

APPROVED RULE CHANGES

Pursuant to the UTS By-law (Part 4, clause 44), the following rule changes have been made by UTS Council.

At its 17/6 meeting on 29 November 2017, Council approved the following amendments to the Student Rules:

COU/17-6/125

5.4 Report from Academic Board

Council resolved to:

...

- .2 approve the amendments to the Student Misconduct and Appeals Rules and *Guidelines* as detailed in **Part A of Attachment 1** to Document 5.4;

THE APPROVED AMENDMENTS TO THE STUDENT RULES ARE PROVIDED BELOW:

[new text **bold underlined**, text to be deleted in ~~**bold and strikethrough**~~]

Student Rules

Section 16 – Student Misconduct and Appeals

16.2 Definition of misconduct

16.2.1 Student misconduct includes but is not limited to:

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- (32) stealing, destroying, damaging or causing loss or cost in respect of a facility or property of the University or for which the University is responsible, or any other property of any other person within the University premises; ~~and/or~~
- (33) making an unauthorised disclosure of and/or misusing Student Security Identification (SSI);
- (34) sexual harassment, which for the purposes of these Rules is any unwelcome sexual advance, unwelcome request for sexual favours or other unwelcome conduct of a sexual nature;**
- (35) indecent assault, which for the purposes of these Rules is any assault that has a sexual connotation; and/or**
- (36) sexual assault as defined under the Crimes Act 1900 (NSW).**

SCHEDULE 4 — GUIDELINES ON DETERMINING AN APPROPRIATE PENALTY FOR INSTANCES OF STUDENT MISCONDUCT

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Penalty	Rule	Examples of types of instances of misconduct
Rescission of an academic award conferred by the University where the award is as a result of fraud or serious misconduct committed by the student before the award was conferred	16.3.1(1)	<ul style="list-style-type: none"> • very serious instances of misconduct, including fraud and which may or may not involve serious criminal behaviour • <u>violent acts, sexual harassment, indecent assault, sexual assault</u> • extensive plagiarism in a research thesis or major project found proven after the award has been conferred
Revocation of a recommendation to Academic Board or the University Council that a student has satisfied the requirements for an award	16.3.1(2)	<ul style="list-style-type: none"> • fraud • major plagiarism or misconduct in a subject that has been determined to have satisfied requirements for the relevant award • <u>violent acts, sexual harassment, indecent assault, sexual assault</u>
Permanent exclusion from the University	16.3.1(3)	<ul style="list-style-type: none"> • very serious instances of misconduct, which may involve serious criminal behaviour, <u>violent acts, sexual harassment, indecent assault, sexual assault</u> • <u>disgraceful, improper or inappropriate behaviour</u> • And serious <u>repeated</u> instances of misconduct
Exclusion from the University for a period of up to five years	16.3.1(4)	<ul style="list-style-type: none"> • fraud • impersonation • alteration of any document or record of the University • serious damage to University property or misuse of University facilities • serious disruption to University activities • serious misconduct including extensive plagiarism, exam misconduct

Penalty	Rule	Examples of types of instances of misconduct
		<ul style="list-style-type: none"> • repeat cases of misconduct • failure to comply with any penalty imposed for an instance of misconduct or failure to comply with any condition agreed with the Vice-Chancellor under Rule 2.1.9 • dishonesty in relation to admission to the University • inappropriate behaviour including harassment, intimidation or interference with the freedom of other persons at the University • <u>sexual harassment, indecent assault</u> • <u>repeated instances of misconduct</u>
Suspension from the University for a specified period not exceeding 12 months	16.3.1(5)	<ul style="list-style-type: none"> • fraud • damage to University property or misuse of University facilities • disruption to University activities and/or freedom of other persons • misconduct including plagiarism, exam misconduct • repeat cases of misconduct • failure to comply with any penalty imposed for an instance of misconduct • <u>sexual harassment, indecent assault</u>
...		