

Policy Number	7.3
Approval Body	Board of Governors
Policy Officer	VP Finance + Administration
Approval Date	November 2000

7.3 INSURANCE + INDEMNIFICATION

ENABLING LEGISLATION + LINKED POLICIES

University Act: Various Sections and specifically;

Limitation of liability

- Section 69 (1) An action or proceeding must not be brought against a member of a board, senate or faculties, or against an officer or employee of a university, in respect of an act or omission of a member of a board, senate or faculties, or officer or employee, of the university done or omitted in good faith in the course of the execution of the person's duties on behalf of the university.
- (2) In an action against a university, if it appears that the university acted under the authority of this Act or any other Act, the court must dismiss the action against the university.

Other Laws of General Application

OBJECTIVE

The objective of this policy is to define the limits to liability while performing bona fide duties in connection to the member's capacity as an Officer of the Emily Carr University of Art + Design (University), member of the Board of Governors (Board) or Senate.

SCOPE

This policy applies to the members of the Board, Senate and University Officers as determined by bylaw, policy or resolution.

POLICY

1. The Board and the Senate of the University shall be established in accordance with the *University Act*.
2. Every member of the Board, the Senate and Officers of the University as determined by the Act, bylaw, policy or resolution shall be covered by an Accident Insurance Policy. Benefits shall be payable if the accident arises while the member was performing bona fide duties in connection with the member's capacity as a Board member, Senate member or Officer.
3. Every member of the Board, the Senate and Officers of the University shall be covered under the University's general liability policy which includes Bodily Injury Liability, Property Damage Liability, Personal Injury Liability (libel, slander and defamatory statements included), Professional Errors and Omissions Liability, Cross-Liability and Defense costs.
4. No member of the Board, member of the Senate, Officers or any person acting under the authority of the *University Act* shall be personally liable for any damages suffered by a third party by reason of anything done or omitted to be done in good faith in the exercise of a power given by the *University Act*.