

## E. RECONSIDERATION BY SAC

1. The Senate Appeals Committee is the final body of appeal in respect of academic matters at York University.

2. Where a Faculty reconsiders an appeal on SAC's instruction, appeal to SAC will be allowed on the same grounds as those mentioned under B.3 ~~§ 4.1.1~~, D

3. Where SAC renders a decision and there is evidence of procedural irregularity on the part of SAC, or new evidence as explained in B.3, either party (appellant or respondent) may apply to SAC to have the matter re-considered within 15 calendar days of the posting of the decision. SAC reserves the right to waive this deadline in special circumstances.

4. Requests for reconsideration of a SAC decision will be considered by a panel of three members of SAC who did not serve on the panel first hearing the matter.

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### 6 "3. GROUNDS FOR APPEALING A FACULTY DECISION TO SAC

Appeals to SAC for waivers of academic regulations or concerning academic honesty will be permitted **only on the grounds of:**

(a) **new evidence** i.e. evidence relevant to the decision made at the Faculty level but through no fault of the appellant not presented at that level. Generally speaking, events or performance subsequent to the Faculty decision are not to be construed as new evidence.

(b) **evidence of procedural irregularity** in the Faculty's consideration of the case, i.e. actions taken or not taken by a Faculty, its officers, committees, or members with respect to the previous disposition of the case which violate or nullify one or all of the following:

(i) normal and written procedures of the University, Faculty or Department concerned;

(ii) consistency in the Faculty's or Department's handling of cases substantially similar to that being appealed;

(iii) principles of equity, natural justice, or fairness, whether or not such violation occurred in accord with written or customary procedures. Appeals based on allegations of these last procedural irregularities should allege and demonstrate obvious bias or other misbehaviour on the part of the officers or agents of the University and for which redress was not provided by an authority which considered the case prior to the appeal to SAC.