

MONSU CAULFIELD INC
STUDENT COUNCIL 2021
MEETING SC21.8

Held on Monday 23 August at 5:00pm
Zoom Meeting

MINUTES

PREAMBLE

Meeting Opens: 5:02pm

MONSU Caulfield acknowledges and pays respect to Elders past, present and emerging of the Boon Wurrung and Wurundjeri peoples of the Kulin nation, the traditional owners of the land on which MONSU Caulfield operates.

Present:	Anna Purtill, Wenhan Jia, Wendy Xue, Nora, Tiana, Selina, Harvey, Maxi, Hannah, Bridy, Icho, Alyssa, Georgia, Sylvia
Apologies:	
Absent:	Candice, Joey, Riley
Others:	Daniel Stonehouse, Lynette Nye

BUSINESS ARISING

Item	Description		
1	Minutes of Previous Meeting		
	Motion SC21.8-1		
	This Student Council accepts the minutes of SC21.7 as a true and accurate record of proceedings.		
	Moved: Maxi	Seconded:Georgia	For: All Against: Carried unanimously

Alyssa enters at 5:05pm.

GENERAL BUSINESS

Item	Description		
2	Annual General Meeting		
	Preamble: MONSU needs to pass its financial reports at an AGM, in line with the ACNC regulations. This meeting was originally held in May pursuant to clause 16.1 of the MONSU Caulfield Constitution however quorum was not reached. The date for this AGM is to be confirmed during Council.		
	Motion SC 21.8- 2		
	MONSU Student Council moves to convene an Annual General Meeting on October 4th at 2pm.		
	Moved: Hannah	Seconded: Harvey	For: all Against: Carried: Unanimously

Discussion:

Lyn and Anna agree that holding the AGM after exams allow the Comms team enough time to properly prepare notice and so on.

Julia is unable to make the 10am time slot. Council arrives at the conclusion that 2pm is best.

Action Items:

Item	Description		
3	Election Regulations		
	Preamble: These updated Election Regulations have been approved by the MONSU Caulfield Returning Officer.		
	Motion SC 21.8-3		
	MONSU Student Council moves to pass the MONSU Caulfield Election Regulations as attached, except 38.1.		
	Moved: Tiana	Seconded: Julia	For: All Against: Carried: Unanimously

Discussion:

Anna notes that her use of “approved” in the preamble is not accurate and states that the RO simply cited these Election Regulations and consulted with her on a couple of changes. Anna also asks for removal of all mentions of 2021 from these minutes in relation to Election Regulations, citing that these are not just for 2021 despite being amended in 2021. The regulations should be utilised each year, not just for the 2021 Election.

Additionally, Anna highlights concerns raised by Daniel Stonehouse regarding their perceived conflict of interest with how 38.1 is drafted. Accordingly, Anna states that while she doesn't share this perception, she suggests rewording this to ensure these concerns are addressed and the sentiment of electoral integrity remains while ensuring it is known that the regulation applies to all past teams and tickets from MONSU elections past. As such, the acceptance of the reworded 38.1 is moved to a new motion below, to be voted on separately.

Daniel asks Council to clarify how harassment will be avoided with the re-introduction of tickets given that previous elections have unfortunately involved on-campus assault, to which he has personally been subject, and students feeling intimidated. Maxi states in response that while this is incredibly unfortunate, she is confident that the decision of past Councils to move voting online will mitigate this entirely. Anna echoes this sentiment.

Alyssa asked whether front page voting for tickets will disadvantage individual candidates. Maxi states that by virtue of students being engaged in the student politics space, voting members will likely have spoken with the candidates they intend on voting for and will therefore understand that there is the option to vote for these candidates. Additionally, Anna stated that although the term is front page voting, we aren't sure what this will look like through an online voting system and all the candidates, belonging to a ticket or not, may actually appear on the same screen. We will confirm this when we can.

Daniel asks about the election timeline and potential disadvantage given that the regulations outline ticket re-registration opening 5 weeks before the election, this date having already passed. Anna states that given there were no tickets last year, this regulation is not relevant to the 2021 election. Instead, only ticket registration is applicable which fits with the timeline.

Action Items:

Lyn notes that MSL have not confirmed their ability to accommodate the reintroduction of tickets and ticket-voting and that this must be followed up immediately.

Item	Description
4	Election Regulations
	Preamble: To reflect change in wording. This regulation refers to Preference in Ticket Registration and is not transitional.
	Motion SC 21.8-4
	MONSU Student Council moves to amend 38.1 of the Election Regulations to read as follows: A student who ran for election under a ticket or common name

	in any previous MONSU election takes precedence in registering that ticket name for a MONSU election subject to regulation 18.3.		
	Moved: Hannah	Seconded: Bridy	Abstain: Alyssa For: All others present Against: Carried.

Discussion:

Alyssa asked how voting ballots would be managed so that students who are not women, not queer and not a person of colour don't vote for these positions. Lyn states that these positions are voted on separately to ensure this doesn't happen. Anna states that it will likely look similar to last year, that it is a top priority of MONSU to avoid this happening and that there are

Action Items:

CONFIDENTIAL BUSINESS

OTHER BUSINESS

Green Team Competition

Maxi speaks to this. The Green Team is leading an initiative for staff and reps to be working hard on sustainability while at home. This will be a competition whereby those competing log their sustainable behaviour such as using reusable grocery bags or recycling in Basecamp. The winner will receive a sustainable prize such as a keep kup.

Anna commends Maxi for her work in the Green Team.

Vaccine Campaign

Anna speaks to this. The Crisis Management Team are working with Comms and Creative to develop an informative campaign letting students know what their vaccination options are. Sylvia, Wendy and Julia will join Anna in determining the options available to our onshore international student cohort.

Constitution Updates

Anna states that a student has raised concerns with the University relating to Council's compliance with the Constitution. These concerns were mostly procedural issues such as notice of meetings and availability of documents.

In the process of responding to these, Anna notices that following the Constitution being changed in 2020 there are anomalies between the explanatory memorandum and the approved Constitution of which we now operate.

She will follow this up with Lyn with the view to seek legal advice.

PAPERS PROVIDED FOR INFORMATION

Attachment 1: Unconfirmed minutes of SC21.7

Attachment 2: MONSU Caulfield Election Regulations

DATE OF THE NEXT STUDENT COUNCIL MEETING: 14 September, time TBC

MEETING CLOSES: 5:56pm

MONSU CAULFIELD INC
STUDENT COUNCIL 2021
MEETING SC21.7

Held on Tuesday, 27 July 2021 at 12:00pm
Zoom Meeting

MINUTES

PREAMBLE

Meeting Opens:12:06PM

MONSU Caulfield acknowledges and pays respect to Elders past, present and emerging of the Boon Wurrung and Wurundjeri peoples of the Kulin nation, the traditional owners of the land on which MONSU Caulfield operates.

Present:	Anna Purtill, Alyssa Wheaton, Georgia Bradica, Joseph Kay, Maxi hunt, Nan Jiang, Tiana Schurmann, Ziyi Luo
Apologies:	Wen Xue (proxy to Julia), Harvey (proxy to Alyssa), Hannah (proxy to Maxi), Bridy (proxy to Maxi), Selina (proxy to Joey)
Absent:	Candice, Slyvia
Others:	Lynette Nye

BUSINESS ARISING

Item	Description	
1	Minutes of Previous Meeting	
	Motion SC21.7-1	
	This Student Council accepts the minutes of SC21.6 as a true and accurate record of proceedings.	
	Moved: Maxi Hunt	Seconded: Tiana For:All Against: Carried: Unanimously

GENERAL BUSINESS

Item	Description		
2	Student Feedback Project		
	Preamble: Lyn to provide context on that		
	Motion SC 21.7-		
	Moved:	Seconded:	For: Against: Carried:

Discussion:

Lyn spoke to this. Lyn suggested that, given the difficulty surrounding engaging students, we should understand a major project on student feedback on Caulfield campus. This process would involve contracting someone to undertake the project, with the outcomes being used to drive student experience on campus.

