



NORTH-WEST UNIVERSITY[®]
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NOORDWES-UNIVERSITEIT
INSTITUTIONAL OFFICE

Student Disciplinary Rules of the NWU

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Student Disciplinary Rules of the NWU

1 Vice-Chancellor or delegated member of institutional management committee as Chief Disciplinary Officer

- (1) The Vice-Chancellor or his or her delegate is the Chief Disciplinary Officer of the North-West University in terms of paragraph 81 of the Statute.
- (2) The Vice-Chancellor and every other disciplinary body of the University exercise their disciplinary competencies on behalf of the Council and Senate in accordance with the prescriptions of the Statute and these rules.

2 Disciplinary bodies of the North-West University are:

- (1) The Vice-Chancellor.
- (2) A Campus Rector.
- (3) A Disciplinary Committee for Student Affairs at the Institutional or Campus level.
- (4) A Students' Representative Council Disciplinary Committee at Institutional or Campus level.
- (5) A Residence Disciplinary Committee.
- (6) A housemaster or the head of a residence.
- (7) Another suitable committee.

3 Transgressions, laying charges and preliminary investigation

- (1) Except for cases involving less serious offences at residence level, any charge concerning the behaviour of a student as contemplated in paragraph 81 of the Statute is reported to the student judicial officer and/or the investigation officer designated by the Vice-Chancellor or his or her delegate for that purpose.
- (2) The investigating officer compiles an investigation report and submits it to the student judicial officer. The student judicial officer and/or the pro forma prosecutor makes a determination on whether to conduct a disciplinary hearing or not, and refers the matter to the correct forum.

4 Summary procedure

- (1) When the Vice-Chancellor or his or her delegate considers a charge, he or she may offer a student an opportunity to plead guilty before such a charge against the student is heard, informs the student accordingly and impose an appropriate penalty if the student pleads

guilty. The Vice-Chancellor or his or her delegate must determine whether the student admits all the elements of the offence and whether he or she really intends to plead guilty, before convicting the student.

- (2) The penalties that may be imposed in these cases are the penalties set out in paragraphs 6 (5), (6), (8), (10), (12), (13) (14) and (15) of these Rules, including the payment of a suitable amount to compensate for any damage, loss or costs caused by the student.
- (3) Before imposing a penalty, the student's personal circumstances, the nature, seriousness and the facts of the offence and the interests of the University as well as the aims of such a penalty, i.e. rehabilitation, retribution, prevention and deterrence, must be taken into account.

5 Provisional suspension

- (1) The Vice-Chancellor or his or her delegate, when he or she deems it necessary, may provisionally prohibit a student:
 - (a) against whom a charge is being investigated; or
 - (b) who has been convicted and penalised and has appealed against such conviction and/or penalty,for a period determined by the Vice-Chancellor or his or her delegate from entering any premises of the University or any part thereof, or to exercise a right or privilege that a registered student may have.
- (2) The provisional suspension contemplated in subparagraph (1) may last until such time as the:
 - (a) student presents, within two days from receipt of the provisional suspension (48 hours), reasons that are adequate in the discretion of the Rector for the provisional suspension to be uplifted;
 - (b) student is found not guilty by an appointed disciplinary body;
 - (c) student is found guilty and the appointed disciplinary body confirms the provisional suspension; or
 - (d) appeal of the student against a conviction and/or penalty is upheld.

