1.0 PURPOSE

1.1 The definitions in this Appendix define the words used in the Sexual Violence and Misconduct Prevention, Education and Support policy and its procedures.

2.0 DEFINITIONS

2.1 Accommodation means the provision by the University of reasonable and appropriate academic, workplace or other measures that:

2.1.1 are provided to a member of the University Community affected by Sexual Violence and Misconduct;

2.1.2 are designed to meet that person’s needs resulting from an incident of Sexual Violence and Misconduct; and

2.1.3 do not infringe on the rights of others.

Examples of academic accommodation in teaching or evaluation procedures may include changing a tutorial section, project group or supervisor, providing an extension on an assignment, deferring an exam, authorizing withdrawal from a class without penalty or allowing continuing studies from home. An example of other accommodation may include changing residence rooms.

2.2 Complainant means a Survivor who makes a Report and initiates an internal process through the Sexual Violence Support and Prevention Office pursuant to section 8.5.2 of the policy.

2.3 Consent means clear, ongoing, and voluntary agreement to engage in sexual activities. Consent is informed, freely given, and actively communicated as demonstrated by words or conduct objectively assessed. For clarity, Consent:
2.3.1 is a freely given “yes”;
2.3.2 cannot be given by someone who is incapacitated, including for example a person who is asleep or unconscious;
2.3.3 can never be obtained through threats, coercion, or other pressure tactics;
2.3.4 can be revoked at any time, regardless of whether other sexual activities or agreements have taken place;
2.3.5 cannot be obtained if someone abuses a position of trust, power, or authority over another person; and
2.3.6 cannot be assumed from previous consent to the same or similar activities.

2.4 Disclosure occurs when a Survivor tells the Sexual Violence Support and Prevention Office or a member of the University Community that they have experienced Sexual Violence and Misconduct. This is not the same as a Report under section 8 of the policy which is intended to initiate a process.

2.5 Report means a Survivor telling the Sexual Violence Support and Prevention Office about an incident of Sexual Violence and Misconduct with the intention of initiating a process. This is not the same as a Disclosure, under section 7 of the policy, which does not initiate a formal reporting process. A Survivor who makes a Report and initiates an internal process through the Sexual Violence Support and Prevention Office will be referred to in that process as the Complainant.

2.6 Respondent means a member or members of the University Community against whom a Report has been made pursuant to this policy.

2.7 Sexual Violence and Misconduct is an umbrella term that encompasses a broad range of behaviour. It means a sexual act or an act targeting a person’s sexuality, gender identity or gender expression that is committed, threatened, or attempted against a person without the person’s Consent. Such behaviour may or may not involve physical contact. It includes but is not limited to: sexual assault, sexual exploitation, sexual harassment, stalking, indecent exposure, voyeurism, stealthing, and the distribution of sexually explicit photographs or videos of a person without their Consent.

2.8 Student includes any of the following: an undergraduate who is enrolled at the University for one or more of the last three terms and is eligible to continue in a program of study; a graduate student who is enrolled at the University in the current term and is eligible to continue; a graduate student who is on leave and eligible to enrol at the University when the leave ends; a visiting or exchange or special audit student who has been formally admitted to the University for the purposes of taking courses or to take part in an approved research term; a graduate student who is enrolled in courses at the University as a qualifying student; or a person enrolled at the University in a non-credit program or course.

2.9 Survivor means a member of the University Community who identifies as someone who has experienced Sexual Violence and Misconduct. The University recognizes that an individual may not wish to use the term Survivor and will therefore respect an individual’s preferred term, such as Complainant, Victim, or Discloser, in its interactions with that person. A Survivor can access
confidential assistance and support, referrals, and information from the Sexual Violence Support and Prevention Office and can request accommodation as defined in the policy, regardless of where or when the Sexual Violence and Misconduct occurred, or the parties involved.

2.10 **University (or SFU)** means Simon Fraser University.

2.11 **University Community** means all students and employees of the University and all people who have a status at the University mandated by legislation or other University policies, including research assistants, post-doctoral fellows, members of Senate and the Board of Governors, volunteers, visiting and emeritus faculty, and visiting researchers.