However, since tabling this item for discussion, Lyn believes it would be best to revisit the major piece in future given the current lockdown state.

Action Items:

Revisit in future.

Item	Description		
3	Staff Blended Work		
	Preamble: MONSU Caulfield has adopted a hybrid working approach for staff members who are concerned about COVID-related safety issues.		
	Motion SC 21.7-2		
	It is moved that the Student Council notes the blended work arrangement.		
	Moved: Georgia	Seconded: Icho	For: All Against: Carried: Unanimously

Discussion:

Lyn provided context to this. The University currently has an initiative in place whereby staff can choose flexible working arrangements, and MONSU intends to follow suit. Full time staff can choose up to two days working from home and three days working in the office, with the location of work being reflected in each staff member's calendar (i.e. WFH or In Office).

There will however be some expectations around particular staff departments being on campus. For example, Student Engagement will be expected to be in the office during O Fest.

Georgia asks if there are restrictions related to Student Representatives being in-office. The Crisis Management Team will give an update on this in the next few days.

Action Items:

Item	Description		
4	Appointment of OGL to run the 2021 Election		
	<p>Preamble: Vote to decide if OGL will help to manage MONSU Caulfield's 2021 annual election.</p>		
	<p>Motion SC 21.7-3</p>		
	<p>The MONSU Student council moves to appoint OGL to manage MONSU Caulfield's 2021 annual election.</p>		
	Moved: Maxi	Seconded: Julia	For: All Against: Carried: Unanimously

Discussion:

Action Items:

Item	Description		
5	Appointment of the Returning Officer		
	<p>Preamble: Vote to decide who will be the Returning Officer in the 2021 annual elections of MONSU Caulfield.</p>		
	<p>Motion SC 21.7- 4</p>		
	<p>It is moved that MONSU Student Council appoint Glen Donohue as the 2021 Returning Officer.</p>		
	Moved: Maxi	Seconded: Alyssa	For: All Against: Carried: Unanimously

Discussion:

Glen works for OGL so Lyn suggests to appoint him because he understands the election process.

The role of the Returning Officer is to manage the election; get reports, manage conflict between teams and candidates and so on. If they cannot solve an issue, it will go to the Election Tribunal.

No MONSU staff are allowed to be involved in the election process.

Action Items:

Item	Description		
6	Appointment of the Election Tribunal		
	Preamble: Vote to decide who will be the MONSU Caulfield 2021 Election Tribunal.		
	Motion SC 21.7-5		
	It is moved that MONSU Student Council appoint Marianna Parry of HWL Ebsworth as the MONSU election Tribunal for 2021 Annual Elections, subject to cost and availability.		
	Moved: Maxi	Seconded: Nora	Abstained: Icho For: All others present Against: Carried.

Discussion:

The Election Tribunal is called upon when the RO cannot solve an election issue.

Action Items:

Bridy joined the meeting at 12:34 pm

Item	Description		
7	Setting of the Election Polling Date		
	Preamble: Vote to decide the Polling Date for the 2021 Annual Elections of MONSU Caulfield.		
	Motion SC 21.7- 6		
	It is moved that the MONSU Student Council declares that the polling dates for the 2021 annual election will be 21 September, 22 September, 23 September and 24th September 2021.		
	Moved: Julia	Seconded: Bridy	For:All Against: Carried: Unanimously

Discussion

Anna suggested that polling be increased to four days to ensure all students have the opportunity to vote.

Action Items:

CONFIDENTIAL BUSINESS

OTHER BUSINESS

Item	Description		
8	Women's Officer Proposal		
	Preamble: MONSU Caulfield noticed the increased demand for the Women's Department and plans to lead further discussions on the establishment of a second Women's Officer.		
	Motion SC 21.7-		
	Moved:	Seconded:	For: Against: Carried:

Discussion:

Following consideration of the proposal, Bridy asks if the two Officers would work similarly to the two Queer Officers in the divvying up of tasks and responsibilities. Anna states that this is the intention; to have two Officers sharing management the Department, whatever that may look like.

Lyn states that if a second Women's Officer is established there will be 19 voting members of the Student Council which should be taken into consideration as it may become counterproductive if there were to be, for example, 19 opposing views on a matter. She also sheds light on the changing nature of the Rep roles and uses the now abolished Sport Officer as an example. Lyn reiterates the duties of General Representatives and how they are encouraged to assist the other portfolios.

Action Items:

Revisit in the next council meeting when Hannah is here.

Harvey joined at 12:56pm

Item

Description

9	POC Officer Proposal		
	<p>Preamble: The General Representatives have been compiling data and gathering feedback for consideration in regards to the establishment of a POC Officer. Anna is going to present the findings and lead a discussion on the potential establishment of this role, and another potential Student Representative opportunity.</p>		
	<p>Motion SC 21.7- 8</p>		
	<p>MONSU Student Council moves to establish a People of Colour Officer.</p>		
	Moved: Tiana	Seconded: Nora	For: All Against: Carried: Unanimously

Discussion:

Discussions are had regarding the naming of this position and whether POC or BIPOC is more appropriate. It was determined that People of Colour (POC) would be used, POC collectively referring to all people of colour or anyone who isn't white.

Action Items:

This Constitutional change must occur through special resolution at an SGM.

Item	Description		
10	Special General Meeting		
	<p>Preamble:</p>		
	<p>Motion SC 21.7- 9</p>		
	<p>This Student Council moves to convene a special general meeting of MONSU Caulfield pursuant to clause 17.1 of the MONSU Caulfield Constitution on August 20.</p>		
	Moved: Bridy	Seconded: Tiana	For: All Against: Carried: Unanimously

Discussion:

Anna proposes holding an SGM for two separate matters. The first matter is the establishment of the POC Officer, as discussed in this meeting. The second is regarding voting rights. Specifically, opening these up to make access to all students fair and equitable. This will ensure the Elections are truly democratic. Ultimately, all students will be able to vote and run in the election.

Action Items:

PAPERS PROVIDED FOR INFORMATION

Attachment 1: Unconfirmed minutes of SC21.6

Attachment 2: POC Officer Proposal

Attachment 3: Second Woman's Officer Proposal

DATE OF THE NEXT STUDENT COUNCIL MEETING: 17th Aug

MEETING CLOSES: 1:26pm

MONSU CAULFIELD INC
STUDENT COUNCIL 2021
MEETING SC21.6

Held on Wednesday 30th June 2021 at 4:00pm
Zoom Meeting

MINUTES

PREAMBLE

Meeting Opens: 4:05pm

MONSU Caulfield acknowledges and pays respect to Elders past, present and emerging of the Boon Wurrung and Wurundjeri peoples of the Kulin nation, the traditional owners of the land on which MONSU Caulfield operates.

Present:	Harvey, Anna, Alyssa, Selina, Nora, Julia, Maxi, Icho, Hannah, Sylvia, Tiana, Joey
Apologies:	Wendy proxy to Julia, Bridy proxy to Anna, Candice proxy to Icho
Absent:	
Others:	Lynette Nye, Georgia Bradia, Nils Bellarts

BUSINESS ARISING

Item	Description		
1	Minutes of Previous Meeting		
	Motion SC21.6-1		
	This Student Council accepts the minutes of SC21.5 as a true and accurate record of proceedings.		
	Moved: Hannah Cohen	Seconded: Maxi Hunt	For: All. Against: Carried: Unanimously.

GENERAL BUSINESS

Item	Description	
2	Table of Plenty Invoice	
	Julia to provide context.	
	Motion SC 21.6-2	
	This Student Council moves to approve the payment of \$96.00 for Table of Plenty sponsorship from budget line 9983.	
	Moved: Julia Jia	Seconded: Maxi For: All. Against: Carried: Unanimously.

Discussion:

Table of Plenty is one of the sponsors that we have been in contact with for a period of time and, following consultation, they agreed to provide MONSU 500 healthy rice cakes for \$96 dollars.

This stock has been picked up and stored in the MONSU Office to be given out to students in Semester 2.

