

Motion to Allow Management Groups and Constituent Unions to hold Votes of No Confidence

Proposers: Hayley Wong (CGCU President), Alex Nielsen (Knowledge Sector Chair)

Seconders: India Marsden (Incoming Deputy President (Clubs & Societies), Arts and Entertainments Sector Chair), Milia Hasbani (Student Trustee), Matthew Hamer (Knowledge Sector Chair-Elect), Muntaha Naeem (ICSMSU President), Hilliam Tung (Incoming Student Trustee, UG Engineering Representative to Council)

The Union notes:

1. Under section G of the Bye-Laws, all motions of no confidence must be submitted to the Union Council, regardless of the origin of the motions.
2. A motion of no confidence must be voted on by the Union Council, and is considered a successful motion with a two-thirds voting majority.
3. A successful motion of no confidence dismisses the person in question from their union role, specified in the motion.
4. A person dismissed by a motion of no confidence may appeal to the Board of Trustees.

The Union believes:

1. The ability to carry out motions of no confidence is a necessary and integral part in ensuring the functionality of CSPs.
2. The requirement for all motions of no confidence to be submitted to the Union Council acts as an inhibitor for CSPs from carrying out necessary motions.
3. In order for motions of no confidence to function as intended, the barrier to submission must be amended.
4. While approximately 1/3rd of council members have roles relating to CSPs, usually all Management Group members are either current or former CSP volunteers, thus Management Group meetings are a more suitable forum to make decisions on confidence in CSP committee members

The Union resolves:

1. To amend the section G (Complaints & Discipline) of the Bye-Laws as described in Appendix A, amending numbering of clauses as necessary.
2. To mandate the Deputy President (Clubs & Societies) to update eActivities training articles, and any other documentation they consider appropriate, to reflect the ability to bring a Vote of No Confidence in a committee member of a CSP to the Management Group or Constituent Union that CSP falls under.

Appendix A

Section G (Complaints & Discipline) of the Bye-Laws is amended as follows:

1. Insert a new clause between old clause 24 and old clause 25:
A Management Group at a General Meeting, or a Constituent Union at a Management Group Meeting, may dismiss with a two-thirds voting majority any Member of the Union holding elected office within a Club, Society, or Project under their jurisdiction. A Management Group or a Constituent Union may not dismiss any of their own officers: such a motion must instead be brought to Union Council.
2. Insert a new clause between old clause 25 and old clause 26:
Motions of no confidence shall be proposed to a Management Group or Constituent Union General Meeting by one of the following people and methods:
 - i. *In the case of a Constituent Union, by a full Member of that Constituent Union, seconded by 20 full Members of that Constituent Union. The petition shall include the signatures or College identification numbers ("CIDs") and printed names, departments and years of the petitioners.*
 - ii. *In the case of a Management Group, by a full Member of any Club Society, or Project falling under the jurisdiction of that Management Group, seconded by 20 full Members fulfilling the same criteria. The petition shall include the signatures or College identification numbers ("CIDs") and printed names, departments and years of the petitioners.*
 - iii. *By the Union President.*
 - iv. *By the Chair of the Management Group or the President of the Constituent Union.*
3. Amend old subclause 26.6 to read (deleted portion struck, added portion underlined):
Be presented with its supporting petition to the relevant authority, at least 5 clear College days before ~~Union Council~~ the meeting of the body considering the petition.
4. Amend old clause 31 to read (deleted portion struck, added portion underlined):
A motion of censure or no confidence which has been voted on and rejected may not later be reconsidered by the ~~Union Council~~ body that originally considered that motion. A motion of no confidence which has been voted on and rejected by Union Council may not later be considered by a General Meeting of a Management Group or a Management Group Meeting of a Constituent Union.
5. Insert two new clauses between old clause 31 and old clause 32:
 - i. *Upon a successful vote of no confidence at a General Meeting of a Management Group or a Management Group Meeting of a Constituent Union, the relevant authority shall inform the Union Council of the vote at the Union Council's next meeting.*
 - ii. *A successful vote of no confidence at a Management Group or Constituent Union may be appealed at the next meeting of Union Council. The relevant authority must inform the defendant immediately following the successful vote*

of no confidence of their right to appeal to Union Council. In the case of an appeal, the vote of no confidence may only be upheld by a two-thirds majority.

6. Amend old subclause 32.1 to read (added portion underlined):
Minutes for a motion of censure or no confidence will only be used in regards to an appeal to Union Council and/or Board of Trustees. Minutes are to be retained for a minimum of 20 College days once an appeal has concluded.

7. Insert a new clause between old clause 28 and old clause 29:
Upon submission of a motion of no confidence for consideration by a General Meeting of a Management Group or a Management Group Meeting of a Constituent Union, the relevant authority must inform the Union Council Chair and Union President of the motion, either of whom may move the consideration of the motion to the next meeting of Union Council.

All numbering of old clauses and subclauses is given as in the currently published edition of the Bye-Laws (2018/19) [1].

[1] Imperial College Union Bye-Laws (Updated 2018/19)
<https://www.imperialcollegeunion.org/sites/default/files/Imperial%20College%20Union%20Bye-Laws.pdf>