website, as well as by request to the Vice-President, Internal,

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▲ **10.5 Mandatory Policies**

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The Union shall maintain all of the following Operations Policies at all times:

- a. Elections Policy, provided that the Elections Policy shall not be amended in any material respect during the three months prior to a general election or during the period beginning when a by-election is called and ending on the date of the by-election;

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DSU BYLAWS - DRAFT for Council, January 2018

- b. Referenda Policy, provided that the Referenda Policy shall not be amended in any material respect during the period beginning when a referendum is requested and ending on the date of the referendum;
- c. Societies Policy;
- d. Grant Policy;
- e. Sponsorship Policy;
- f. Financial Policy;
- g. Equity Policy;
- h. Hiring Policy;
- i. **Judicial Board Policy**.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **Bylaw 11: Amendment and Revisions**

▲ **11.1 Members' Authority**

▲ Members may amend or revise these Bylaws by Special Resolution at a Annual General Meeting, as per the conditions set out in these Bylaws.

▲ **11.2 Proposed Amendments from Council**

- a. Any Councillor wishing to propose amendments or revisions to these Bylaws must provide notice, including the text of the proposed amendments or revisions, no less than four weeks in advance of the meeting that such revisions are to be debated.
- b. Council may by Special Resolution adopt such amendments or revisions which will be in force until an Annual General Meeting is convened in order to ratify the amendments or revisions. Despite the preceding sentence, any amendment or revision to these Bylaws which has the effect of disenfranchising Members with respect to their rights to elect or remove Councillors and Executive Members, approve amendments to Bylaws, initiate referenda, or petition to add items to the agenda of an Annual General Meeting shall be of no force or effect until ratified by Members at an Annual General Meeting.
- c. Should the Members ratify amendments or revisions to these Bylaws as proposed by Council by Special Resolution at an Annual General Meeting, these amendments or revisions will remain in effect.
- d. If Members fail to ratify such amendments or revisions, the amendments or revisions cease to have effect as of the date of the Annual General Meeting.
- e. If an Annual General Meeting is not convened within a year of Council adopting amendments or revisions, the amendments or revisions cease to have effect on the anniversary date of their passing.

▲ **11.3 Proposed Amendments by Petition**

- a. Any Member wishing to propose amendments or revisions to these Bylaws must submit to the Chair of Council a petition including the text of the proposed amendments or revisions and the names, student numbers, and signatures of no less than 10 per cent of the Membership.
- b. If the petition is submitted between September 1 and March 1 and an Annual General Meeting is already scheduled to take place within 45 but not less than 21 days, the Chair of Council will include the proposed amendments or revisions on the agenda of that Annual General Meeting.

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- c. If the petition is submitted less than 21 days in advance of the Annual General Meeting and March 1, the Chair of Council will include the amendments or revisions on the following Council meeting agenda for consideration of temporary adoption until the subsequent Annual General Meeting where it will be placed on the agenda.
 - i. The inclusion of amendments or revisions on the agenda of the subsequent Annual General Meeting is regardless of Council's decision.
- d. If the petition is submitted between March 2 and August 31, the Chair of Council will include the proposed amendments or revisions on the agenda of the Annual General Meeting.
- e. Should the Members approve the proposed amendments or revisions, the amendments or revisions shall have effect immediately, unless otherwise resolved by the Members at the Annual General Meeting.

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▲ **DSU BYLAWS - DRAFT for Council, January 2018**

▲ **Bylaw 12: External Groups**

▲ 12.1 The Union may become a member of an external student organization that requires the Union or its members to pay a membership fee to that organization, but only if the Union and the organization enter into a binding, written agreement that guarantees the following:

- ▲ a. The Union's membership in the organization does not preclude the Union's membership in any one or more other organizations;
- ▲ b. Any organization which the Students' Union is a member of must be open and transparent in its decision-making processes;
- ▲ c. The external organization must be financially open and transparent. The Students' Union must be able to hold the organization accountable for all of its expenditures in order to allow the Students' Union to be fully accountable to its members for any funds paid to the external organization;
- ▲ d. The Union's constitution and bylaws shall always supersede those of the organization's and at no time may the Union enter into a binding agreement with an organization that has a constitution and bylaws that are in contradiction to those of the Union's;
- ▲ e. The Union's membership rights and privileges always supersede those of the organization's and at no time may the Union enter into a binding agreement with an organization that has a constitution, bylaws or policies that make claim over the membership of the Union;
- ▲ f. The organization recognizes that the Union reserves the right to terminate its membership in the organization according to the Union's own constitution and bylaws.

▲ 12.2 Prior to becoming a member of an external student organization, any written agreements between the parties will be reviewed by the Union's legal counsel and an opinion letter will be provided to Council for review.

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Be responsible for the Union's Student Advocacy Service;

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Where possible, represent the Union at meetings of organizations of which the Union is a member;

Represent the interests and policies of the Union and its Members during policy formulation by external organizations of which the Union is a member;

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Review monthly financial statements of the Union;

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Meet with each of the Executive Officers during the course of performance evaluations.

Meet with each of the Executive Officers prior to the end of their term regarding Executive Officer roles and responsibilities, challenges within their portfolio, and recommendations for changes.

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Meet with each of the Executive Officers during the course of performance evaluations.

Meet with each of the Executive Officers prior to the end of their term regarding Executive Officer roles and responsibilities, challenges within their portfolio, and recommendations for changes.

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Meetings of the External Committee shall be open to all interested Members of the Union and any other such people as determined by the Vice-President (Academic and External).

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Meetings of the Committee shall be open to all interested Members and any other such people as determined by the Vice-President (Student Life).

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i.

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ii.

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Elections Appeals Committee

There shall be an Elections Appeals Committee, which shall include three Members who are not Councillors or Executive Officers, including at least one Member who is in their third year of law school or holds a law degree.

The members of the Elections Appeals Committee shall, by Ordinary Resolution, select one from among themselves to chair the committee.

Members of the Elections Appeals Committee shall be appointed by Council no later than September 30.

No member of the Elections Appeals Committee shall be an Executive Officer, Councillor, member of any Union Committee, or employee of the Union.

No member of the Elections Appeals Committee may contest an election under the jurisdiction of Council.

No member of the Elections Appeals Committee may be a Campaign Worker for a candidate or referendum campaign in an election under the jurisdiction of Council.

No member of the Elections Appeals Committee shall display any public interest in the campaign of any candidate or referendum campaign team.

The Elections Appeals Committee shall, at the request of any candidate in an election or campaign team in an election, review a decision of the Elections Committee to determine if it is in line with the DSU Act, Bylaws, and Policies. Deliberations on questions related to any such request shall be held in camera.

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i.

Decisions of the Elections Appeals Committee shall include reasons for any decision rendered.

Decisions of the Elections Appeals Committee shall be final and not subject to further appeal.

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: The Union shall not join any external advocacy group, that proposes to charge fees to either the union or its members, if the group's by-laws, policies, constitution, or any governing documents would prevent the union from ceasing membership through a process outlined in the Union's own constitution.

: The Union shall be able to terminate membership in any external organization through a majority vote at a General Meeting.

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