

## APPEAL OF DECISIONS BYLAW

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### PREAMBLE

In the course of carrying out their duties, the Board's employees are required to make many decisions affecting the education, health, or safety of a student. The failure to make a decision may, in fact, be considered a decision in that a non-decision may affect a student.

The School Act requires that the Board establish a procedure whereby a student or their parent(s)/guardian(s) may appeal decisions which significantly affect the education, health or safety of the student.

It is the position of the Board that appeal should be preceded by an appropriate consultative and problem-solving sequence but that such procedures should in no way constitute a barrier to appeal or final recourse to the Board.

### BYLAW

**THE BOARD REQUIRES THAT AN APPEAL OF ANY DECISION MADE BY ITS EMPLOYEES WHICH SIGNIFICANTLY AFFECTS THE EDUCATION, HEALTH OR SAFETY OF A STUDENT BE HEARD FIRST AT THE SCHOOL LEVEL AND THEN, IF NECESSARY, AT THE DISTRICT ADMINISTRATIVE LEVEL ON A CONSULTATIVE BASIS. IF THE MATTER CANNOT BE RESOLVED TO THE SATISFACTION OF THE STUDENT AND/OR THE STUDENT'S PARENT(S)/GUARDIAN(S), THE BOARD WILL THEN HEAR THE APPEAL.**

### OBJECTIVES

1. To safeguard the rights of students and their parent(s)/guardian(s) and to ensure their fair treatment.
2. To provide a means of appeal regarding decisions made by Board employees that may be considered to affect students adversely.

### REGULATIONS

1. When a student and/or parent(s)/guardian(s) of a student wishes to question a decision made by a Board employee on the grounds that it significantly affects the education, health, or safety of the student, they will consult with the employee who made the

decision.

2. If the matter is not resolved directly with the employee, the matter may then be discussed with the principal.
3. If the matter is still not resolved, the consultative process will continue with a member of the District administrative staff.
4. If consultation fails to satisfy the complainant, they must request in writing that the Board hear an appeal. The details pertinent to the appeal must accompany the request which shall be filed with the Superintendent.
5. The appeal will be held in camera by the Board in Committee of the Whole. The Board may request the presence of the complainant or any person(s) involved in the consultative process followed before the appeal.
6. The Board shall make a decision on the matter in question as soon as practicable after hearing the appeal and shall report that decision to the complainant.
7. The Board shall make any decision that it considers appropriate and such decision shall be final.

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Date Adopted: 1990-06  
Date(s) Revised: 2021-04-27

Cross References:  
Statutory: School Act 11  
Other: