

March 26, 1973

Special Meeting

THE UNIVERSITY OF MANITOBA

Inter-Departmental Correspondence

DATE March 20, 1973

TO ALL MEMBERS OF FACULTY COUNCIL

FROM G. Richardson - Secretary, Faculty Council

SUBJECT:

As was agreed to at the Faculty Council meeting of March 19, 1973, a special meeting of Council has been called for Monday, March 26, 1973, at 2:00 p.m. in the Senate Chambers in order to discuss the proposed revisions to The University Act.

The University Bulletin, Vol.7; Number 24, March 14, 1973, contains the revisions as proposed by the Board/Senate Committee; it would be useful if members brought their copy to the meeting.

Although the proposed revisions to the University Act will be the primary matter under discussion, it was agreed that the agenda would be expanded to include a second item, viz. the selection and forwarding of a name that the Faculty Council felt would be an appropriate name for the N.E.M.P. Building. In the interval before the Faculty Council meeting, the Dean's Office would collect all the names sent in by the staff members and present these at the special meeting.

Minutes of the Special Meeting of Faculty Council held on Monday,
March 26, 1973 at 2:00 p.m. in the Senate Chambers.

Members Present: Dr. R.D. Connor, Chairman; Professors P.K. Isaac,
I. Cooke, M. Doob, G. Gratzner, R. Padmanabhan,
R. Quackenbush, R. Hawirko, P.D. Loly, J.M. Vail,
J.H. Loudfoot, M. Samoiloff, T. Dandy, C. Platt,
N.P. Shivakumar, H.C. Finlayson, J.W. Berry,
S.G. Sealy, R.H. Green, E. Huebner, J.G. Eales,
R. Saint-Denis, J.H. Gee, H.E. Welch, F.J. Ward,
P.R. King, D.A. Young, W.N.R. Stevens, N. Losey,
G.O. Losey, E.R. Waygood, W.M. Baldwin, E. Bock,
D. Punter; Messrs. G. Slobodian, W. Hausler,
D. Jonasson, S. Jeffries, J.D. Perrin, P. Panchuk,
Miss K. Cobor, (40), G. Richardson, Secretary.

Regrets: Professors G.E. Dunn, J. Reid, Mr. J. Boyd.

The main purpose of this special meeting was to discuss the proposed changes to the University Act. At the last regular Faculty Council meeting it was agreed that a small ad hoc committee would be set up to study the proposed changes in detail and report back to Council at this meeting. The Chairman asked Dr. D. Punter, the Chairman of that committee, to speak to Council on their study.

Dr. Punter explained that his committee considered there to be essentially three areas involving the revisions: (i) changes that were beyond the considerations of Faculty Council, such as those involving costs, investment, percentages, property, etc.; (ii) changes outside the composition of Senate; and (iii) changes involving the composition of Senate. This committee did not delve into item (i) and therefore had no report to make on it. With regard to items (ii) and (iii), although his committee discussed every change indicated in the Senate document, for the purposes of this meeting he would only mention those which the committee felt more significant.

He reported seriatim, with discussion and resolutions by Faculty Council recorded at the end of each section of his report.

ITEM (ii)

Section 1. Definitions.

These had been expanded to include definition of student and non-voting member. The committee endorsed these, although it felt the list should have included the definition of Dean, Graduate Student and Department.

Section 8. Membership of the Board.

The membership size was increased from 23 to 24 by the addition of two students, one support staff member and one Dean or director as outlined in Section 8 (f) and by the reduction from 12 to 9 of the members appointed by the Lieutenant Governor.

It was the committee's proposal after studying these changes that the membership should be further increased from 24 to 26 to include two academic members elected from the University of Manitoba Faculty Association.

Section 16. Powers of the Board.

Essentially a more precise explanation of the existing powers. The committee did feel that mandatory and disciplinary powers should have been defined and it felt that an upper limit to fines should have been stated.

Section 17. Plenary Powers without Recommendation.

The proposed change will require the Board to refer to Senate before exercise of its plenary powers in relation to the Senate matters. This was endorsed by the committee.

Sections 20 and 21. Minutes and Meetings of the Board.

These shall be open and available to the public except when moved by the Board into camera.

Sections 39 to 43. The University and Community Council.

The committee felt that this Council had not been as effective as hoped and they recommended either of the two actions listed below, in order of priority.

- (a) that the Council be disbanded.
- (b) failing this, they recommended the proposed changes.

Section 44. Members of Convocation.

This has been expanded to include the Vice-Presidents.

Section 58. Powers of the President.

This section is completely new and expands the previous mention of

the President found within Section 16 (1) b, The Powers of the Board. The committee endorses this change.

Section 65. Discriminatory Practises Restricted.

This section has been expanded to include no discrimination on grounds of sex or marital status. The committee concurs.

This completed the committee's report on the changes outside the composition of the Senate. A discussion of these changes commenced.