6 Penalties

Disciplinary bodies of the University may, insofar as they apply to each body, impose any or a combination of the following penalties:

- (1) expulsion from the University;
- (2) suspension from the University for a period of time;
- (3) expulsion or suspension from a residence;

- (4) refusal of access to all or some of the buildings, premises, land or services of the University or admission only subject to specific conditions;
- (5) suspension from attending classes for a specific period, either totally or only in respect of specific course units;
- (6) refusal of admission to any examination or test occasion;
- (7) forfeiture of any marks already obtained and the cancellation of any subject or course unit;
- (8) imposition of a fine, which may not exceed an amount equal to the fees payable by the student for the particular year;
- (9) the payment of a suitable amount to compensate for any damage, loss or costs caused by the student;
- (10) disallowing of specific privileges as a student, with or without conditions that are justifiable on educational grounds and acceptable within the institutional culture of the University;
- (11) imposition of any suspended penalty, combination of penalties or other penalty that, from the educational point of view and in accordance with the institutional culture of the University, is reasonable and fair in the circumstances;
- (12) a severe admonition and caution;
- (13) referral to experts for psychological, pastoral or other diagnosis, therapy or aid;
- (14) remedial or other services that are deemed to be reasonable and justifiable under the circumstances from an educational perspective in line with the code of ethics of the University;
- (15) notification to all or specific other higher education institutions, appropriate occupational and/or professional bodies of the conviction and/or penalty;
- (16) endorsement of the student's academic record permanently or for a specific period of time; and
- (17) community service.

7 Procedure for hearing by Vice-Chancellor or delegate

- (1) Provided that the principles of natural justice are observed, the procedure for a hearing by the Vice-Chancellor or his or her delegate is arranged in a manner deemed fit by the Vice-Chancellor or his or her delegate.
- (2) Failure by a student to be or remain personally present at a hearing does not invalidate the proceedings.
- (3) A student who has to appear before the Vice-Chancellor or his or her delegate receives written notice thereof at least three (3) days prior to the hearing – excluding Saturdays,

Sundays and public holidays. The notice must specify the charges against the student in sufficient detail to enable the student to prepare for the hearing.

- (4) The notice of disciplinary hearing with due mention of the charges against the student may be sent via registered mail, electronic mail, fax or handed to the student personally. A notice sent to the student via registered mail, electronic mail or fax will be deemed received within five (5) business days of being posted, in the case of registered mail, or transmitted, in the case of electronic mail or fax.

8 Appeal against decision by Vice-Chancellor or delegate

- (1) A student may lodge an appeal against the conviction and sentence by the Vice-Chancellor or his or her delegate to an appeal committee for disciplinary affairs in accordance with the provisions of paragraph 84 of the Statute and subparagraph (2) below.
- (2) A written notice of appeal must be submitted to the office of the Campus Registrar within five (5) days of the decision appealed against, excluding Saturdays, Sundays and public holidays, indicating whether the appeal is aimed against the conviction or sentence or both, and indicating the grounds on which the appeal is based.
- (3) When a notice of appeal as contemplated in subparagraph (2) is received together with the report as contemplated in paragraph 9 of these Rules, the Institutional Registrar convenes an appeal committee to consider the appeal, consisting of a member of council, a member of the Institutional Senate and a member of the Institutional Management Committee.

9 Report on hearing by Vice-Chancellor or delegate

- (1) If a student appeals against a decision of the Vice-Chancellor or his or her delegate, the Vice-Chancellor or his or her delegate, or the student judicial officer or pro forma prosecutor must compile a report with details of the charge, the plea, evidence, material factual findings, including any aggravating or extenuating circumstances, the finding, the penalty imposed and the reasons for the decision.
- (2) The appellant is entitled to a copy of the report on payment of the costs involved, as determined by the Institutional Registrar.

10 Referral of disciplinary hearing by Vice-Chancellor or delegate

If the Vice-Chancellor or his or her delegate is of the opinion that the behaviour of the student, in the light of the circumstances under which it occurred and its effect on the general order and discipline of the University, is of a serious nature, he or she must refer the matter to a Disciplinary Committee for Student Affairs.

11 Feedback

Feedback on disciplinary affairs is given to the various disciplinary bodies, the Senate and the Council by the Vice-Chancellor, as required for the purposes of maintaining order at the University.

