

**Minutes of a meeting of Senate held on the above date at 1:30 p.m. in the Senate Chamber, Room E3-262 Engineering and Information Technology Complex**

---

**Members Present**

Dr. D. Barnard, Chair  
 Prof. S. Abeysekera  
 Prof. W. Akinremi  
 Prof. S. Alward  
 Prof. John Anderson  
 Prof. Judy Anderson  
 Prof. T. Anna  
 Ms. M. Artiga  
 Prof. J. Asadoorian  
 Prof. M. Ballance  
 Prof. T. G. Berry  
 Ms. C. Bone  
 Very Rev. R. Bozyk  
 Prof. M. Brabston  
 Prof. M. Campbell  
 Ms. N. Chislett  
 Dean D. Collins  
 Prof. K. Coombs  
 Dr. G. Cronin  
 Dean E. Dawe  
 Dean I. Diallo  
 Dean J. Doering  
 Ms. N. Duseigne  
 Prof. M. Edwards  
 Prof. J. Embree  
 Prof. E. Epp  
 Dean G. Feltham  
 Dean H. Frankel  
 Prof. A. Frederiksen  
 Prof. M. Gabbert  
 Prof. Y. Gong  
 Ms. T. Gottschalk  
 Dean N. Halden  
 Prof. B. Hann  
 Prof. N. Hansen  
 Prof. T. Henley  
 Ms. K. Holden  
 Prof. P. Hultin  
 Prof. M. Joyal  
 Dr. J. Keselman  
 Prof. S. Kirby  
 Prof. S. Kouritzin  
 Prof. D. Kuhn  
 Ms. M. Kuzmeniuk

Prof. J. Mactavish  
 Mr. C. Martel  
 Mrs. D. McCallum  
 Dr. R. McIlwraith  
 Prof. D. McMillan  
 Prof. A. McNicol  
 Prof. E. Milliken  
 Mr. M. Moreau  
 Dr. D. Morphy  
 Mr. M. Moustafa  
 Prof. J. Owens  
 Prof. J. Page  
 Prof. S. Pistorius  
 Prof. D. Polyzois  
 Prof. S. Prentice  
 Prof. M. Pritchard  
 Mr. R. Pudavick  
 Dr. I. Ripstein  
 Dean J. Ristock  
 Dean D. Ruth  
 Mr. A. Sabouni  
 Dean G. Sevenhuysen  
 Ms. M. Sitter  
 Prof. A. Sloane-Seale  
 Dr. D. Smith  
 Dr. R. Tate  
 Dean M. Trevan  
 Prof. J. Trottier  
 Prof. E. Troutt  
 Mr. J. Vroom  
 Dean L. Wallace  
 Prof. E. Walz  
 Dean J. Watkinson  
 Dean M. Whitmore  
 Prof. E. Worobec  
 Prof. A. Wright  
 Mr. C. Zhang  
 Mr. J. Leclerc,  
 University Secretary  
 Ms. M. Brolley,  
 Recording Secretary

**Assessors Present**

Dr. C. Blais  
 Mr. A. Bonar

Mr. P. Dueck  
 Dr. K. Grant  
 Prof. N. Hunter  
 Prof. B. McKenzie

**Regrets**

Ms. K. Adams  
 Dean C. Axworthy  
 Prof. S. Barakat  
 Ms. C. Bator  
 Mr. M. Bilodeau  
 Rector D. Bracken  
 Dr. P. Cattini  
 Dean D. Crooks  
 Dr. H. Dean  
 Prof. E. Etcheverry  
 Rectrice R. Gagné  
 Mrs. E. Goldie  
 Prof. P. Hess  
 Ms. J. Horner  
 Dean A. Iacopino  
 Dr. D. Jayas  
 Prof. K. Jensen  
 Prof. W. Kinsner  
 Prof. L. Kirshenbaum  
 Dr. R. Lobdell  
 Mr. J. Lyons  
 Prof. K. MacKendrick  
 Prof. K. Matheos  
 Ms. H. Milan  
 Prof. P. Nickerson  
 Dr. W. Norrie  
 Ms. P. Sampath  
 Prof. L. Simard  
 Prof. D. Smyth  
 Mr. J. Sopotiuik  
 Prof. T. Sullivan  
 Prof. C. Taylor  
 Mr. M. Tripple  
 Dr. K. Wiebe  
 Dean J. Wiens

