



<b>TITLE:</b>	<b>Constitution of the Main Campus Residents' Society</b>
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## CONSTITUTION OF THE MAIN CAMPUS RESIDENTS' SOCIETY

### Preamble and Object of the Society

We the students in residence on the Main Campus of Queen' s University herein establish a self-governing Society to represent and promote the general welfare of its members, provide a system of non-academic discipline in residence, deliver programs and services in collective benefit of all members, and to work in cooperation with the staff and administration of Queen' s University Residences to generally facilitate the integration of its members into the academic and social life of the Queen' s and Kingston communities.

### Article 1 Name

1.01 The name of organization formed by this Constitution shall be the Main Campus Residents' Society of Queen' s University at Kingston, Ontario, Canada, hereinafter referred to as the MCRS or "the Society".

1.02 The short name for the Society shall be the Main Campus Residents' Society, or MCRS.

### Article 2 Membership and Funds

2.01 Membership in the MCRS is mandatory for all students living in a Main Campus residence and becomes effective upon taking up official residence in one of the recognized houses located on Main Campus. If a student should not continue to reside in a Main Campus residence, membership in the Society shall expire on the official date of withdrawal from residence.

2.02 All residents who maintain their status as registered students shall be members of the MCRS and are entitled to vote in every election and referendum held by the MCRS subject to any restrictions which may be found in the Constitution of the Society and its Bylaws.

2.03 All members of the MCRS are subject to membership dues, as determined from time to time by referendum, for the purposes of carrying out the objectives of the Society as outlined herein

and to the rules as set forth in this Constitution and its Bylaws as well as rules outlined in the Queen' s University Code of Conduct.

**2.04** No money shall be drawn from any Society account except as arises from an expense incurred  
(i) for the purposes of maintaining the administration of the Council or carrying out the purposes of the Society; and  
(ii) in accordance with appropriations made by the General Assembly in the Society budget.

**2.05** A regular statement and account of the revenues and expenses of all Society funds shall be published from time to time. There shall be at least four such publications each fiscal year.

**2.06** Funds of the Society shall be classified either as operating or restricted. The operating fund shall consist of all membership dues and all monies received and not allocated to the restricted funds. The restricted fund shall consist of all monies received or allocated subject to specific restrictions precluding their use as operating funds. Restricted funds may be used for no other purpose than that for which they were allocated except by resolution of the General Assembly passed by a three-quarters majority where notice of the motion has been given at a previous meeting.

**2.07** In the event of termination or dissolution of the Society, the General Assembly shall distribute the remaining assets of the Society to the Alma Mater Society of Queen' s University.

### **Article 3 Government**

**3.01** The Society shall be governed by the Main Campus Residents' Council (MCRC) which shall act in the best interests of all Society members in accordance with the Society Constitution. The MCRC consists of a General Assembly, a President, and a Peer Judicial Board vested with legislative, executive, and judicial powers respectively.

**3.02** The membership of the Society shall be divided into Houses governed by local councils, the number and composition of which shall be determined by the General Assembly. Each House Council shall be subordinate to the Main Campus Residents' Council, but shall have the authority to pass any resolution and/or enact any policy it considers necessary and expedient on any matter not considered by this Constitution, the Bylaws of the Society, or the rules, regulations or policies of the Main Campus Residents' Council, the Alma Mater Society, or Queen' s University. Any such duly passed resolutions and/or policies shall be binding on the residents of the governed House and shall be enforced by the Main Campus Residents' Council.

**3.03** As the official student government of the Main Campus residences, the MCRC is responsible for providing the legislative and judicial forum for regulation of student conduct in residence and is recognized by the University Senate as an authorized rule-making body.

**3.04** The MCRC is an organization of the students and therefore ultimate accountability is owed to the Society membership.

**3.05** By virtue of their status as students of Queen's University, ultimate responsibility for the well-being of members of the Main Campus Residents' Society is vested in the Senate of Queen's University under the University Charter and delegated to the Ban Righ Board. Recognizing this responsibility, the MCRC is accountable to the Ban Righ Board insofar as its activities impact the well-being of those living in residence.

**3.06** By virtue of their status as students of Queen's University, ultimate responsibility for the non-academic discipline of members of the Main Campus Residents' Society is vested in the Senate of Queen's University under the University Charter and delegated to the Alma Mater Society (AMS). Recognizing this responsibility, the MCRC is accountable to the AMS and the University Senate insofar as its authority for non-academic discipline is subordinate to that of these bodies.

#### **Article 4 Legislative Power**

**4.01** The Legislative power shall be vested in a General Assembly which shall consist of representatives elected by the members of the Society. Such representatives become trustees of the student interest and therefore share responsibility for the well-being of Society members insofar as that responsibility is recognized by the University Senate through the Ban Righ Board.

**4.02** The primary purpose of the General Assembly is legislation, oversight of the executive, and the provision of a public forum for initiation and discussion of policy.

