

BYLAW 5

Judicial Board

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1. General

- 1.1 The DPS shall have a Judicial Board composed of four (4) senior law students from McGill University
- 1.2 The Judicial Board shall consider complaints brought to it by members of the Daily Publications Society regarding actions on the part of members, committees, or directors, which are allegedly unconstitutional, or contravene the Bylaws of the DPS.
- 1.3 The Judicial Board shall consider questions from the Board of Directors regarding interpretation of the Constitution or the constitutionality of actions by directors or other DPS members.
- 1.4 The Judicial Board shall consider and render decision as to the constitutionality, interpretability, fairness and appropriateness of proposed amendments and/or fee referenda as provided in the Daily Publications Society Constitution and for procedures for AGM, SGM, elections and referenda.

2. Composition

- 2.1 The Judicial Board shall be composed of four senior law students, selected not later than May 1 (one) of each year, for terms not to exceed one year.
- 2.2 The Judicial Board shall be selected as described in Bylaw 4 of the Daily Publications Society

3. Referring matters to the Judicial Board: Procedure and Process

- 3.1 Daily Publications Society members may seek to have a perceived violation of the Constitution or Bylaws of the Society redressed by the Judicial Board.
- 3.2 This complaint must be filed in writing to the Judicial Board. The Judicial Board shall notify the directors of the complaint in writing, and make copies of the complaint available to those directors.
- 3.3 The Judicial Board shall establish a hearing date to consider the complaint.

- 3.4 The Board of Directors and the Plaintiff shall receive 5 (five) working days written notice of the hearing date.
- 3.5 At the hearing, the Plaintiff and the Defendant must be accorded reasonable and equal time to address the matter. The Judicial Board may hear comments from other parties.
 - 3.5.1 The Judicial Board may consider the opinions of professional legal counsel of the affected parties.
- 3.6 The Judicial Board shall consider the matter and render a majority decision within 4 working days. The decision must be submitted in writing to the Board of Directors, and the Plaintiff.
- 3.7 A Judicial Board member who dissents from the majority opinion shall submit a minority report to the Board of Directors and the Plaintiff.

4. Chair of the Judicial Board

- 4.1 The Judicial Board shall elect one of its members to be chair. The Chair is responsible for:
 - a) communication between the Judicial board and the CRO or election officers;
 - b) communication between the Judicial board and the DPS Board of Directors;
 - c) arranging and reporting results of hearings;
- 4.2 The Judicial Board will use accepted rules of procedure. •

Ce document est disponible en français.

The English text takes precedence over the French text, and the present version prevails in the case of major differences between either versions.