**Absent**

Ms. J. Armah

Mr. J. Barlas  
 Dr. D. Burke  
 Dr. E. Cowden  
 Mr. R. Davidson  
 Mr. A. Easter  
 Dr. G. Gerbrandt  
 Ms. D. Harmer  
 Prof. G. Hatch  
 Dr. J. Hoskins  
 Mr. S. Huang  
 Prof. J. Irvine  
 Mr. J. Lacko  
 Dr. A. MacDiarmid  
 Mr. N. Marnoch  
 Ms. C. Peters  
 Ms. M. Rodrigue  
 Dean D. Sandham  
 Ms. S. Singh  
 Ms. D. Sirois  
 Dr. R. Soni  
 Ms. N. Umadat  
 Prof. J. Van Rees  
 Prof. M. Vrontakis  
 Dean D. Witty  
 Prof. A. Young

**Also Present**

Prof. B. Austin-Smith  
 Mr. D. Barbour  
 Ms. M. Carlberg  
 Mr. J. Danakas  
 Mr. S. Dorge  
 Mr. T. Dueck  
 Prof. R. Eskicioglu  
 Prof. M. Eskin  
 Ms. S. Foster  
 Prof. J. Guard  
 Mr. J. McGurran  
 Prof. M. McKay  
 Prof. J. Ristock  
 Prof. W. Robles  
 Dr. L. Smith

The Chair informed Senate that the speaker of the Senate Executive Committee was Professor Tom Berry.

I **MATTERS TO BE CONSIDERED IN CLOSED SESSION** - none

II **MATTERS RECOMMENDED FOR CONCURRENCE WITHOUT DEBATE** - none

III **MATTERS FORWARDED FOR INFORMATION**

1. **In Memoriam Dr. Michael Henderson** Page 17

Dean Trevan spoke of the passing of Dr. Mike Henderson on January 15, 2009, at the age of 74. Dr. Henderson was a quiet, modest and dedicated teacher who served the Department of Food Science as the Chair of the undergraduate and graduate studies committees in addition to his teaching and research efforts. Dr. Henderson was a devoted husband, father and grandfather who will be missed by many.

2. **Annual Report of the University Disciplinary Committee  
For the period September 1, 2007 to August 31, 2008** Page 18

The Chair noted that the University Disciplinary Committee is a committee of the Board of Governors; however, the report is submitted annually to Senate for information prior to its submission to the Board.

Professor Berry, Chair of the University Disciplinary Committee, spoke to the report indicating that it contains only those disciplinary actions taken within the University; any external or police action is not included in the report.

Professor Berry reported that the number of reported cases, in particular plagiarism cases, had declined from 2006/2007 to 2007/2008. He further commented that a large number of the cases reported under the heading of 'Professional Misconduct' relate to the misuse of university identification, particularly relating to the use of athletic facilities. As such, the committee will be instituting a new category entitled 'Misuse of University Services' to encompass this infraction and remove it from the category of professional misconduct. In addition, the committee will split the current 'Disorderly and Threatening Conduct' into two separate categories to distinguish the severity of these infractions.

Professor Berry pointed out a couple of minor errors in the report and will submit the changes prior to the report being forwarded to the Board.

3. **Report on Research Contract Funds Received** Page 69

4. **Items approved by the Board of Governors on  
January 27, 2009** Page 72

5. **Report of the Senate Committee on Awards** Page 73

The Senate Committee on Awards met on January 22, 2009, to approve 7 new offers and the withdrawal of 1 offer, as set out in Appendix A of the Report of the Senate Committee on Awards.