**4.03** The following shall be members of the General Assembly and shall have one vote each:

- (i) the President
- (ii) the elected Vice Presidents
- (iii) no fewer than eight student representatives elected locally by the members of the Society whose number, eligibility, and method of election shall be determined by the General Assembly
- (iv) the Chair of the First-Year Advisory Committee

**4.04** The following shall be non-voting members of the General Assembly:

- (i) the appointed Vice President(s)
- (ii) the Speaker

**4.05** The President(s) of any and all other, duly constituted, self-governing societies of residents recognized by the Senate of Queen's University and/or one of its committees, a representative from the Judicial Advisory Board, the University Rector, and the President of the Alma Mater Society shall have standing invitations to attend all meetings of the Assembly with speaking rights.

**4.06** The General Assembly may, from time to time, appoint any number of additional, non-voting, members as it deems appropriate.

**4.07** No person who is not both a student of Queen's University and a member of the Society in good standing shall be eligible to hold a seat on the General Assembly, nor shall any student be eligible who is an employee of Queen's University Residences or any department thereof. For the purposes of this section, a member of the Society in good standing shall be defined as one who has not been found responsible by any committee, board, or tribunal at any time during his or her tenure at Queen's for any infraction of rules of non-academic discipline.

**4.08** The General Assembly shall:

- (i) for whatever matters of procedure not considered in the Bylaws of the Society, be governed by the Robert's Rules of Order in its latest edition;
- (ii) be open to all Society members except when a two-thirds majority resolution is passed to meet in closed session;
- (iii) grant speaking rights to any interested Society member;
- (iv) keep, and publish at least four times per year, a journal of proceedings when not in closed session;
- (v) assemble at least twice in September and every month thereafter, except December, until March, or more frequently at the discretion of the President;
- (vi) elect a Speaker and First-Year Advisory Committee Chair from the Society membership no later than the last day of September each year;
- (vii) on the receipt of a petition containing the signatures of at least one-tenth of the Society membership, order a referendum to be conducted or a vote to be taken on the impeachment of an elected officer;
- (viii) allocate annually on a per-student basis and make available for the use of the House Councils a portion of the revenues from membership dues as it deems appropriate which shall not be less than a sum equal to five percent, but not exceed fifty percent of the per-student membership due in any given year; and
- (ix) prior to its last meeting each calendar year, decide on the Main Campus Residents' Society mandatory fee for the following year(s) which shall not be less than the previous year's fee, and which shall not exceed the sum of the current year's fee plus an inflationary adjustment equal to the percentage increase in the fee assessed by Queen's Residences for a Main Campus room and full board for those year(s).

**4.09** The General Assembly is responsible for:

- (i) overseeing the work of the President;
- (ii) ratifying Presidential appointments;
- (iii) appointing the auditors of the MCRC through the Finance Committee;
- (iv) approving the annual MCRC budget and ensuring, generally through the Finance Committee, continuing fiscal responsibility;
- (v) establishing residence rules and policies necessary to ensure the accomplishment of the objectives of the Society; and

(vi) generally ensuring that the objectives of the Society are fulfilled.

**4.10** The General Assembly has the power to:

- (i) take any action deemed wise, desirable, practical, and necessary to carry out the objectives of the Society and the provisions of the Constitution and Bylaws of the Society;
- (ii) amend the Bylaws of the Society as per the procedures outlined in the Constitution;
- (iii) adopt, amend, or repeal policies or other governing documents of the Society which shall not contradict any matter considered by the Constitution or Bylaws of the Society or the policies of other residence-related organizations;
- (iv) ratify the charters of MCRC committees;
- (v) resolve itself by majority vote to a certain opinion or agreement of principle on matters relevant to Society members;
- (vi) govern and regulate the finances, accounts, investments, property, business and all affairs whatsoever of the MCRC, and to give directions accordingly;
- (vii) expend funds and approve expenditures in accordance with the Society Financial Policy and Procedures;
- (viii) consult and cooperate with
  - (a) persons, organizations, and groups, public or private, interested in, affected by, or concerned with Main Campus Residences, and/or
  - (b) agents and officials of the University concerned with or having jurisdiction over the residences;
- (ix) by 2/3 majority vote:
  - (a) revoke the membership of any non-voting member of the General Assembly;
  - (b) impeach, by a vote of non-confidence, any elected member of the General Assembly; or
  - (c) order a referendum of the students on any matter, the results of which shall not be binding on the Assembly except in the cases of a referendum to determine to Society fee, or a referendum demanded by petition under section 4.08 (vii);
- (x) exercise all such powers as are or may be conferred on it by the University; and
- (xi) delegate functions to committees where appropriate.

## **Article 5 Executive Power**

**5.01** The Executive power shall be vested in the President of the MCRC who shall be the Chief Executive Officer of the Society and who shall, as a team along with a Vice President for Residence Affairs and a Vice President for Discipline, be chosen annually in January by Society members voting in an election carried out in accordance with the Bylaws of the Society.

**5.02** He or she shall hold a term of office of one year commencing on the first day of May following his or her election to office and extending until the last day of April in the year following his or her election. A vacancy in the office of President shall be filled by the Vice President (Residence Affairs) until such time as a replacement is elected as per the procedure established by the General Assembly.