The first item to be discussed was the committee's recommendation that the University and Community Council be abolished. Dean Isaac, who had been instrumental in establishing the University and Community Council, stated that it had not worked the way earlier envisaged and it would be his recommendation also that it be abolished. If this recommendation were defeated then he would support the changes proposed in the revised Act.

It was moved by Dr. Welch (Waygood) that:

"it be the recommendation of this Faculty Council that the University and Community Council be abolished and that appropriate reasons for this decision be given."

Carried.
nem. con.

At this point it was agreed that the ad hoc committee chaired by Dr. Punter would compile the report to be forwarded to the Senate.

There was concern expressed by the students that Section 16 (1) e was discriminatory in that it mentions fines for parking and library offences specifically for students but not for staff. The Chairman pointed out that as of a very recent agreement, all university parking offences will now be considered as civil offences and as such, fines would be payable to the civil authorities downtown. Therefore these would pertain to everyone on campus. As for library offences, it was noted by Professor Baldwin that staff can have and do have their library privileges withdrawn for these. It was agreed however that the report from the ad hoc committee should make special mention of these concerns.

In regard to Section 8, the membership of the Board discussion arose over the ad hoc committee's recommendation to increase the size by the addition of two members from the Faculty Association. Faculty Council

was more concerned over the fact that the two members would be from the Faculty Association than it was with the additional members. Dr. Punter explained that although it was the committee's feeling that more academic staff should be on the Board, the committee did not mean to imply that the staff had to be University of Manitoba Faculty Association members. This was only mentioned as a means of securing the additional members. It was felt by some that this would put the Faculty Association in a privileged position and they could see no reason for it, especially since the Faculty Association represented only a portion of the academic staff on campus. It was moved by Dr. Waygood (Padmanabhan) that:

"this recommendation of the ad hoc committee not be implemented."

Carried.
21 in favour
13 opposed

Faculty Council however did agree with the idea that the six members from Senate be elected by Senate and it was moved by Dr. Bock (Doob) that:

"the Senators elected to the Board should be elected by and from among those members of Senate elected under Section 28."

Unanimous.

In the discussion regarding disqualification, Council felt that any breach of confidentiality should mean automatic dismissal from the Board. Consequently it was moved by Dr. Mendelsohn (Cooke) that the following motion be included in Section 10:

"in cases of established breaches of confidentiality, attributable to specific members, those members should be removed from the Board."

Carried.
3 opposed

It was moved by Dr. Young (Waygood) that:

"all other minor points mentioned by the ad hoc committee in this section be endorsed and sent forward."

Carried.

A brief discussion took place regarding the new Section 58, The President of the University. A motion that this section be deleted was made but failed for lack of a seconder.

ITEM (111)

Dr. Punter took the members through the changes made to the Senate membership since the creation of the University Act in 1968, including the proposed changes. The ad hoc committee listed three recommendations to Faculty Council, in order of priority.

- (a) retain the present membership.
- (b) accept the proposed membership.
- (c) reduce the membership further.

There was an overwhelming majority of Faculty Council members in favour of retaining the Senate membership at its present composition and size as was indicated by the vote on the following motion: Cooke (Gee)

"that we retain Senate at its present size and composition."

Carried.
1 opposed

However, Faculty Council recognized that this recommendation might not meet with acceptance of the Board/Senate Committee and it therefore endorsed the proposed changes with the following major exceptions:

- (a) recommended the deletion of the one Vice-President and suggested the inclusion of all Vice-Presidents in with the Deans and Directors with an appropriate increase in the number to be elected from this composite group.
- (b) recommended the inclusion of the Director of Computer Services.
- (c) on motion of Dr. Henry (Isaac), with unanimous approval, favoured, in decreasing order of preference, the following formulae for representation of Deans and Directors.
 - (i) full membership of Deans of Arts and Science, election of five others and non-voting status (as defined) for the remainder.
 - (ii) election of seven and non-voting status for remainder.
 - (iii) full membership for Deans of Arts and Science and election of five others. (Other Deans not members of Senate.)
 - (iv) the change as proposed.
- (d) recommended the Heads of Colleges be represented in one of the following ways (in order of preference).
 - (i) one full member.
 - (ii) include all with Deans and Vice-Presidents and increase number to be elected.
 - (iii) include all as non-voting members.

(e) recommended a full membership for the Director of Libraries.

The following motion was put forth by Dr. Waygood (Welch) that:

"the ad hoc committee send forward the remainder of
its report with a note that this remainder had not been
discussed in Council."

Unanimous.

With regard to the second item on the Agenda, namely the suggestion of names for the North-East Multi-Purpose Building, it was agreed that the Chairman would send all the suggestions forward to the Chancellors Committee with an appropriate covering letter.

The meeting adjourned at 4:50 p.m.

GR/lm

April 2, 1973