

## REGULATION 6.1-STUDENT DISCIPLINE

### Interpretation

1. In this Regulation:  
“Appeals Committee” means the relevant Appeals Committee established under Regulation 2.2;  
  
“Student Discipline Committee” means the Student Committee established under Statute 2.4;  
  
“Vice-Chancellor” means Vice-Chancellor or Deputy Vice-Chancellor.

### Breach of Discipline

2. (1) A student shall commit a breach of discipline if the student within or outside the campus:
  - [a] brings the University into disrepute;
  - [b] fails to comply with a requirement or direction prescribed or given in relation to the conduct of assessment;
  - [c] wilfully or recklessly engages in conduct which involves interference with the property of the University;
  - [d] obstructs or interferes with the use of any premises, facilities or equipment of the University;
  - [e] gains access to, or enters, a computer system or part of a computer system of the University without lawful authority to do so;
  - [f] engages in cheating or displays an intention to gain an unfair advantage in the assessment of or entry to a unit or course (except instances of plagiarism);
  - [g] engages in illegal or offensive use of the University internet, email or network.
- (2) A student shall commit a breach of discipline if the student within the campus or on premises used by the University:
  - [a] interferes with the orderly conduct of any teaching group, assessment, examination or ceremony of the University or any meeting of the Council or a board, committee or any other body convened on University business, or any other activity, function or program held at the University (“the premises”);
  - [b] engages in conduct which involves unauthorised or unjustified interference with the property of any person;
  - [c] wilfully, recklessly or negligently engages in conduct which causes or is calculated to cause bodily injury to any person;

- [d] attacks, bullies, harasses, unlawfully vilifies, victimises, threatens or intimidates any person or attempts to attack, bully, harass, unlawfully vilify, victimise, threaten or intimidate any person.
- (3) [a] In the instance of a complaint under paragraph 2(2)[a] and where the interference is seriously disrupting the orderly conduct of the activity, the Vice-Chancellor or nominee(s) may require a student to leave or be removed from the premises for such period as the Vice-Chancellor or nominee(s) thinks appropriate.
- [b] Where a student is required to leave or be removed from the premises a written report by the person, who under paragraph [a] required the student to leave or be removed, will be delivered to the relevant Head of School within one working day from the time of the interference.
- [c] The Head of School may make such enquiries and such determinations in relation to the report as the Head of School deems necessary.

#### **Action by Head of School or Vice-Chancellor**

3. The Head of School or Vice-Chancellor may negotiate a future behavioural agreement with the student or refer the student to counselling or mediation.
4. On determining the outcome of a complaint made under Statute 6.1 the Head of School or Vice-Chancellor may-
  - (1) dismiss the complaint; or
  - (2) refer the complaint to the Student Discipline Committee under Statute 2.4-The Student Discipline Committee; or
  - (3) if the student is found to have breached discipline, impose one or more of the following penalties as appropriate:
    - [a] a reprimand;
    - [b] a fine of not more than \$250;
    - [c] exclusion of the student from a defined part of the campus or from activities of the University for any period it thinks fit; and/or
  - (4) if the student is found to have breached discipline, and the conduct of the complaint resulted in the loss or destruction of or damage to any property –
    - [a] assess the amount of money required to replace or repair the property lost, destroyed or damaged; and

- [b] order the student to pay by way of compensation an amount of money, not exceeding the amount assessed, or
- (5) in the instance of a complaint under paragraph 2(1)[f] proven to the satisfaction of the Head of School or Vice-Chancellor –
  - [a] apply a forfeiture of any credit that the student might have obtained in the assessable task or unit to which the student's breach of discipline relates; and/or
  - [b] require the student to be re-assessed in the relevant assessable task or unit.

## Appeals

5. (1) Subject to section 6, a student may appeal to the Student Discipline Committee against the finding, penalty or order imposed by the Head of School or Vice-Chancellor under sub-sections 4(3) and 4(4).
  - (2) An appeal must be lodged in writing with the Secretary to the Student Discipline Committee within 7 days of the date of the decision appealed against and must be based on one, or both, of the following grounds:
    - [a] new evidence, not known to the student at the date of the decision being appealed, which becomes apparent since the date of that decision;
    - [b] irregularity of procedure in the recommending and/or the making of the decision appealed against;

which must be stated by the student in the notice of appeal. The Chair of the Student Discipline Committee may in exceptional circumstances extend the period for lodgement of an appeal.
6. (1) If a determination by the Head of School or Vice-Chancellor under paragraph 4(3)[c] results in a student being excluded or suspended from their studies, a student may appeal to the Student Discipline Committee against the exclusion.
  - (2) An appeal must be lodged in writing with the Secretary to the Student Discipline Committee within 20 working days of the date of the decision appealed against.
7. (1) A student may appeal to the Appeals Committee against a decision made under paragraph 4(5)[a].
  - (2) An appeal must be lodged in writing with the Secretary to the Appeals Committee within 7 days of the date of the decision appealed against and must be based on one, or both, of the following grounds:
    - [a] new evidence, not known to the student at the date of the decision being appealed, which becomes apparent since the date of that decision;

[b] irregularity of procedure in the recommending and/or the making of the decision appealed against;

which must be stated by the appellant in the notice of appeal. The Chair of the Appeals Committee may in exceptional circumstances extend the period for lodgement of an appeal.

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