#### **IV REPORT OF THE PRESIDENT**

The Chair reported on the negotiations for the land lease as part of the Stadium Project are nearing completion.

The Chair provided an update on the release of the contract between the University of Manitoba and Navitas regarding the International College of Manitoba noting that this contract was entered into in 2007, pre-dating his time as President. Dr. Barnard noted that, shortly after the University entered into the Agreement with Navitas, certain members of the University community expressed an interest in seeing the Agreement itself. The University was not able to comply with this request, as the Agreement includes confidentiality provisions which only allowed the University's administration to disclose the contents of the Agreement on one of two conditions: (1) upon mutual agreement between the University and Navitas, or (2) if the University was compelled to release the Agreement by law. As the University was unable to attain the mutual agreement necessary to release the contract, it was not released. The University did post a framework document on the Provost's website which outlined pertinent details of the arrangement between the University and Navitas.

Subsequent to this, a FIPPA application was made requesting the document. As the University was contractually bound not to release the contract, the request was denied. The requestors then filed an appeal with the provincial ombudsman, who made a non-binding recommendation that the contract be released, withholding four sections which would compromise the business interests of the parties.

Since the ombudsman's recommendation was made, the University has worked with Navitas and obtained their agreement to release the contract to the requestors. The University has also secured Navitas' agreement to have a copy of the contract available in the Office of the University Secretary for interested members of the University community to review.

The President noted that the administration believes that the Ombudsman's recommendation is a good compromise between public accountability and protection of the business interests of a private company. On Monday of this week, the University informed the Ombudsman of the University's intent to follow her recommendation and will make the contract available to the requestors in the next day, and it will be available for review in the Office of the University Secretary later this afternoon.

The President noted that it is clear that the University is party to a legally binding Agreement with Navitas. It is also clear that there have been concerns raised by some members of the University community about the presence of ICM at the University. Acknowledging these two facts and seeking to reconcile them, he announced that he will be holding a town hall meeting for interested members of the University Community to discuss ICM. The date and time of this town hall meeting will be announced shortly.

On the question of how many copies of the agreement will be available and the length of the document, the document is 24 pages in length and there would be sufficient copies available as demand requires.

On the University's financial situation, the President reported that he had met on Tuesday with the presidents of other Manitoba universities and the Hon. Greg Selinger, Minister of Finance and the Hon. Diane McGifford, Minister of Advanced Education and Literacy. These two Ministers indicated that education is a priority in a difficult budget year which will have their commitment and the commitment of their cabinet colleagues. Dr. Barnard indicated that Manitoba has been somewhat sheltered from the market crisis and that the next year or two will likely see more pressure on the budget than this year.

On the report of Dr. Ben Levin on accessibility and tuition, the government has requested this report by the end of March; it is unclear whether it will be brought forth earlier or whether it will be released after the March 25<sup>th</sup> budget.

Regarding University investments, the pension investments continue to present challenges; the staff benefits committee continues to discuss this.

Referring to the recent federal budget, Dr. Barnard reported an increase in funds for infrastructure and scholarships. He further noted that he would be attending AUCC meetings soon further to the budget announcement. Mr. Bonar asked the Chair about the University's response to the federal budget eliminating funding for 40% of our graduate students. The President responded that some of this will be accommodated with the University budget; however, in the longer term, other solutions would be necessary.

**V QUESTION PERIOD**

No questions were received prior to 10:00 a.m. of the day preceding the meeting.

**VI CONSIDERATION OF THE MINUTES OF THE MEETING OF FEBRUARY 4, 2009**

Professor Gabbert requested additional time to listen to the audio recording of the last Senate meeting. Approval of the minutes of February 4, 2009, is deferred until the next meeting of Senate.

