



*"Inspire learners, Integrate sustainability,
Involve community"*

SCHOOL DISTRICT NO. 64

PROCEDURE 205 Maintenance of Order

Section: Learning and Working Environment

Dates of Revisions:

Date of Adoption and

Resolution Number: June 13, 2018- 76/18

1. Pursuant to section 177 of the *School Act*, the Board authorizes (in order of descending authority) Principals, Vice-Principals, Teachers In Charge, teachers, custodians and others in its employ or acting under its direction to make such directions and to follow such courses of action as deemed appropriate for the protection of property, the protection of pupils and the maintenance of order. The aforementioned employees are authorized to order any person to depart promptly from such property whenever one of them reasonably believes that an individual:
 - a. poses a risk to the safety of students, staff or others in the school community;
 - b. presents significant and/or ongoing disruption to the operation of a school, a school function, or an educational program.
 - c. is damaging or is likely to damage property owned, rented, leased, or administered by the Board of School Trustees.
2. Where practicable, before issuing an order pursuant to section 177:
 - a. the responsible school official should first attempt to resolve the situation without issuing such an order; and
 - b. should communicate to the Superintendent of Schools or designate the intention to issue an order pursuant to section 177.
3. The responsible school official may issue a section 177 order without first completing the process outlined in subsections 2(a) and (b) if in the opinion of the responsible school official, it is not practicable or safe to do so
4. Where a person refuses to leave school district property after being directed to do so pursuant to section 177, or where there is reason to believe an individual may pose a threat to them, others, or to property, the responsible school official shall call for assistance from a peace officer.

5. Where an exclusion order under section 177 has been issued the principal or vice principal will notify the superintendent or designate, if prior notice has not been given.
6. A written record of the exclusion will be submitted to the superintendent by the official who issues the exclusion.
7. An individual excluded under section 177 can request a written copy of the Record of Exclusion form, and has the right to appeal the exclusion within 30 days of its issuance. The appeal will normally be heard within thirty (30) days of being filed (unless such time limit is extended on reasonable grounds). The order shall be appealed to the next level of administration issuing the order (i.e., an order of a principal may be appealed to a director of instruction; an order of an assistant superintendent may be appealed to the Superintendent of Schools; an order of the Superintendent of Schools may be appealed to the Board).
8. Where an order under section 177 may significantly affect the health or safety of a student, the student or the student's parent(s) may appeal the decision pursuant to section 11 of the School Act, in accordance with the Board's Appeal bylaw No. 3.
9. A decision on the appeal shall be rendered in writing, with reasons, within 14 days of the hearing of the appeal.
10. A decision on the appeal shall be rendered in writing, with reasons, within 14 days of the hearing of the appeal.
11. Any information in relation to a section 177 order will be collected, used or disclosed only in accordance with the provisions of the Freedom of Information and Protection of Privacy Act

References:

- School Act s. 177
- Provincial Guidelines on the Maintenance of Order under section 177 of the School Act
- School District No. 64 (Gulf Islands) Bylaw No. 3, Appeal Process
- Policy 203