12 Hearing committees for student discipline

There are three Disciplinary Committees for Student Affairs, which are appointed by the Vice-Chancellor as Chief Disciplinary Officer for the Mafikeng, Potchefstroom and Vaal Triangle campuses.

13 Composition

- (1) The hearing committees contemplated in paragraph 12 consist of:
 - (a) the Campus Rector or the person delegated to in terms of paragraph 48(3) of the Statute, as chairperson; and
 - (b) two permanent academic staff members employed on the specific campus with at least the rank of senior lecturer or higher.
- (2) Any member who was involved in the charge or investigation must recuse himself or herself from the session at which the disciplinary matter is heard.

14 Function and competencies of hearing committees

- (1) A hearing committee has the competence after a conviction to impose a suitable penalty on a student in terms of paragraphs 79 and 80 and of the Statute and paragraph 6 of these Rules.
- (2) The Vice-Chancellor or his or her delegate may appoint a suitable person as a pro forma prosecutor for the hearing.
- (3) The person or persons contemplated in subparagraph (2) have no vote with regard to the decisions of the hearing committee.
- (4) The Chairperson of a hearing committee may appoint a secretary, who is not a member of the hearing committee, from among the staff of the University.

15 Venue of hearing

A hearing committee may carry out its activities at any venue on which the chairperson of the hearing committee may decide at the chairperson's discretion.

16 Time and duration of hearing

- (1) A hearing committee may carry out its activities on any day except a Sunday.
- (2) The chairperson of a hearing committee determines the time at which the activities will commence.
- (3) The chairperson of a hearing committee determines the hours during which the hearing committee will carry out its activities, but must obtain the consent of the student if the hearing committee wishes to continue with the case of the student concerned for longer than eight (8) hours per day.
- (4) A hearing committee may adjourn its activities or postpone them to another day or days, depending on the demands of the conditions of the case, provided that a request to

postpone a hearing will only be considered if there are good reasons for such request, at the sole discretion of the hearing committee.

17 Hearing

- (1) A student who has to appear before a hearing committee receives written notice thereof with due mention of the charge against the student at least three (3) days before the hearing – excluding Saturdays, Sundays and public holidays. The notice must specify the charges against the student in sufficient detail to enable the student to prepare for the hearing.
- (2) The notice of disciplinary hearing with due mention of the charges against the student may be sent via registered mail, electronic mail, fax or handed to the student personally. A notice sent to the student via registered mail, electronic mail or fax will be deemed received within five (5) business days of being posted, in the case of registered mail, or transmitted, in the case of electronic mail or fax.
- (3) Failure by a student to be or remain personally present at a hearing does not invalidate the proceedings.
- (4) The chairperson of a hearing committee controls the proceedings during the hearing in accordance with the rules of natural justice.
- (5) At the beginning of the hearing the chairperson must confirm that the committee is constituted in accordance with the relevant provisions of the Higher Education Act, 101 of 1997, as amended (“the Act”), the Statute of the University and these Rules.
- (6) After a hearing committee has been constituted, the chairperson may make decisions on the procedures the committee intends following, the venue or venues and times of the session in accordance with the provisions referred to in subparagraph (4), but no discussion of the merits of the case, the credibility and reliability of witnesses or the student, or of the penalties takes place at this stage.
- (7) The student has the right to attend the hearing and defend him- or herself and be assisted by another person.
- (8) A student does not have an automatic right to representation. A student or his/her representative may lodge a formal application for representation and the Committee has discretion to grant or refuse such an application provided that it exercises its discretion fairly and reasonably with due regard to:
 - (a) the circumstances of the particular case;
 - (b) the nature of the charges brought;
 - (c) the degree of factual or legal complexity of the matter;
 - (d) the potential seriousness of the consequences of an adverse finding;
 - (e) the legal background of the pro forma prosecutor; and
 - (f) any other relevant factors.