**5.03** No person shall be eligible to the office of President or Vice President except a student at Queen' s University living in residence at the time of nominations or having lived in residence for at least one year by the time of nominations and who will live in residence during the term of office being contested.

**5.04** The President is responsible for the well-being and effective operation of all aspects of the MCRC and for overseeing and managing, generally through the Vice Presidents, all of the functions of the MCRC.

**5.05** The President has the power to:

- (i) make all administrative decisions concerning the planning and execution of programs and activities of the MCRC;
- (ii) interpret the Constitution, Bylaws, Rules and Regulations and Policies of the Society subject to judicial review by the Constitution Committee;
- (iii) appoint Society members as representatives to such external committees, boards, and societies as required from time to time;
- (iv) call meetings of the General Assembly as necessary for the normal carrying out of the business of the Society;
- (v) appoint, with the advice and consent of the General Assembly:
  - (a) House Presidents to office where an election has failed to fill the office in due course, and
  - (b) members and Chairs of all committees of the MCRC;
- (vi) terminate the employment of a facilitator or any other non-elected staff for cause; and
- (vii) delegate where appropriate such powers and responsibilities as vested in him or her by this Constitution.

**5.06** The President shall:

- (i) report directly and be accountable to the General Assembly;
- (ii) within the first month of office, give to the General Assembly information of the state of the society, and present for its consideration such initiatives as he or she deems necessary to further the objectives of the Society and ensure its continual improvement;
- (iii) have signing authority for all MCRC monies in conjunction with the other authorized signing officers as per the Society Financial Policy and Procedures;
- (iv) formulate new programs and activities in consultation with the Executive Board;
- (v) call to order and preside over all meetings of the Executive Board;
- (vi) preside over meetings in the absence of the Speaker;
- (vii) ensure all decisions of the General Assembly and the Executive Board are carried out;
- (viii) be an ex-officio member of all committees;
- (ix) represent the Society and its membership to the University and wider community and, where appropriate, represent the majority opinion of the General Assembly; and
- (x) coordinate the summer activities of the MCRC.

## **Article 6      Judicial Power**

**6.01** The Judicial power shall be vested in a Peer Judicial Board, chaired by the Vice President (Discipline), or in similar replacement boards as may be subsequently empanelled to serve this function.

**6.02** This Board shall be a joint effort between the Main Campus Residents' Council and any other duly constituted self-governing society of residents recognized by the Senate of Queen's University and/or one of its committees.

**6.03** Specific powers and authorities of the board are delegated to it by the Senate of Queen's University (either directly or through its committees) and shall be dictated by a document separate from this Constitution. This document shall be established by the Senate or whatever body to which the Senate may delegate this function. The document shall be maintained and promulgated by the Residence Life Office.

## **Article 7 Equal Treatment of Members**

It shall be a fundamental principle of the Society that all Society members are entitled to equal services, opportunities, and treatment without discrimination because of race, ancestry, place of origin, colour, ethnic origin, citizenship, religion, creed, sex, sexual orientation, age, marital status, family status, disability or the receipt of public assistance.

## **Article 8 Honouraria**

Officers of the Society, including the President and the Vice Presidents shall, at stated times, receive for their services a compensation as determined by the General Assembly, which shall neither be increased nor decreased during the terms of their office. Other staff employed by the MCRC, excluding volunteers, shall receive compensation as determined by the General Assembly.

## **Article 9 Amendments**

**9.01** This Constitution may be amended by a majority affirmative vote in a referendum of the members of the MCRS. The referendum must be called by a two-thirds majority of the voting members of the General Assembly, or by a petition presented to the Assembly signed by at least one tenth of the Society membership, or two hundred (200) residents, whichever is greater. The results of a Constitutional referendum where the number of properly cast votes falls below five percent of the Society membership shall be void. Following a successful referendum, amendments shall be sent for ratification to whatever superior University body as may be required.

**9.02** Bylaws may be amended, created, or deleted after two-thirds approval of three readings by the General Assembly at separate sittings. After the first reading, amendments shall be posted on the Internet for at least eight (8) consecutive school days. The Bylaw change must be approved by majority approval of at least two-thirds of the House Councils prior to the third reading. The amendment shall become effective after the third reading by the General Assembly.

**Article 10      Coming into Force**

**10.01** This Constitution shall come into force on the first day of May in the year two thousand and four, or on the day they are ratified by the Ban Righ Board, whichever is later.

**10.02** Should the Ban Righ Board at any time waive or otherwise put aside its requirement to ratify this Constitution, section 10.01 shall become void, and this Constitution and its Bylaws shall come into force on the first day of May in the year two thousand and four.

**10.03** Notwithstanding sections 10.01 and 10.02, the General Assembly shall maintain, until the last day of April in the year two thousand and five, the composition established by the April two thousand and three amendment to MCRS Bylaw 1.1, and sections 4.03 and 4.04 shall begin to apply to the incoming General Assembly in the same year.

**10.04** This Constitution supersedes and makes null all previous Constitutions of the Society, except as specified in Section 10.03.