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**Students' Representative Council,
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RULING OF THE CHAIR OF STANDING LEGAL

Cameron Caccamo, Chair of Standing Legal

Monday, 14 March 2016

Question:

What is classified as a reason for dismissal of an Officer, in regards to a motion through Council?

Regulations used:

C3(h): A representative shall be dismissed by one of the following procedures:

- i. delivery to the President or General Secretary of a petition signed by five hundred (500) members of the student body calling for their dismissal; followed by a two thirds majority voting at a duly convened General Meeting of the Student Body in favour of their dismissal.
- ii. failure to fulfil attendance obligations as outlined in the regulations; followed by a two-thirds majority vote of the Representatives present and voting at a meeting of the Council convened in accordance with this Constitution and the Regulations.
- iii. failure to pay affiliation fees to the Council in accordance with this Constitution and Regulations, followed by a two-thirds majority vote of the Representatives present and voting at a meeting of the Council convened in accordance with this Constitution and the Regulations.

C6: OFFICERS OF THE COUNCIL:

(a) The Council shall include the following Officers:

- i. a Vice-President;
- ii. a General Secretary;
- iii. deleted 22 August 2006;

and such other Officers as Council shall establish by Regulation.

(b) Deleted (date unknown)

(c) No officer of the Council shall be removed from office without the consent of the Representatives present and voting at a meeting of the Council convened in accordance with this Constitution and the Regulations.

(d) An Officer of the Council shall be removed from office by the following procedure only:

- i. ten days notice of motion to dismiss the Officer shall be given in writing;
- ii. such a motion shall state clearly the reason for which the mover considers that the officer should be removed; and
- iii. the motion shall be included in the Motions on Notice section of the Agenda for the next meeting of the Council.

(e) The Council may elect two or more qualified persons to any office. Persons so elected shall be designated Co-Officers as appropriate; and provisions of Section 6 (c) and (d) shall apply to them.

R1.16(g): A member who is deemed to be absent at two (2) consecutive normal meetings of council or three (3) meetings across their term shall be eligible for dismissal from Council according to Section Three, 5. h. (ii) of the Constitution.

R7.1: FUNCTIONS AND DUTIES: The function and duties of the Officers of the SRC shall be: (list)

Discussion:

This is a more straightforward question; as there are Constitutional clauses and Regulations that pertain exclusively to the process for dismissal from an Office. Falling foul of attendance requirements or not fulfilling the duties of their position would be among the more common Council motions, but any undergraduate student may move a motion outlining their own reasons for attempting to dismiss an Officer. A Representative has more constitutional protections, however, which are quoted above.