



Students' Society of McGill University  
Association étudiante de l'Université McGill

**Office of the Speakers**  
Bureau de Présidents du Conseil

### **Motion Regarding Judicial Board Proceedings**

*Whereas*, the SSMU Board of Directors voted on January 26, 2012 to suspend the Activities of the SSMU's Judicial Board;

*Whereas*, it is the SSMU Board of Directors' responsibility to ensure that the SSMU is in accordance with the Québec Companies Act (the "Companies Act") and the Québec Act Respecting the Accreditation and Financing of Students' Associations (the "Accreditation Act");

*Whereas*, an effective Judicial Board is seminal to accountable governance;

*Whereas*, the SSMU's By-Law review committee in consultation with the Judicial Board has since put forward recommendations to amend the Constitution during the next referendum period to address the various legal issues of authority of the Judicial Board;

*Resolved*, that the SSMU Board of Directors mandate the Legislative Council to put forward a referendum question in the 2012 Winter Referendum Period to make sure the Judicial Board is in compliance with Quebec Law, including consideration of the presented amendments recommended by the Judicial Board and reviewed by the SSMU's legal counsel,

*Resolved*, that the SSMU Board of Directors reinstate the activities of the Judicial Board immediately and request that the Judicial Board proceed as quickly as possible in order to complete hearings before Reading Week,

*Resolved*, that until the referendum period is completed, the SSMU Board of Directors and the Judicial Board will conduct themselves in the spirit of the presented amendments, with the additional provision that decisions made by the Judicial Board which are unreasonable, or contrary to its procedures, may also be overturned by the SSMU Board of Directors,

*Resolved*, that the SSMU Board of Directors mandate the SSMU Legislative Council to create a working group to investigate alternative democratic avenues of resolving issues currently under the jurisdiction of the Judicial Board.

Moved by:

Carol Ellen Fraser, VP Clubs and Services  
Emily Yee Clare, VP University Affairs