

Administrative Procedure 357 SUSPENSION AND EXPULSION OF STUDENTS

Background

It is the responsibility of the Division to protect the educational environment of all our students, and to ensure that each student has the opportunity for educational success. This responsibility requires that the Division do whatever is necessary to ensure the safety of our schools; thus, the Division has developed the following procedures to be used in addition to the Education Act.

Suspension and expulsion of students will only be used for serious disciplinary infractions as outlined in the following procedures.

Procedures

1. A sincere effort shall be made by teachers and administrators to attempt to control and eliminate student misbehavior. Consequences for repeated or flagrant misbehavior shall be appropriate for the grade level of the student and the nature of the incident.

Suspension

36(1) A teacher or a principal may suspend a student in accordance with subsection (2) or (3) if in the opinion of the teacher or principal

- (a) the student has failed to comply with [section 31](#),
- (b) the student has failed to comply with the code of conduct established under [section 33\(2\)](#),
- (c) the student's conduct, whether or not the conduct occurs within the school building or during the school day, is injurious to the physical or mental well-being of others in the school, or
- (d) the student has distributed an intimate image of another person in the circumstances described in [section 1\(1.1\)](#).

(2) A teacher may suspend a student from one class period.

(3) A principal may suspend a student

- (a) from school,
- (b) from one or more class periods or courses,
- (c) from transportation provided under [section 59](#), or
- (d) from any school-related activity.

(4) When a student is suspended under subsection (3), the principal shall

- (a) immediately inform the student's parent of the suspension,
- (b) report in writing to the student's parent all the circumstances respecting the suspension, and
- (c) provide an opportunity to meet with the student's parent, and the student

if the student is 16 years of age or older, to discuss the suspension.

- (5)** A suspension may not exceed 5 school days, except in accordance with a recommendation for expulsion made by the principal under [section 37](#).

2012 cE-0.3 s36;2017 cP-26.9 s11

Expulsion

- 37(1)** If a student is suspended in accordance with [section 36](#), the principal may recommend, prior to the end of the student's suspension, that the board expel the student if

- (a) the student has displayed an attitude of wilful, blatant and repeated refusal to comply with [section 31](#),
- (b) the student has displayed an attitude of wilful, blatant and repeated refusal to comply with the code of conduct established under [section 33\(2\)](#),
- (c) the student's conduct, whether or not the conduct occurs within the school building or during the school day, is injurious to the physical or mental well-being of others in the school, or
- (d) the student has distributed an intimate image of another person in the circumstances described in [section 1\(1.1\)](#).

- (2)** If the principal recommends expulsion under subsection (1), the principal shall

- (a) immediately inform the board of the recommendation for expulsion, and
- (b) report in writing to the board all the circumstances respecting the suspension and the principal's recommendation for expulsion, and the student remains suspended until the board has made a decision under subsection (4).

- (3)** The student and the student's parent may make representations to the board with respect to the principal's recommendation to expel the student.

- (4)** The board shall, within 10 school days after the initial date of the suspension, make a decision

- (a) to return the student to school, class, a course or courses, transportation provided under [section 59](#) or a school-related activity, or
- (b) to expel the student.

- (5)** The board may expel a student under subsection (4) only if the principal has recommended that the board expel the student.


- (6)** If a student is expelled under this section, the expulsion takes effect immediately following the board's decision under subsection (4)(b).

- (7)** The board may establish rules or conditions for an expelled student respecting the circumstances in which the student may be enrolled in the same or a different education program.

- (8)** An expulsion or any rule or condition under subsection (7) may apply to a student beyond the school year in which the student was expelled.



- (9) When a student is expelled under this section, the board shall immediately notify, in writing, the student's parent, and the student if the student is 16 years of age or older,
- (a) of the expulsion and any rules or conditions that apply to the student, and
 - (b) of the right to request a review under [section 43](#).
- (10) When a student is expelled under this section, the board shall
- (a) ensure that the student is provided with a supervised education program consistent with the requirements of this Act and the regulations,
 - (b) ensure that the student is provided with supports and services in accordance with [section 33\(1\)\(e\)](#), and
 - (c) make all reasonable efforts to ensure the attendance of the student in accordance with [section 7](#).

Reference: Section 7, 11, 31, 32, 33, 43, 59, 222 Education Act Policy 13 – Appeals and Hearings Regarding Student Matters	Approved: 
	Date Approved: August 2006
	Reviewed or Revised: June 2023

Note: References shall be updated as required and do not require additional approval