- (9) The proceedings contemplated in subparagraph (3), as well as the hearing committee's discussions of the issue of conviction or not, after all parties have closed their cases, and the hearing committee's discussions of an appropriate penalty, after conviction and the hearing of evidence to determine an appropriate penalty, takes place in the absence of the student, his or her representative, any witnesses and any other person who is not a member of the hearing committee.
- (10) When a student appears before a hearing committee, the chairperson announces that the hearing committee will conduct a hearing with regard to the alleged offence and explains the procedure to be followed during the hearing.
- (11) After the steps contemplated in subparagraph (6) have been completed, the student is informed verbally of the alleged offence which will be heard and the student is requested to plead guilty or not guilty.
- (12) Questions aimed at clarifying the admission or denial as contemplated in subparagraph (11), may be put to the student by the hearing committee.
- (13) If the charge is an offence of which the student has already been found guilty by a court of law, a copy of the conviction by that court, after the student has been identified as the person named in the record, is prima facie proof that the student did commit the contemplated offence.
- (14) Notwithstanding subparagraph (13), the student has the right to present evidence that he or she was erroneously convicted.
- (15) If the student pleads guilty to the alleged offence and the hearing committee accepts the plea, the hearing committee may find the student guilty and impose a penalty and must take into account the student's personal circumstances, the nature, seriousness and the facts of the offence and the interests of the University as well as the aims of such a penalty, i.e. rehabilitation, retribution, prevention and deterrence.
- (16) If the student pleads not guilty to the alleged offence, the hearing committee hears evidence presented by the pro forma prosecutor and the student.
- (17) The hearing committee may call and question witnesses, and recall and again question witnesses who have already given evidence.
- (18) In addition to subparagraph (17) evidence may also be received and considered by way of statements including documentary and physical evidence.
- (19) The hearing committee grants the student or his or her representative reasonable and fair opportunity to ask each witness questions and to ask questions concerning statements, documentary and physical evidence.
- (20) After evidence has been given on behalf of the University, the student is given an opportunity to testify and to call witnesses, provided that the student testifies before his or

her other witnesses, and that the student and such witnesses may be questioned by the hearing committee as well the pro forma prosecutor.

- (21) After the hearing committee has heard the evidence on behalf of the student, it grants the student or his or her representative as well as the pro forma prosecutor the opportunity to argue the matter of whether the charge has been proven or not.
- (22) After the hearing of the arguments contemplated in subparagraph (21), the hearing committee decides by majority vote whether or not the student is guilty of the offence, after taking into account all relevant evidence, including the student's plea explanation.
- (23) The chairperson announces the decision and also give reasons for the decision of the hearing committee to the student, and in the case of a conviction, the chairperson must offer the student and his or her assistant or representative as well as the pro forma prosecutor the opportunity to make submissions and/or to adduce evidence with regard to extenuating, aggravating and any other relevant circumstances.
- (24) After the hearing of the arguments contemplated in subparagraph (23), the hearing committee decides by majority vote on a suitable penalty by taking into account: the student's personal circumstances, the nature, seriousness and the facts of the offence and the interests of the University as well as the aims of such a penalty, i.e. rehabilitation, retribution, prevention and deterrence, as well as submissions regarding the student's previous official academic and disciplinary records, which have been acknowledged by the student.
- (25) The chairperson of the hearing committee informs the student verbally or in writing of the penalty imposed and must give reasons for the imposition of the penalty, and explains to the student the sentence and the opportunity for appeal in terms of paragraph 84 of the Statute.
- (26) The hearing committee may order that the lodging of an appeal does not suspend the guilty finding or the penalty imposed upon the student.

18 Report on hearing

The provisions of paragraph 9 of these Rules apply with the necessary changes to the chairperson of a hearing committee.

19 Appeals

- (1) A student may appeal against the decision and penalty imposed by a hearing committee in terms of the provisions of paragraph 84 of the Statute and paragraph 8 of these Rules.
- (2) An appellant may be assisted or represented by another person in preparing such an appeal.
- (3) The chairperson of an appeal committee determines the procedure that will be followed, provided that the rules of natural justice will be adhered to.
- (4) An appeal committee adjudicates an appeal on documents only.