Action Items:

Selina comes back on 4:29pm

Item	Description	
3	Vote for the new Welfare Officer	
	Following Motion SC21.5-4, the position of Welfare Officer became vacant pursuant to Clause 37.2. As such, nominations were opened and we are excited to announce that we received four applications. As such, we will hear from each of the applicants as to why they are the most suitable candidate for the role. Student Reps have considered their written applications prior to this Council Meeting.	
	We will then move to hold a vote by secret ballot.	
	Motion SC 21.6-3	
	This his Student Council moves to elect Georgia Bradica to the position of Welfare Officer pursuant to clause 37.6.	
	Moved: Maxi	Seconded: Icho For: All.

			Against: Carried: Unanimously.
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Discussion:

The four nominations received are: Selina Ho, Georgia Bradia, Emily Winslade and Nils Bellarts Emily is unable to attend this meeting.

The students each spoke one by one while the other students waited offline, “outside” the meeting.

Joey joined the meeting at 4:12pm

Selina spoke about her ability to fulfill this role and desire to help students with the current difficulties they’re facing.

Anna asks Selina how she plans to support students while she is currently overseas.

Selina pointed out that, because of COVID, the online support students need is feasible. They can ask questions online and get the same benefits as students on campus.

Nils spoke on his qualities and past experiences at MONSU, and highlighted that he has been involved with the Breakfast Club and the Food For Thought program. He believes the Welfare Officer plays an integral role in supporting students.

Georgia spoke about her ability and past experiences of volunteering during Breakfast Clubs in Semester 1 and other Welfare activities. She has so far really enjoyed helping students out of difficulties.

Selina, Nils and Georgia leave the meeting for the ballot to take place.

Anna receives the votes and Lyn confirms the outcome of the vote.

Tiana joined the meeting at 4:20pm

Action Items:

CONFIDENTIAL BUSINESS

OTHER BUSINESS

Slyvia left the meeting at 4:36pm

PAPERS PROVIDED FOR INFORMATION

Attachment 1: Unconfirmed minutes of SC21.5

Attachment 2: Invoice from Table of Plenty

DATE OF THE NEXT STUDENT COUNCIL MEETING: Tuesday August 27th 12pm

MEETING CLOSES: 4:37pm

Proposal for the Establishment of a second Women's Officer at MONSU Caulfield

Overview:

I am proposing the establishment of a second Women's Officer at MONSU Caulfield.

For clarification, I propose that this role would be implemented in addition to the hours completed by the current Women's Officer, essentially duplicating the role.

Background

As it stands, there is currently only one Women's Officer.

This year, as Women's Officer during my tenure so far, I have laid the groundwork for a productive and thriving department. I established a large community of passionate volunteers within the Women's Crew, planned, organised and ran a series of engaging events for Women, committed to initiatives such as the introduction of a Women's Lounge and established the @monsu.womens instagram managed by myself and run and contributed to by the Women's committee.

As a result of curating such a large and interactive department for the women-identifying students of Monash to interact with, the amount of work for one person to manage has grown exponentially.

Moreover, as someone currently in the role, I have noticed room for improvement that could be met with the implementation of a second Women's Officer going forward into 2022.

While I am satisfied with and proud of the work I have done within my role so far, I believe that capacity for greater impact could be expanded on with the introduction of a second women's officer, allowing for greater efficiency within the role.

Value of the Position

Having two women in the role of Women's Officer Caulfield campus will contribute to ensuring that the department properly represents and advocates for the needs of women-identifying students. This is because platforming two different women within the peak representative body that is MONSU with varied lived experiences innately allows for better diversity and representation.

Moreover, throughout my experience in this role, I can attest to the fact that the best initiatives that have come out of MONSU Women's have been ideas born from collaborative discussions with my committee members and Women's Officers within the other MSO's.

As much as this has helped me develop ideas, I still had to tackle the actualisation of these ideas on my own. Another dedicated team member in the form of a second officer would build this element of collaboration into the role, encouraging Women's officers to work together to execute and build on ideas collaboratively, which would excel MONSU Women's to an even higher standard.

As aforementioned in the 'Background' portion of this proposal, the workload of this role has expanded to a degree where I am more than often working well beyond my expected hours in order to see through prioritised initiatives.

This demonstrates that there is an essential need for greater element collaboration within the role itself in order to continue growing and expanding the trajectory of the Women's Department forward into the future while ensuring each officer sticks to their dedicated hours and thus avoiding burnout.

With a second Women's Officer, communication and teamwork will become an inherent part of the role, meaning the intense workload will be shared, meeting this need while continuing to improve the output of the department.

In conclusion, I believe that having two Women' Officers within MONSU will allow greater opportunities for women-identifying-students to be seen and heard during their time at university by doubling the talent, doubling the work ethic and doubling the representation.

Recommendation

I recommend that the MONSU Student Council moves to establish a second Women's Officer.

Hannah Cohen, Women's Officer

Proposal for the Establishment of a POC Officer at MONSU Caulfield

Overview

We are proposing the establishment of a People of Colour (POC) Officer at MONSU Caulfield.

Background

Earlier in the year, the Student Council held a goal-setting session in which they outlined various goals to be achieved before the end of 2021. One of these goals was the establishment of a POC Officer at MONSU Caulfield.

This goal was developed amid discussions regarding organisational growth in line with diverse and inclusive representation of the Caulfeild student body.

Following this session MONSU General Representatives Tiana Schurmann, Nan Jiang and Bridget Lee formed a working group aimed at compiling data and gathering feedback for consideration in regard to potential POC Officer establishment. However, data was not collected due to the inability to quantify this element of identity. Although we were able to gather feedback.

Anna reached out to the MONSU Crew with an expression of interest message for students of colour. She then spoke with some students one on one to talk about the goal and overall representation at Caulfield for people of colour. These students were excited at the prospect of the POC Officer role being created.

As a result, Anna discussed this proposition with the Student Council Executive at their meeting on July 6th. It was concluded that she would prepare a formal proposal to be presented at the next Student Council for the Representative's consideration.

Value of Position

As the peak representative body for Undergraduate students at Monash Caulfield, it's integral that MONSU represents students across all identities of race, sexual orientation, ethnicity, and gender. Having this representation on the Student Council has tangible effects on the functioning of democracy.

A truly representative student union enables more mindful, inclusive and comprehensive policy making and event and initiative planning while better achieving equity. Importantly, having a POC Officer on Council enables this individual to elevate the voices of their peers through their unique experiences, opinions and thoughts on academic and social matters, subsequently enhancing MONSU's ability to serve the needs of its members.

More specifically, there is an opportunity for a MONSU POC Officer to sit on various University committees. And, if not themselves, they will be able to collaborate with the MONSU

representative on each Council to ensure the voices of students of colour are considered in all discussions at all levels.

Put simply, no one understands the needs of a community better than the people in it. With a POC Officer established, Caulfield students of colour can look to MONSU and feel confident that they have an individual representing their interests who will be able to provide opportunities and resources specific to their needs.

Lastly, the establishment of this role fits with MONSU's diversity and inclusion vision; to grow the organisation in an equitable manner while amplifying the voices of all students safely and responsibly, and celebrating the unique community of Monash Caulfield.

Recommendation

We recommend that the MONSU Student Council moves to establish a People of Colour (POC) Officer.

Anna Purtill, President

Nan Jiang, General Representative

Bridget Lee, General Representative

Tiana Schurmann, General Representative

MONSU CAULFIELD INC.

Reg No. A0043840C | ABN 42 911 556 610

ELECTION REGULATIONS

1. Definition and Interpretation

1.1. Unless otherwise defined by these regulations or the Constitution:

1.1.1. "before" in reference to an election means before the first day of polling in that election;

1.1.2. "Constitution" means the MONSU Constitution as amended from time to time;

1.1.3. "election form" means any submission by a person seeking to participate in the election that is completed by them and provided to the Returning Officer by email, including but not limited to a nomination form or withdrawal form.

1.1.4. "election period" means the period of time between the appointment of a Returning Officer until the deadline for a person to appeal the result of an election as set out in these regulations has elapsed;

~~1.1.5. "election staff member" means the Returning Officer and Deputy Returning Officer jointly and severally;~~

Comment [AP1]: Administrative: this is the only reference to "Election staff member" in the regulations

1.1.6. "electoral roll" means a list of students in accordance with regulation 7 for the purpose of determining the eligibility of students to stand as candidates or vote in an election;

~~1.1.7. "member" and "student" has the same meaning as "member" in the Constitution;~~

Comment [AP2]: As student is defined in the Constitution, and these definitions apply "unless otherwise defined by...the Constitution" per regulation 1.1, this regulation as it currently stands is invalid.

1.1.8. “student” means any Monash student enrolled in a course at Caulfield or City (Melbourne) Campus and entitled to membership of MONSU;

1.1.9. “MONSU” refers to MONSU Caulfield Inc.;

1.1.10. “polling period” means period of time that members students may cast their vote “at a polling booth”, in accordance with a resolution of the Student Council described in regulation 8.1;

1.1.11. “publicity” means any material or information broadcasted or disseminated (other than verbal communication between one person directly to another) that a reasonable person would assume has a purpose of attempting to influence how or whether a member votes in an election;

1.1.12. a reference to a time means that time by the Telstra dial-it time service;

1.1.13. “campus” means Monash University Caulfield Campus;

1.1.14. “ticket” means a group of candidates who have registered to have their names set out on ballot under a common name;

1.1.15. “individual candidate” means any candidate not running on a ticket.

2. Authorising Provisions and Application

2.1. These regulations are made under clause 24 of the Constitution.

2.2. These regulations apply to the conduct of the annual elections as described by Part 8 of the Constitution.

2.3. In the event of an inconsistency between these regulations and the Constitution, the latter shall prevail.

Comment [AP3]: The term "student" is under-defined in the Constitution.

It is important that, despite the undemocratic limitations of MONSU's current members structure (which is owed to the misuses of power of previous MONSU administrations), all Monash Caulfield and City Campus students are able to access as much of the election process as possible.

Comment [AP4]: "at a polling booth" removed as digital ballot sent to student emails

"students" changed to "members" to reflect reality that only members can vote.

Comment [AP5]: Added as campus needs to be defined due to multiple references throughout the document, and reality that Monash has multiple campuses

Comment [AP6]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition. Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

Comment [AP7]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

2.4. In the event of an inconsistency between these regulations and all applicable laws, including but not limited to any public health directions or restrictions issued by Monash University, Victoria's Chief of Health Officer, or State Government, the latter shall prevail.

3. Appointment of Returning Officer

3.1. The Student Council must appoint a person to act as Returning Officer.

3.2. The Returning Officer must not:

3.2.1. be a member of staff of MONSU; or

3.2.2. have contested a MONSU election in the preceding five calendar years.

3.3. Once appointed, the Returning Officer may only be removed by an absolute majority of the Student Council during an election period on the grounds of proven misbehaviour or incapacity.

3.4. If the Returning Officer, resigns, is removed or dies during an election period, the Student Council must appoint a new Returning Officer as soon as is practical.

4. Responsibilities of Returning Officer

4.1. The Returning Officer:

4.1.1. is responsible for the conduct of the election;

4.1.2. may decide all matters not provided for in the Constitution or these regulations; and

4.1.3. is subject only to the Electoral Tribunal.

4.2. Any decision of the Returning Officer may be appealed to the Electoral Tribunal in accordance with regulation 35.

4.3. The Returning Officer must decide all questions of fact on the

balance of probabilities.

- 4.4. The Returning Officer must present a written report to the Student Council within 30 days of the declaration of results of the election.
- 4.5. The Secretary or General Manager must provide the facilities, resources, and assistance necessary to enable the Returning Officer to carry out their responsibilities under these regulations.

5. Deputy Returning Officers

- 5.1. The Returning Officer may appoint and remove Deputy Returning Officers.
- 5.2. A Deputy Returning Officer must not be appointed if they meet one of the categories set out in regulation 3.2.
- 5.3. Deputy Returning Officers are subject to the direction of and have the responsibilities determined by the Returning Officer.
- 5.4. The Returning Officer may delegate any responsibilities and powers under these regulations to a Deputy Returning Officer.

6. Delegation of Responsibilities to Members of MONSU Staff

- 6.1 The Returning Officer may delegate responsibilities to members of MONSU staff if they relate to the:
 - 6.1.1. receipt of election forms;
 - 6.1.2. displaying or dissemination of any election notices; or
 - 6.1.3. coordination with MONSU or University departments in deciding arrangements for the conduct of the election.

7. The Electoral Roll

- 7.1. The Returning Officer must obtain from Monash University a list of

Comment [AP8]: Repeal old regulation 7 and replace with new version.
This makes the Returning Officer's responsibilities much clearer for the election.
It also seeks to work around the undemocratic member structure of MONSU (introduced by the previous MONSU administration) that restricts voting to only those who have signed up to MONSU itself, rather than having democratic rights in MONSU by virtue of being a Caulfield student who pays SSAF fees that fund the organisation.
This provision will ensure all Caulfield and City Campus students have the greatest opportunity to vote in the MONSU annual elections, and greatly improve participation in MONSU elections.

all Caulfield and City (Melbourne) undergraduate students for the purpose of establishing an Electoral Roll of those eligible to vote and stand in the elections, provided they are members.

7. The Electoral Roll

~~7.1. MONSU must provide the Returning Officer with an electronic version of the electoral roll.~~

~~7.2. The electoral roll must contain, for student eligible to stand and vote in the election, the:~~

~~7.2.1. student ID; and~~

~~7.2.2. full name.~~

~~7.3. The Returning Officer must comply with any reasonable requests made by MONSU regarding the use and disposal of the electoral roll during and at the conclusion of the election period respectively.~~

8. Polling Dates, Times and Method

8.1. The Student Council must, either concurrently or prior to the appointment of the Returning Officer, set the dates of polling and the times of the polling periods for the election.

8.2. The dates of polling must be:

8.2.1. during the second semester of the University teaching calendar; and

8.2.2. at least three consecutive academic days.

8.3. The times of the polling period must be:

8.3.1. for at least five hours each day.

9. Election Timeline

9.1. Unless otherwise determined by the Returning Officer:

9.1.1. the notice of election must be issued on the Monday four weeks before the election;

9.1.2. nominations must open at 9am on the **Monday** **Wednesday** three weeks before the election and close at **4pm** **5pm** on the **Monday** **Tuesday** two weeks before the election;

9.1.3. policy statements may be submitted from 9am on the **Wednesday** **Monday** three weeks before the election and close at **4pm** **5pm** on the **Monday** **Tuesday** two weeks before the election;

9.1.4. submission of statements of distribution of preferences must open at 9am on the Monday the week before the election and close at 5pm on the Friday before the election.

9.1.5. applications for the re-registration of a ticket must open at 9am on the Monday 5 weeks before the election and close at 5pm on the Friday 5 weeks before the election.

9.1.6. applications for the registration of a ticket must open at 9am on the Wednesday 4 weeks before the election and close at 5pm on the Tuesday 3 weeks before the election.

9.2. The Returning Officer may only change the dates and times for matters prescribed in regulation 9.1 if:

9.2.1. the delay of either the appointment of the Returning Officer or the setting of the polling period by the Student Council would mean that the timeline prescribed by this regulation, if adhered to:

9.2.1.1. would cause hardship to potential candidates to participate in the election on the basis of the period of notice provided;

Comment [AP9]: Changes to reflect the shifted election timeline, owed to the re-introduction of tickets and requirements for sign-up periods.

4pm deadline shifted to 5pm to reflect other times in regulations and promote greater consistency.

Comment [AP10]: See comment above

Comment [AP11]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

Comment [AP12]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

9.2.1.2. would place the ability for the Returning Officer to properly conduct the election in jeopardy; or

9.2.1.3. is impossible to abide by on the basis that the date has already occurred; or

9.2.2. factors other than those related to the proper conduct of the Returning Officer, including but not limited to:

9.2.2.1. delays associated with being provided with either of the Electoral Rolls;

9.2.2.2. errors (including the failure to act) made by University or MONSU staff in the course of their conduct related to the administration of election; or

9.2.2.3. an otherwise unforeseen act not contemplated to occur during the election period that would make adhering to the timeline prescribed by this regulation either impossible or, in the view of the Returning Officer, result in the election being improperly conducted.

