

Number & Title:

I-7: *AMS Policy on Expulsion from AMS Property*

Effective Date:

February 7th, 2018

Approved Date:

February 7th, 2018

Policy Type:

Internal Policy

Review Date:

This Policy shall be reviewed every year

Responsible Body:

Operations Committee

Authority:

AMS Bylaw 5, Section 1(f)

Intent:

This policy is designed to outline the reasonable standards required for community members to access AMS owned or operated property.

Applicability:

This policy is applicable for all patrons of AMS owned or operated property , including but not limited to:

1. The AMS Student Nest;
 2. AMS-run events (Welcome back party, Block party, etc.);
 3. Constituency spaces (Engineering Student Center, Abdul Ladha, etc.); and
- AMS club spaces operating outside the Nest.

Exclusions:

None

Definitions:

None

Policy:

- A. Grounds for Expulsion

1. Criminal activity:
 - a. Any criminal activities including but not limited to theft, consumption of illegal drugs, consumption of alcohol outside of licensed areas, unauthorized gambling, vandalism, graffiti, trespassing, harassment, and assault of any form (verbal, physical, or sexual).
2. Non-criminal activities on the Premises that may be deemed a nuisance:
 - a. Remaining on the Premises after closing time or entering restricted areas of the Premises without authorization;
 - b. Removing or relocating items located on the Premises that are not lawfully that person's property, except as authorized by the AMS'
 - c. Storage of personal items anywhere on the Premises, unless such storage has been authorized.
 - d. Using the Premises as a sleeping facility for extended periods of time or after the operating hours have ended. Napping during operating hours may be deemed acceptable by a member of the building's operations staff;
 - e. Salvaging discarded food from garbage cans on the Premises.
 - f. Bringing animals onto the Premises without prior authorization, except for service animals for persons with disabilities;
 - g. Being unclothed or not wearing footwear on the Premises.
 - h. Posting materials on the Premises in areas other than public bulletin boards unless authorized to do so;
 - i. Soliciting or selling items or services on the Premises, except as authorized by the AMS;
 - j. Using the Premises as a private bathing facility;
 - k. Viewing or displaying graphic material including but not limited to pornography and gore on the Premises; and
 - l. Using rollerblades or skateboards on the Premises.

B. Authorization of Expulsion

1. Upon suspicion of criminal activity, the Senior Manager of Operations, Building Operations Manager, Assistant Building Operations Manager, Duty Manager, or AMS-contracted security services may authorize expulsion from the Premises until the following full business day.
2. With strong indication of criminal activity, or with evidence that a student may pose a danger to the UBC community, the VP Administration may authorize temporary expulsion from the Premises for 30 days during the school year and 60 days during the summer, or until the next quorate Operations Committee meeting, whichever occurs first. In order to become effective, all temporary expulsions invoked by the VP Administration require a notice of prohibition of entry to be sent to the Patron in writing.
3. Expulsions exceeding the timeline set out in Section III, C (2) must be authorized by the Operations Committee.

C. Procedure to Receive and Consider Expulsion Requests

1. Expulsions requiring authorization by the Operations Committee will only be considered if there is a request made in writing to the VP Administration (the VP Administration may also make a request for expulsion to the committee).
2. A request for expulsion for non-criminal activity may only be made according to the following Stages of Incidents:
 - a. Verbal Warning – AMS staff must issue a verbal warning upon first occurrence of the infraction. Following the verbal warning, the staff member who gave the warning must submit to the Senior Manager of Operations and the VP Administration a written account of the incident.
 - b. Written Warning – AMS staff must issue a written warning upon second occurrence of the infraction cautioning against further offence. A copy of the Written Warning must also be submitted to the Senior Manager of Operations and the VP Administration.
 - c. Request for Expulsion – A request for expulsion may be submitted to the VP Administration.
3. A request for expulsion for criminal activity may be submitted upon the first occurrence of the infraction.
4. All requests for expulsion where the patron is an employee of the Society shall be referred to the Senior Manager of Human Resources for an investigation. All other requests for expulsion shall be referred to the Building Operations Manager for investigation.
5. Once the investigation is complete, a report containing all evidence received must be submitted to the Operations Committee alongside a recommended course of action.
6. If the expulsion request is granted, Building Operations will issue to the Patron a notice of prohibition of entry to the Premises.
7. The Operations Committee may, at its discretion, hear appeals regarding a past response to a request for expulsion only if there is new evidence.
8. All request for expulsion appeals shall be made to the VP Administration and include the new evidence upon which the appeal is founded.
9. All templates, procedures, and definitions are outlined in the Operations Committee Handbook.

Consultations:

The following groups have been consulted during the development of this policy: Operations Committee, Human Resources, SASC, Council, and Archivist and Clerk of Council

History:

This Policy was first created in August of 2006 and later revised in February of 2012. It was modified in January 2017 to replace references to SAC with references to Operations Committee. It was further revised in November 2017 to take into account the confusion with having a policy and having procedures outlined in the Operations Committee Handbook, as the committee felt it would be best to have the procedures within the policy rather than in procedures. It has now been completely overhauled.

Related Policies:

None