- (5) Failure by an appellant to be or remain personally present at a hearing of the appeal does not invalidate the proceedings.
- (6) Any member who was also a member of a disciplinary body that dealt with the matter concerned in the first instance or in a previous appeal, or who was involved in the charge or investigation, shall not be a member of the appeal committee.

20 Plea and penalty agreements

- (1) The student judicial officer or the pro forma prosecutor may enter into a plea and penalty agreement with the student, provided that the hearing committee is not bound to the plea and penalty agreement and may accept or reject the agreement.
- (2) Should the hearing committee reject the plea and penalty agreement, the matter must be referred to a disciplinary hearing at the soonest possible date thereafter.
- (3) The hearing committee may consist of the same members who rejected the plea and penalty agreement.

21 Alternative disciplinary procedures

- (1) The Vice-Chancellor or his or her delegate, student judicial officer or the pro forma prosecutor, may, where the circumstances and merits of a specific matter warrant it, refer the matter for mediation between the relevant parties.
- (2) The Vice-Chancellor or his or her delegate, student judicial officer or the pro forma prosecutor, will determine the process of the mediation and may act as or appoint a mediator and where the circumstances and merits of a specific matter warrant, appoint a mediator with specific knowledge or expertise.

22 Existence and competencies of disciplinary bodies at student level

- (1) For each Students' Representative Council of the University there is a Students' Representative Council Disciplinary Committee that is, in terms of the Statute, these Rules and the constitution of the relevant Students' Representative Council, responsible for discipline.
- (2) The disciplinary competencies of sub-student councils and patroned committees are determined by these Rules, and by their constitutions and the relevant rules of such councils and committees, which were approved by the Students' Representative Councils, provided that constitution and the relevant rules of sub-student councils, patroned committees, Students' Representative Council and residence disciplinary committees are subject and subordinate to the Disciplinary Rules.

23 Composition and terms of members of Students' Representative Council Disciplinary Committee

- (1) The Vice-Chancellor or his or her delegate annually ratifies the composition of a Students' Representative Council Disciplinary Committee as follows, within two weeks after the term of such Students' Representative Council has commenced

- (a) One Students' Representative Council member responsible for discipline is appointed by the chairperson of the Students' Representative Council from the ranks of the Students' Representative Council.
 - (b) Three registered students who need not be members of the Students' Representative Council, one of whom must be the chairperson of a Residence Disciplinary Committee, are appointed by the Students' Representative Council member responsible for discipline.
 - (c) A housemaster or head of a residence.
- (2) If the housemaster or head of a residence cannot be present at a session of a Students' Representative Council Disciplinary Committee at which a Students' Representative Council member is charged, the Students' Representative Council member responsible for discipline appoints any other housemaster or head of a residence to serve as a member for that case.
 - (3) For each member in subparagraph (1) an alternate is appointed.
 - (4) The Students' Representative Council secretary or an alternate attends the proceedings of each Students' Representative Council Disciplinary Committee, but is not a member of the Students' Representative Council Disciplinary Committee and only take minutes of the meeting.
 - (5) If neither a member nor the alternate can attend a session of the Students' Representative Council Disciplinary Committee, any other member of the Students' Representative Council may be co-opted.

24 Composition and terms of disciplinary committees of sub-student councils and patroned committees of a Students' Representative Council

- (1) The management of each sub-student council or patroned committee annually appoints the disciplinary committee for such a sub-student council or patroned committee, unless the constitution or relevant rules of such a disciplinary body, where applicable, contain other prescripts on the composition of a disciplinary committee.
- (2) The prescripts of paragraph 21 (5) of these Rules apply with the necessary changes to disciplinary committees of sub-student councils and patroned committees.