10. Forms

10.1. Where a form may be completed by participants in the election, it must be:

10.1.1. made available on the MONSU website; and

10.1.2. available from the Returning Officer upon email request.

10.2. Where a form may be submitted to the Returning Officer, it may be:

10.2.1. submitted directly to the Returning Officer in electronic form by email.

11. Notice of Election

11.1. The Returning Officer must give notice of the election by:

11.1.1. publishing a notice in any MONSU publication where possible; and

11.1.2. publishing a notice on the MONSU website.

11.2. In addition to regulation 11.1 the Returning Officer may also give notice of the election by causing an email to be sent to each student eligible to vote and stand in the election.

12. Eligibility to Stand

12.1. All members shall be eligible to stand in an election, subject to clauses 34 and 35 of the Constitution and this regulation 12.

12.2. Only members students who indicate they identify as a woman on their nomination form shall be eligible to stand for Women's Officer.

Comment [AP13]: ADMINISTRATIVE: Constitution only allows members to stand in MONSU elections, so the election regulations have been changed to make this clearer

12.3. Only members students who indicate they identify as queer on their nomination form shall be eligible to stand for Queer Officer.

Comment [AP14]: ADMINISTRATIVE: Constitution only allows members to stand in MONSU elections, so the election regulations have been changed to make this clearer

12.4. Only members who indicate they identify as a person of colour on their nomination form shall be eligible to stand for Person of Colour Officer.

Comment [AP15]: Added to reflect constitutional changes passed at SGM 20/08 to establish a new POC Officer role.

A POC Officer is essential to MONSU Caulfield's mission to be the most inclusive student union Caulfield students have ever seen.

12.5. If the University makes provision for the President to be an enrolled student of the university by virtue of holding this position and without being required to undertake studies, but subject to the statutes and regulations of the University, the President must be an enrolled student of the University.

12.6. From the opening of nominations until the close of nominations, a student can request that the Returning Officer check the Electoral Roll to determine if they are eligible to stand in elections.

12.7. The Returning Officer is required to give written confirmation of a student's eligibility status within 48 hours or as is reasonably practicable of the student contacting them with a valid request.

12.8. A request is valid only if:

12.8.1. the student requests the Returning Officer check their own eligibility to stand and no other student's eligibility to stand;

12.8.2. the student provides their student number; and

12.8.3. the request is made via email.

12.9 If the request is made via email the student must use their university student email account.

13. Nominations

13.1. Nominations must:

13.1.1. contain the full name, student number, email address and contact phone number of the candidate;

13.1.2. be nominated by another student; and

13.1.3. be seconded by another student.

13.2. For the purpose of regulations 13.1.2 and 13.1.3:

13.2.1. no student may nominate more than one candidate nominating for each individual position; and

13.2.2. no student may second more than one candidate nominating for each individual position.

13.3. As soon as practicable after receiving a nomination, the Returning Officer must:

13.3.1. verify that the person who has nominated is eligible to stand;

13.3.2. notify that person whether their nomination has been accepted or rejected; and

13.3.3. send them:

13.3.3.1. a copy of these regulations; and

13.3.3.2. the contact details for the Returning Officer.

13.4. The Returning Officer must reject nominations:

13.4.1. that do not comply with these regulations; or

13.4.2. where the person nominating is not eligible to stand for that position.

13.5. If the Returning Officer rejects the nomination, they must:

13.5.1. inform the candidate as soon as practicable; and

13.5.2. provide the reason for the rejection.

14. Uncontested Positions

14.1. If the number of eligible candidates for any position does not exceed the number to be elected, the Returning Officer must declare, as soon as practicable after the close of nominations, those candidates elected.

15. Ballot Draw

15.1. The Returning Officer must determine the order of candidates on the ballot paper as soon as practicable after nominations have closed and all candidates have been determined eligible to stand in the election.

15.2. Any **student member** may observe the draw.

15.3. The Returning Officer must:

15.3.1. email all candidates; and

15.3.2. cause a notice to be published on the MONSU website

Comment [AP16]: It is important that, despite the undemocratic limitations of MONSU's current members structure (which is owed to the misuses of power of previous MONSU administrations), all Monash Caulfield and City Campus students are able to access as much of the election process as possible.

15.3.3. stating when, where and how the draw will take place.

15.4. The ballot draw may be conducted by any method that makes a random selection, including an electronic pseudorandom number generator.

15.5. The ballot draw may be conducted by way of an online broadcast, so long as the details of the draw are communicated in accordance with regulation 15.3.

16. Withdrawal of Nomination

16.1. Candidates may withdraw their nomination at any time before the close of polling.

~~**16.2.** The Returning Officer must be satisfied that a withdrawal is bona fide as being completed by the nominating member before accepting the withdrawal.~~

Comment [AP17]: ADMINISTRATIVE: this clause is largely inoperable

16.2. The withdrawal takes effect on its acceptance by the Returning Officer.

16.3. If a candidate withdraws, the Returning Officer must proceed as if the candidate had never nominated (except any statement of distribution of preferences under regulation 19 lodged by the candidate remains valid).

16.4. If a candidate withdraws, the Returning Officer may modify ballot papers as necessary or appropriate.

17. Publication of List of Nominations Received

17.1 Within twenty-four hours after the close of nominations, the Returning Officer must make available a notice that lists the submissions received for each respective period.

17.2 The list of submissions must include any unsuccessful submissions, and the reason for the unsuccessful submission.

17.3. For the purpose of regulation 17.1, make available may include:

17.3.1 emailing the notice to candidates; and

17.3.2 causing the notice to be published on the MONSU website.

18. Tickets

18.1. Any student may apply to have a ticket name registered or re-registered if:

18.1.1. they have found at least 30 students who support the registration or re-registration of the ticket; and

18.1.2. the student has submitted the names, signatures and student numbers of those students before the deadline to submit a registration or re-registration of a ticket name

18.2. A student may only be a signatory to 1 ticket registration or re-registration.

18.3. A ticket name may only be registered if:

18.3.1. it is not misleading or deceptive

18.3.2. it is not contrary to law;

18.3.3. it is not racist, sexist, queerphobic, ableist or militaristic;

18.3.4. it does not contain the name of an organisation (including a club or society affiliated with MONSU) or is not so similar to the name of any department or division of MONSU or department or division of the University as to be confused with or mistaken for that name;

18.3.5. it is not the same as or does not incorporate another registered ticket name, or is not too similar to another registered ticket name as to be confused with or mistaken for that name;

18.3.6. it does not contain the word 'independent';

18.3.7. it does not contain the name of any person, or is not so similar to the name of any person as to be confused with

Comment [AP18]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

or mistaken for, or be reasonably associated with, that person

18.3.8. it is no longer than four words

18.3. The student who registers the ticket name is the initial authorised officer.

18.3.1 The authorised officer of a ticket name remains the authorised officer unless:

18.3.1.1. they nominate another student to be the authorised officer via application to the Returning Officer; or

18.3.1.2. the ticket is re-registered with a different authorised officer.

18.4. A student cannot be an authorised officer for more than one ticket and may not be a signatory to any ticket apart from the ticket of which they are the authorised officer.

18.4.1. If it is found that a student has been an authorised officer for more than 1 ticket, or is a signatory of any ticket other than the ticket of which they are the authorised officer, then that student cannot be an authorised officer for any of the tickets and all the tickets the student has registered as an authorised officer for will lapse.

18.5. A ticket name remains registered until:

18.5.1. the authorised officer requests that ticket name to be de-registered; or

18.5.2. the ticket name lapses because it has not been re-registered during the following year's re-registration period.

18.6. Tickets may only submit one nomination per individual position to be elected.

18.7. By 5pm on the Monday 4 weeks before the election, the Returning Officer must publish a list of all re-registered ticket names on the MONSU Caulfield website.