**VII BUSINESS ARISING FROM THE MINUTES - none**

**VIII REPORTS OF THE SENATE EXECUTIVE COMMITTEE AND THE SENATE PLANNING AND PRIORITIES COMMITTEE**

1. Report of the Senate Executive Committee
2. Report of the Senate Planning and Priorities Committee

**Page 78**

Professor Hunter reported that SPPC met on February 23, 2009, to consider five programs which will come forward to Senate in due course. These programs are from the Faculty of Graduate Studies, a PhD in Native Studies and a Master's in Physical Therapy, two undergraduate programs from Architecture, an Aboriginal Design and Planning option and an After Degree program, and a degree completion program from the School of Dental Hygiene.

**IX REPORTS OF OTHER COMMITTEES OF SENATE,  
FACULTY AND SCHOOL COUNCILS**

**1. Report of the Senate Committee on Instruction and Evaluation Page 79**

This report contains proposals from the Faculties of Human Ecology, Agricultural & Food Sciences, Engineering and Nursing. It was noted that the committee is reviewing Unsuitability By-laws in the Faculties of Social Work and Education. Other items with the committee include the SEEQ, student access to final exams, deferred exam policies and procedures and software for detecting plagiarism.

**Dr. Grant MOVED on behalf of the Committee: THAT Senate approve the Report of the Senate Committee on Instruction and Evaluation [dated January 22, 2009].**

**CARRIED**

**2. Report of the Senate Committee on Admissions Page 82  
RE: Faculty of Nursing**

This is a proposal to remove the option of using high school English and science credits to fulfill admission criteria for the Faculty of Nursing.

**Dr. Morphy MOVED on behalf of the Committee: THAT Senate approve the Report of the Senate Committee on Admissions regarding the Faculty of Nursing [dated January 21, 2009].**

**CARRIED**

**3. Report of the Senate Committee on Appeals**

Professor McNicol, Chair, Senate Committee on Appeals, reported that the Committee has heard 6 appeals since its last report to Senate in September. Without compromising the confidentiality of the appellant, the hearings involved:

1. Appeal by a student against a decision by the Faculty of Pharmacy to require withdrawal from the program. The grounds of the appeal were medical and procedural. The appeal was denied.
2. Appeal by a student against a decision by the Faculty of Nursing to deny re-evaluation of an examination. The grounds of the appeal were inconsistent Faculty procedures. The appeal was denied.

3. Appeal by a student against a decision by University One to deny a retroactive voluntary withdrawal. The grounds of the appeal were procedural and administrative errors. The appeal was denied.
4. Appeal by a student against a decision by the Faculty of Nursing to require withdrawal from the program. The grounds of the appeal were compassionate. The appeal was granted.
5. Appeal by a student against a decision by the Faculty of Engineering to not allow registration in concurrent courses. The grounds of the appeal were compassionate. The appeal was granted.
6. Appeal by a student against a decision by the Faculty of Engineering to deny selective retroactive voluntary withdrawals. The grounds of the appeal were compassionate. The appeal was denied.

One appeal by a student against a decision by the Faculty of Engineering was withdrawn by the appellant. One appeal by a student against a decision by the Faculty of Graduate Studies was withdrawn by the appellant as a resolution was found which was satisfactory to both parties.

The committee also determined that there were no grounds for hearing appeals by a student against a decision by the IH Asper School of Business or by a student against a decision by the Faculty of Science.

Currently, Professor McNicol noted, the Committee has three open files.

**4. Report of the Executive Committee of the Faculty of Graduate Studies on Course and Curriculum Changes Page 85**

**Dean Doering MOVED, seconded by Professor McMillan THAT: Senate approve the Report of the Executive Committee of the Faculty of Graduate Studies on Course and Curriculum Changes [dated January 28, 2009].**

**CARRIED**

**X ADDITIONAL BUSINESS - none**

**XI ADJOURNMENT**

The meeting was adjourned at 2:05 p.m.

These minutes, pages 1 to 6 combined with the agenda, pages 17 to 87 distributed earlier, comprise the minutes of the meeting of Senate held on March 4, 2009.

/mb