25 Composition of disciplinary committees at residence level

- (1) Each residence management annually appoints a Residence Disciplinary Committee for the residence concerned in accordance with the prescripts of the residence's relevant rules.
- (2) The prescripts of paragraph 21 (5) of these Rules apply with the necessary changes to residence disciplinary committees.

26 Procedure for disciplinary bodies at student level

- (1) A Students' Representative Council Disciplinary Committee and a disciplinary committee of a sub-student council or patroned committee or a Residence Disciplinary Committee, with

the necessary changes, apply the disciplinary procedure in terms of paragraphs 7 and 17 of these Rules.

- (2) The prescripts of paragraphs 7(2) and (3) apply with the necessary changes to hearings of disciplinary bodies at student level.

27 Penalties

- (1) A Students' Representative Council Disciplinary Committee or the disciplinary committee of a sub-student council or patroned committee is competent in terms of paragraph 83 of the Statute and paragraph 6 of these Rules to impose any or a combination of the following penalties
 - (a) a monetary fine that may not exceed an amount as determined by the Dean and/or Director of Student Affairs, from time to time;
 - (b) a caution without a fine;
 - (c) temporary or permanent suspension of a student's membership of the Students' Representative Council concerned or of any sub-student council or patroned committee over which the Students' Representative Council concerned has authority or supervision; or
 - (d) partial or total withholding of certain privileges that the student enjoys in terms of the authority of the Students' Representative Council concerned.
- (2) Subject to the provisions of subparagraph (4), the chairperson of a Residence Disciplinary Committee may, in the case of less serious offences, impose a spot fine of no more than 25% of the maximum fine that could be imposed in a hearing by a Residence Disciplinary Committee for the offence, without the student having been heard by the housemaster, head of a residence or the Residence Disciplinary Committee.
- (3) Notwithstanding subparagraph (2) the student concerned may elect to be heard by the Residence Disciplinary Committee instead.
- (4) Failure to pay a spot fine within three days leads to an immediate hearing by the Residence Disciplinary Committee.
- (5) All cases where spot fines are imposed are also recorded in the disciplinary book contemplated in paragraph 30 of these Rules.
- (6) Failure by a resident of a residence to report damage to the residence or any residence property to the housemaster concerned or to the head of a residence, a house committee member or matron, immediately, constitutes an offence.
- (7) Should the University be required to repair the breakage, subject to paragraph 6 of these Rules, it will be at the expense of the student.
- (8) A resident has the right to pay the repair or replacement costs or to insist on a hearing by the Residence Disciplinary Committee.

- (9) A Students' Representative Council Disciplinary Committee and a disciplinary committee of a sub-student council or patroned committee or a Residence Disciplinary Committee may conditionally suspend any punishment imposed in part or in full.
- (10) A Students' Representative Council Disciplinary Committee and a disciplinary committee of a sub-student council or patroned committee or a Residence Disciplinary Committee may state as a condition for suspending a punishment that the student must render certain remedial services that are, in the opinion of the disciplinary body concerned and under the circumstances, from the educational point of view reasonable and fair and in accordance with the institutional culture of the University.

28 Appeal

- (1) A student who has been found guilty by a Students' Representative Council Disciplinary Committee may appeal to the Campus Rector, who will adjudicate the appeal together with the Dean/Director Student Affairs and another member of the Management of the relevant Campus.
- (2) A student who has been found guilty by a disciplinary committee of a sub-student council or patroned committee or a Residence Disciplinary Committee, has the right in terms of paragraph 84 of the Statute to appeal to the Dean or the Director of Student Affairs, who will adjudicate the appeal together with the President and Deputy President of the Student Council.
- (3) Such an appeal must be lodged in writing within five (5) days, excluding Saturdays, Sundays and public holidays, and the procedure in terms of paragraph 8 of these Rules applies with the necessary changes.
- (4) Any member who was also a member of a disciplinary body that dealt with the matter concerned in the first instance or in a previous appeal must recuse him- or herself from the session at which the appeal in this case is heard.