18.8. By 5pm on the Tuesday 3 weeks before the election, the Returning Officer must publish a list of all registered ticket names on the MONSU Caulfield website.

19. Statement of Distribution of Preferences

19.1. An individual candidate may submit a statement of distribution of preferences.

19.2. A ticket may submit a statement setting out the order in which preferences are to be distributed after being distributed to the ticket in accordance with regulation 27.6.

19.3. The Returning Officer must electronically display the completed statements on the MONSU website as soon as is reasonably possible before the annual election.

20. Publicity

20.1. This regulation applies for all publicity made available during the election period which can only be published electronically.

20.2. All publicity made by tickets or individual candidates must be submitted electronically by a student for written authorisation by the Returning Officer before it is made available to students electronically, it must state:

20.2.1. ~~the name and student ID of the member authorising the publicity~~ include the words "Authorised by" and the name of the Authorised Officer of the ticket that candidate is running under or the name of the individual candidate; and

20.2.2. include the words "Authorised by the Returning Officer"

20.3. The Returning Officer must not authorise any publicity that is:

20.3.1. offensive or derogatory;

20.3.2. misleading or deceptive;

~~20.3.3. written in a language other than English, unless it contains a direct translation in English of all text in a similar~~

Comment [AP19]: Added "individual" to reflect addition of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

Comment [AP20]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

Comment [AP21]: ADDED: this is to give effect to the re-introduction of tickets.

Further, this change is to remove the onerous nature of having to include the student number of candidates, as whether or not a candidate or authorised officer is a student is verified by the Returning Officer on receipt of their paperwork.

Comment [AP22]: REMOVED: this fundamentally racist regulation needs to be removed. It has no justifiable reason to exist and must be removed to fit with MONSU Caulfield's remit to become more inclusive.

~~style and size to the translated text; or~~

20.3.3. branded similarly to MONSU.

20.3.4. any publicity that ~~is predominantly red or~~ uses any part of the MONSU logo shall be considered to be branded similarly to MONSU.

Comment [AP23]: REMOVED "is predominantly red or" because MONSU's colour has changed from red to green

20.3.5. any publicity that is to be distributed physically

20.4. If a Returning Officer becomes aware that they have authorised publicity in breach of regulation 20.3:

20.4.1. they must revoke the authorisation by contacting the ~~member~~ Authorised Officer of a ticket or individual candidate who requested authorisation for the publicity; and

Comment [AP24]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

20.4.2. the ~~member~~ Authorised Officer of a ticket or individual candidate must cease making that publicity.

Comment [AP25]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

20.5. All publicity must not be made available prior to the close of nominations.

20.6. Electronic communication on social media is limited to comments, statuses and other like forms of communication being made on one page, profile, or other group established by tickets or individual candidates with the explicit purpose of promoting that ticket or individual candidate

Comment [AP26]: ADDED: ensures that online campaigning is fair and equitable across all candidates

20.7. Candidates making use of social media platforms for the purpose of the election must provide the Returning Officer the URL of each social media page and profile established for the purposes of promoting candidates prior to its use for publicity.

20.8. For the avoidance of doubt, regulations 20.6 and 20.7 do not apply to personal social networking profiles in the name of candidates where such communication has occurred within the confines of the profile itself.

Comment [AP27]: ADDED: in relation to regulation 20.5, this makes in clear that individual personal profiles will not be regulated in the same way.

20.9. Publicity must not include or otherwise involve:

20.9.1. badges;

20.9.2. stickers;

20.9.3. balloons;

20.9.4. live music;

20.9.5. food, drink, drugs or any other give away consumables (other than t-shirts);

20.9.6. the use of chalk;

20.10. This regulation does not apply to the Returning Officer.

21. Defamation

21.1. Neither MONSU or the Returning Officer indemnifies any person against liability for defamation in an election.

22. Publicity by MONSU Publications

22.1 Any MONSU publication (including Esperanto or other publication produced by MONSU from time to time) must not, from the opening of nominations to the end of polling:

22.1.1 advantage one or more candidate(s) and/or ticket(s);

22.1.2 disadvantage one or more candidate(s) and/or ticket(s);

22.1.3 contain any misleading or deceptive information about the election or any candidate(s) and/or ticket(s) involved in the election;

22.1.4 contain anything prohibited under regulation 32; and

22.1.5 be in contravention of regulation 20.

22.2 Any MONSU publication published from the opening of nominations to the end of polling must be reviewed by the Returning

Comment [AP28]: Added to give effect to the re-introduction of tickets

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

Comment [AP29]: See comment above.

Comment [AP30]: See comment above.

Officer before being made available to students.

22.3 If the Returning Officer determines that a MONSU publication is in breach of the regulations 22.1, the Returning Officer must ban the MONSU publication from being made available to students until the end of polling. If the MONSU publication has already been made available to students, the Returning Officer must ban the MONSU publication from circulation until the end of polling.

22.4 The Returning Officer must be given at least 48 hours to review any MONSU publication as required by regulation 22.2, before it is made available to students.

22.5 If the persons responsible for producing the MONSU publication fail to give the Returning Officer at least 48 hours to review any MONSU publication, the Returning Officer must ban the publication from being made available to students until the end of polling. If the MONSU publication has already been made available to students without the Returning Officer being given at least 48 hours to check it, the Returning Officer must ban the publication from circulation until the end of polling.

23. Policy Statements

23.1. Candidates may submit policy statements electronically during the time period specified in regulation 9.1.3.

23.2. Policy statements may contain:

23.2.1. text of no more than 200 words; and

23.2.2. a photograph of the candidate.

23.3. All policy statements must be submitted electronically to the Returning Officer and comply with any additional requirements determined by the Returning Officer.

23.4. The Returning Officer must publish an electronic election guide, containing all of the statements submitted in

accordance with this regulation.

23.5. The election guide must be made available electronically on the MONSU website.

24. Form of Ballot Paper

~~24.1. The ballot paper must be in the form of an electronic booklet. Ballot papers for the Queer Officers and Women's Officer will be separate.~~

24.1. The ballot paper must provide an option to vote on the cover page for tickets, and an option to vote for individual candidates.

24.2. The cover page of the booklet must;

24.2.1. list each ticket which has nominated at least 6 unique candidates;

24.2.2. provide instructions that give effect to the method of casting a candidate vote at regulation 27.2.1; and

24.2.3. make provisions for members to indicate they identify as:

24.2.3.1. a woman;

24.2.3.2. a queer student;

24.2.3.3. a person of colour;

for the purposes of regulation 25.

~~24.3. For every other position where more than one position is to be elected~~ For the individual candidate option:

24.3.1. a page must be contained in the electronic ballot booklet for that position;

24.3.2. the electronic page must list the candidates for that

Comment [AP31]: REPEAL AND REPLACE 24.1. enables ticket voting. The electronic ballot and separate papers for Queer and Women's is instead featured below.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student union and see this vision come to fruition.

Tickets in MONSU Caulfield were on a long staple before they were inexplicably stripped away from student elections in 2020. No formal reason was given for their removal, and follow the tradition of previous MONSU Caulfield elections that have been marred by a misuse of power.

Comment [AP32]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

Comment [AP33]: Add to reflect the repeal of the old regulation 24.1 and ensures that only students who identify as or with these identities vote for the people to represent their community.

Comment [AP34]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

Comment [AP35]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

position (and ticket if applicable); and

24.3.3. the electronic page must contain instructions that give effect to the method of counting candidate votes at regulation 27.2.2.

24.4. The electronic ballot paper for the Queer Officers must have in writing either above or below the ballot “Please only vote in this ballot if you identify as queer.”

24.5. The electronic ballot paper for the Women’s Officer must have in writing either above or below the ballot “Please only vote in this ballot if you identify as a woman.”

24.6. The electronic ballot paper for the People of Colour Officer must have in writing either above or below the ballot “Please only vote in this ballot if you identify as a Person of Colour.”

Comment [AP36]: Added to reflect constitutional changes passed at SGM 20/08 to establish a new POC Officer role.

A POC Officer is essential to MONSU Caulfield’s mission to be the most inclusive student union Caulfield students have ever seen.

24.7. For the avoidance of doubt, the Activities Officers shall be listed as separate single-member positions.

24.8. For the avoidance of doubt, the Queer Officers shall be listed as separate single-member positions.

25. Eligibility to Vote

25.1. All members shall be eligible to vote ~~for each position included in the ballot booklet referred to in regulation 23.1 (which, for the avoidance of doubt, will not include the Queer Officers or the Women’s Officer)~~

Comment [AP37]: Administrative: this is covered in proceeding regulations

25.2. Only members that identify as queer shall be eligible to vote for Queer Officers.

25.3. Only members that identify as a woman shall only be eligible to vote for Women’s Officer.

25.4. Only members that identify as a person of colour shall be eligible to vote for People of Colour Officer.

Comment [AP38]: Added to reflect constitutional changes passed at SGM 20/08 to establish a new POC Officer role.

A POC Officer is essential to MONSU Caulfield’s mission to be the most inclusive student union Caulfield students have ever seen.

26. Accessing Ballot Papers

~~26.1. The Returning Officer will advise the process of accessing the ballot papers.~~

26.1. All voting must be conducted by digital ballot sent by the Returning Officer to the student email of all undergraduate students enrolled in a course at Monash University Caulfield Campus or Monash University City (Melbourne) Campus via Monash University bulk email facilities.

26.2. The Returning Officer must include within the digital ballot the ability for students to sign up as a member of MONSU.

27. Method of Voting

27.1. Elections must use the optional preferential proportional representation method of election.

~~27.2. A voter may cast a valid vote by placing the number 1 against the same of the candidate of first preference for each position to be elected, and consecutively higher numbers against the names of as many other candidates of lower preferences in order as they wish.~~

27.2. A voter must indicate their order of preference for candidates by either:

27.2.1. placing the number 1 against the name of a ticket on the cover page; or

27.2.2. placing the number 1 against the name of the candidate of first preference and consecutive higher numbers against the names of as many other candidates of lower preference in order as they wish

27.3. For the purposes of regulation 27.2:

27.3.1. a number against the name of a **individual candidate and/or ticket** indicates a preference for that **individual candidate and/or ticket** ahead of all

Comment [AP39]: To ensure maximum voter participation in an online election, all students will have a ballot sent directly to their student email. This makes accessibility to participating in elections much higher than previous years.

Enabling students to concurrently sign up as members is an attempt to overcome the undemocratic restrictions imposed by the previous MONSU administration that only members can participate in MONSU elections.

Comment [AP40]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

Comment [AP41]: This helps to give effect to the re-introduction of tickets.

Tickets enable students who associate on a shared vision to come together and seek joint office of a student association and see this vision come to fruition.

Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, with no public reason cited for their removal. This undemocratic decision must be reversed.

individual candidates **and/or tickets** with higher numbers or no number against their name; and

27.3.2. a vote is formal even if:

27.3.2.1. the lowest number is not 1;

27.3.2.2. the numbers are not consecutive or;

27.3.2.3. numbers are repeated.

27.3.2.4. a vote is deemed formal until the voter's intention becomes unclear;

27.3.2.5. a cross against the name of an **individual** candidate **and/or ticket** where there is no number 1 or tick against the name of another **individual** candidate **and/or ticket** is to be taken to be the number 1;

26.3.2.6. a tick against the name of an **individual** candidate **and/or ticket** where there is no number 1 against the name of another **individual** candidate **and/or ticket** is to be take to be the number 1; and

27.3.2.7. a letter against the name of an **individual** candidate **and/or ticket** indicates a preference for that **individual** candidate **and/or ticket** ahead of all **individual** candidates **and/or tickets** with alphabetically subsequent letters or no letter against their name.

28. Counting of Votes

28.1. The Returning Officer must start counting immediately after the close of polling.

28.2. The Returning Officer is the only person who may be present during counting.

28.3. The Returning Officer must email all candidates and provide the time the electronic vote counting will be complete.

29. Method of Counting

29.1. Votes must be counted in accordance with the following procedure:

- 29.1.1.** each ballot paper must first be given the value of 1;
- 29.1.2.** the value of each ballot paper must be allocated to the continuing candidate against whose name appears the lowest number on the ballot paper;
- 29.1.3.** a ballot paper which does not show a valid preference for at least one continuing candidate is exhausted and may not be allocated further;
- 29.1.4.** a quota must be calculated at each stage of counting by dividing the total value of ballot papers allocated to continuing candidates by one more than the number of positions remaining to be filled and rounding up the answer so obtained in the sixth decimal place;
- 29.1.5.** if at any stage of counting a continuing candidate is allocated a value in excess of the quota; that candidate must be declared elected and each ballot paper allocated to that candidate must be given a new value obtained by multiplying its current value by the candidate's transfer value; and
- 29.1.6.** if at any stage of counting no continuing candidate is allocated a value in excess of the quota, the candidate with the lowest value must be eliminated. If there are two or more candidates with an equal value and no candidate has a lower value at an earlier stage of counting, the Returning Officer must determine by lot which of these candidates is to be eliminated.

29.2. The procedure in this regulation must be repeated in order until the number of positions to be filled is filled.

29.3. Informal votes:

29.3.1. may only be ruled informal by the Returning Officer; and

29.3.2. must only be ruled informal if:

29.3.2.1. it does not comply with regulation 27.2 – 27.3;
and

29.3.2.2. the voter's intention is not clear.

29.4. In this regulation:

29.4.1. “continuing candidate” means a candidate who has neither been elected nor eliminated;

29.4.2. “stage of counting” means when all ballot papers which have not been exhausted have been allocated to continuing candidates; and

29.4.3. “candidate's transfer value” is the elected candidate's value, less the quota at that stage of counting, all divided by the elected candidate's value.

30. Declaration of Election and Notification of Results

30.1. The Returning Officer must announce the provisionally declared result of the election immediately after counting.

30.2. As soon as is practicable after the results are provisionally declared, the Returning Officer must:

30.2.1. cause a notice of results to be posted on the MONSU website; and

30.2.2. email all candidates the notice of results.

30.3. The result of the election shall be automatically formally declared in accordance with the provisional declaration (or a subsequent declaration following a recount, if applicable) if:

30.3.1. the deadline for appeals against the result in accordance with regulation 36.1 passes and no appeal is submitted; or

30.3.2. any appeals against the result of the election in accordance with regulation 36 are dismissed by the Election Tribunal.

31. Recounts

31.1. A **student member** may lodge a written request with the Returning Officer for a recount of an election they are a candidate in within 24 hours after the election has been provisionally declared.

31.2. If the Returning Officer receives a written request for a recount in accordance with regulation 31.1, they must hold a recount as soon as practicable.

31.3. The Returning Officer must give at least 24 hours written notice of a recount to all of the candidates involved in that election.

31.4. Once a recount has been held and the election is declared, no candidate can call for any further recounts of that election.

32. Prohibited Conduct

32.1. This regulation applies ~~from the issue of the notice of election until the provisional declaration of results~~ **during the election period.**

Comment [AP42]: Election period is defined in the definitions section. This change is administrative and designed to bring this section in line with others related to conduct of candidates and campaigners during the election.

32.2. Any dishonest conduct in an election is prohibited.

32.3. Any conduct in an election that is misleading or deceptive, or that is likely to mislead or deceive a voter is prohibited.

32.4. Any conduct that is violent, abusive or threatening is prohibited.

32.5. Without limiting regulations 32.2 – 32.4, the following are

specifically prohibited:

- 32.5.1.** providing false information in or interfering with any form lodged with the Returning Officer;
- 32.5.2.** failing to comply with a direction of the Returning Officer, or a decision of the Electoral Tribunal;
- 32.5.3.** voting or attempting to vote except in accordance with these regulations;
- 32.5.4.** interfering with any document, record or equipment used to conduct the election;
- 32.5.5.** paying a person to campaign;
- 32.5.6.** violating the secrecy of the ballot;
- 32.5.7.** making any publicity available that is not in accordance with regulation 20;
- 32.5.8.** interfering with other candidates election publicity;
- 32.5.9.** campaigning by persons who are not Monash students **enrolled at Caulfield or Melbourne (City) Campus**;
- 32.5.10.** offering gifts;
- 32.5.11.** selling or exchanging goods;
- 32.5.12.** using MONSU facilities not generally available to students;
- 32.5.13.** damaging MONSU or University property;
- 32.5.14.** chalking;
- 32.5.15.** publicly criticising the Returning Officer or unfairly questioning their impartiality and/or competence;
- 32.5.16.** campaigning in a University library, **or anywhere**

Comment [AP43]: Added: Clarity surrounded who is permitted to campaign; only Monash Caulfield or Monash Melbourne (City) students.

Comment [AP44]: Added: Following discussion with the Returning Officer and in-line with University health advice and the current threat posed by the COVID-19 pandemic, MONSU Caulfield will continue to hold their student elections entirely online. Online elections during the deadly COVID-19 pandemic are of absolute necessity. Furthermore, the more contagious and deadly delta variant and a slow vaccination roll-out has eradicated the possibility for a safe and efficient on-campus election. It would be negligent of MONSU Caulfield to permit elections to be held on campus when the threat of COVID-19 to the safety and wellbeing of the Monash student cohort is so high.

else on campus (due to the ongoing COVID-19 pandemic);

~~32.5.17. campaigning in breach of regulation 31.1.~~

32.5.17. otherwise impeding the conduct of the election;

32.5.18. bullying behaviour by tickets, candidates or campaigners, including discrimination based on race, gender identity, religion, disability or sexual orientation;

~~32.5.19. a candidate acting under the direction, control or pervasive influence of any person who is not a student member entitled to vote under regulation 24.~~

32.6. The Returning Officer may direct any person breaching regulations 32.2-32.5, to cease doing so.

32.6. Any student may report a breach to the Returning Officer.

32.7. The person who has reported the breach must be given an opportunity to present their case.

32.8. Any person who has been reported must be given an opportunity to respond.

32.9. The Returning Officer may hear submissions from any other interested person.

32.10. The Returning Officer may, whether they find that there has been a breach or not, give such directions as they think appropriate.

32.12. If the Returning Officer finds that there has been a breach, they may:

32.12.1. reprimand the person;

32.12.2. report the person to the University's Safer Community Unit;

32.12.3. suspend the person from campaigning for a period of time;

Comment [AP45]: ADMINISTRATIVE: this regulation has no effect and is inoperable.

Comment [AP46]: ADDED: important as part of MONSU Caulfield's mission to be more inclusive than it ever has been before.

Previous MONSU elections have been corrupted by racist regulations and conduct. This regulation is vital to safeguard future elections from this type of conduct.

Comment [AP47]: ADMINISTRATIVE: following recommendations from the Returning Officer, this clause is being removed as it is redundant.

As "Caulfield" has been added to definition of Monash student in regulation 32.5.9, this regulation is now redundant as it is now clear that only Monash Caulfield students are permitted to campaign anyway.

32.12.4. disqualify the person from voting in that election; or

32.12.5. disqualify the person reported from campaigning or standing or campaigning and standing in:

32.12.5.1. that election; or

32.12.5.2. that election and a specified number of future elections; or

32.12.5.3. all elections.

32.13. In exercising their power in accordance with regulation 32.12.2 the Returning Officer must consider:

32.13.1. the severity of the breach;

32.13.1.1. in judging the severity of the breach, if a serious breach has occurred the Returning Officer shall apply at least one of regulation 32.12.3 - 32.12.5 to the person that committed the breach. For the avoidance of doubt a breach of regulations 31.4 or 31.5.1 – 32.5.5 shall be automatically considered to be a serious breach.

32.13.2. whether or not the person was dishonest in the course of their breach of the regulations; and

32.13.3. the likely number of votes influenced or affected as a result of the person breach of the regulations.

33. Appointment of Election Tribunal

33.1. The Electoral Tribunal must be constituted by an individual who:

33.1.1. has been admitted to practice as a barrister and solicitor of the Supreme Court of Victoria for at least 5 years.

33.2. Members of the Electoral Tribunal must not:

33.2.1. be a candidate in the election

33.2.2. be a currently enrolled student of the University; and

33.2.3. have contested any MONSU election in the five academic years prior to the year of election.

34. Procedure of Election Tribunal

34.1. The Election Tribunal may, subject to regulations 34.2 – 34.5, regulate its own proceedings.

34.2. Parties may not be represented unless the Election Tribunal decides that without representation a party will be unable to fairly put its case

34.3. Proceedings of the Election Tribunal, other than its formal decisions, are confidential and may not be reported.

34.4. Where in the view of the Election Tribunal it is unnecessary that a hearing be held, the Tribunal may without meeting give a direction or ruling.

34.5. Subject to subsection 67(2) of the *Associations Incorporation Reform Act 2012* (VIC), decisions of the Electoral Tribunal are final.

35. Appeals against Decisions of the Returning Officer

35.1. A student may appeal against a decision of the Returning Officer by writing to the Returning Officer within:

35.1.1. 4 hours of the decision if it was made during a polling period; and

35.1.2. 24 hours for all other decisions.

35.2. The Returning Officer must refer the matter to the Electoral Tribunal properly submitted in accordance with regulation 35.1

35.3. If a meeting of the Electoral Tribunal is convened, it must be held as soon as is practicable and necessary given the urgency of the matter.

- 35.4.** At the meeting the student appealing must be given an opportunity to present their case.
- 35.5.** The Returning Officer must be given an opportunity to respond.
- 35.6.** The Electoral Tribunal may call upon submissions from any other interested person.
- 35.7.** The Election Tribunal must then rule on the matter.
- 34.8.** The Election Tribunal must make the decision available to the Returning Officer and the appellant as soon as is practicable.
- 35.9.** The Returning Officer must display any decision on the MONSU website as soon as is practicable.
- 35.10.** The Electoral Tribunal may make declaratory rulings under this regulation.
- 35.11.** The Electoral Tribunal may not make any ruling under this regulation which alters the result of an election which has been declared if the appeal has been brought after the time set in regulation 36.1.
- 35.12.** The Returning Officer may appeal under this regulation against their own decision if subsequently satisfied it was wrong and if the decision is not otherwise able to be reversed.
- 35.13.** In this regulation “decision” includes omission and failure to act.

36. Appeals Against Results of Elections

- 36.1.** A student may appeal against the result of an election by writing to the Returning Officer within five days of the declaration of the election.
- 36.2.** A student may only appeal against the result of an election on the ground that there has been a defect in the conduct of the election which has materially affected the result.

- 36.3.** The Returning Officer must convene a meeting of the Electoral Tribunal within one week of being contacted.
- 36.4.** The Electoral Tribunal may only convene to hear an appeal if the Tribunal is satisfied there is a prima facie case.
- 36.5.** At the meeting the student appealing must be given an opportunity to present their case.
- 36.6.** The Electoral Tribunal may call upon submissions from any interested person.
- 36.7.** If the Electoral Tribunal is satisfied that there has been a defect in the conduct of the election that has materially affected the result it may order a new poll or polls or election or elections.
- 36.8.** The Electoral Tribunal may determine the timetable for a new poll or election ordered under regulation 36.7.

37. Validation

37.1. Subject to regulation 36:

37.1.1. no act, decision or election is invalid only because it was done, made or held after the time required by the Constitution; and

37.1.2. no act, decision or election is invalid only because it was done, made or held after the time required by these regulations.

37.2. For the purposes of regulations 37.1.1 “act” does not include an appeal.

38. Transitional clauses

38.1 A student who stood, officially or unofficially, under a common name in previous MONSU elections has first precedence in registering that ticket name for the 2021 MONSU elections, subject to regulation 18.3.

Comment [AP48]: This helps to give effect to the re-introduction of tickets. Tickets enable students who associate on a shared vision to come together and seek joint office of a student union and see this vision come to fruition. Tickets in MONSU Caulfield were a long staple before they were inexplicably stripped away from student elections in 2020, in which no formal reason was given for their removal. This helps students who have previously run under a shared vision to have first precedence to their common name.