29 Report

- (1) The Students' Representative Council member for disciplinary affairs or his or her delegate should inform the Vice-Chancellor or his or her delegate of the results of the hearing as soon as possible after completion of a disciplinary case.
- (2) If a student appeals against the finding or punishment imposed by a Students' Representative Council Disciplinary Committee, the chairperson of the Students' Representative Council Disciplinary Committee must compile a written report containing details of the charge, the plea, the evidence, material factual findings, the finding, including any aggravating or mitigating circumstances, the penalty imposed and the reasons for the decision.
- (3) The appellant is entitled to a copy of the report contemplated in subparagraph (2) on payment of the costs involved, as determined by the Campus Registrar.

- (4) If a student appeals against the decision of a disciplinary committee of a sub-student council or patroned committee or a Residence Disciplinary Committee, paragraph 29(1), (2) and (3) of these Rules applies with the necessary changes.

30 Disciplinary book

- (1) For the purposes of paragraph 81(5) of the Statute of the University a Students' Representative Council Disciplinary Committee and the disciplinary committee of a sub-student council or patroned committee or a Residence Disciplinary Committee must keep a disciplinary book, in which the following with regard to every disciplinary case must be recorded
 - (a) the date, time and place at which the disciplinary body concerned sat and the names and student or staff numbers of the members of the disciplinary body;
 - (b) the full names, surname and student number of the student;
 - (c) a description of the nature of the alleged offence, stating the time at and place where it was allegedly committed, as well as the plea of the student;
 - (d) the names and student numbers of all witnesses and a brief summary of the evidence of each;
 - (e) the finding of the disciplinary body concerned as to whether the student is guilty or not as well as the reasons for the finding; and
 - (f) the penalty imposed, and if a fine was imposed, the date on which it is payable, as well as the receipt number with regard to the payment, which the student must show to the Students' Representative Council member for disciplinary affairs or the chairperson of the sub-student council or patroned committee or Residence Disciplinary Committee concerned within seven (7) days after the penalty was imposed.
- (2) A disciplinary book must be kept for inspection by any person who provides proof of an interest in a disciplinary case, with the Students' Representative Council secretary, or the chairperson of a sub-student council or patroned committee or a Residence Disciplinary Committee, as the case may be.

31 Disciplinary action by housemaster or head of residence

- (1) The housemaster or head of a residence, in addition to the fact that he or she may attend the proceedings of the Residence Disciplinary Committee concerned as a full member if he or she decides to do so, or was requested by the chairperson to be present, has independent disciplinary competence in terms of paragraph 2(6) of these Rules.
- (2) The housemaster or head of a residence determines, where possible in consultation with the chairperson of the Residence Disciplinary Committee, which charges he or she will hear and which charges will be heard by the Residence Disciplinary Committee.

- (3) Notwithstanding subparagraph (2), all serious charges and charges that did not occur in the residence concerned are reported to the student judicial officer for a decision.
- (4) The housemaster or head of a residence has the competence to impose the penalties contemplated in subparagraphs 6(8), (10) and (12) of these Rules.
- (5) A housemaster or head of a residence who exercises the disciplinary competence contemplated in subparagraph (1) keeps a written record of such action in terms of paragraph 29 of these Rules, and submits a written report on such action to the campus rector or Dean or Director Student Affairs.
- (6) Appeal against a decision by a housemaster or head of a residence is lodged with the Dean or the Director of Student Affairs who will adjudicate the appeal together with the President and Deputy President of the Student Council.

32 Continued liability for full fees

In all cases of offences and subsequent disciplinary steps that might entail, in terms of the provisions of the Statute and these Rules, the temporary or permanent total or partial suspension of rights and privileges, intervention in or interruption or termination of studies or non-acceptance in a residence, the student concerned forfeits any claim to the repayment, reduction or waiver of monies that have been paid or are payable to the University.

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