

BOARD OF GOVERNORS OF LAURENTIAN UNIVERSITY

Friday, October 21, 2022
9:00 a.m. to 10:45 a.m. – Closed Session
11:00 a.m. to 1:00 p.m. – Public Session

AGENDA

If you would like to observe the Public Session of the Board meeting
[PLEASE REGISTER HERE](#)

* After registering, you will receive a confirmation reply with connection details.

PUBLIC SESSION				
No.	ITEM	PG	LEAD	TIME
INFORMATION SESSION				
A.	Laurentian University at OUF		M. Berger	11:00 - 11:30
ACTION ITEMS				
1.	Adoption of Agenda	-	J. Bangs	11:30 – 11:35
2.	Declaration of Conflicts of Interest	-	J. Bangs	11:30 – 11:35
3.	<u>Adoption of Minutes</u> of the meeting held June 24, 2022, the Special meetings held June 29, 2022, July 13, 2022, July 19, 2022, July 28, 2022, August 15, 2022, August 30, 2022, September 7, 2022, September 14, 2022, September 21, 2022 and the electronic votes held July 20, 2022, September 9 (1 st) and September 9 (2 nd), 2022	12-57	J. Bangs	11:30 – 11:35
4.	Business Arising from the Minutes	-	J. Bangs	11:30 – 11:35
5.	<u>Executive Committee Recommendations:</u> 5.1 Adoption of a Consent Agenda for Board Meetings 5.2 Responsibilities for Governors of the Board and Members of Board Committees	58-67	D. Duval	11:35 – 11:55
6.	<u>Audit Committee Recommendations:</u> 6.1 Consolidated Financial Statements for Laurentian University of Sudbury for the Year Ending April 30, 2022	68-155	V. Cameron	11:55 – 12:25
INFORMATION ITEMS				
7.	Chair's Items	-	J. Bangs	12:25 – 12:35
8.	<u>President's Items:</u> 8.1 President's Report	-	R. Haché	12:35 – 12:45
WRITTEN INFORMATION REPORTS				
9.	Executive Committee: 9.1 Sexual Violence Annual Report of 2021-22 to the Board of Governors	156-166	D. Duval	
OTHER BUSINESS				
10.	Other Business	-	J. Bangs	12:45 – 12:50
ADJOURNMENT				
11.	Adjournment	-	J. Bangs	13:00

* Material will be provided at the meeting for items marked
** Material will be sent separately

BOARD OF GOVERNORS OF LAURENTIAN UNIVERSITY

Friday, October 21, 2022

9:00 a.m. to 10:45 a.m. – In Camera Session

11:00 a.m. to 1:00 p.m. – Public Session

Via Zoom

AGENDA

CLOSED SESSION				
No.	ITEM	PG	LEAD	TIME
ACTION ITEMS				
1.	Adoption of the Closed Agenda	-	J. Bangs	9:00 – 9:05
2.	Declaration of Conflicts of Interest	-	J. Bangs	9:00 – 9:05
ACTION and INFORMATION ITEMS				
3.	Chair's Items	-	J. Bangs	9:15 – 9:25
4.	CCAA Actions and Updates	-	R. Haché	9:25 – 10:45
ADJOURNMENT				
5.	Adjournment of Closed Session	-	J. Bangs	10:45
HEALTH BREAK				10:45– 11:00

* Material will be provided at the meeting for items marked

** Material will be sent separately



	Friday	Saturday	Sunday	TOTALS
	Actual Count	Actual Count	Actual Count	Actual Count
2022 Fair	N/A	41,121	37,502	78,623
2019 Fair	31,869	47,334	41,135	120,338



Some notes on the event...

- All leads collected received an email invitation to register for Open House on October 22nd
 - *Ishmeet, Pieter, Melissa, Danielle & Roch to discuss improvements to our system*
- Roughly 90% of the leads collected were current Grade 12 students
- Predominantly, individuals identified their 'language of correspondence' as English
- More individuals from Laurentian University **not** the road forward
 - *Booth space remains the same, adding Laurentian representatives will clog the process*
 - *Student ambassadors are key*
 - *Alumni ambassadors were a great success*
- 2 motions put forward by Pieter to the SCSR and OUAC;
 - *Keep the event as a 2-day event (Saturday/Sunday)*
 - *Friday seen by the entire group as unnecessary to continue*
 - Determine if there is space for an APSIP booth
 - *Currently, APSIP is in a presentation room which isn't overly visible*



What comes next...

- Fall Travel continues!
 - *Roughly 125 individual visits have taken place in high-schools across Ontario*
 - *450 visits remain between now and December*
 - *Mostly 101 oriented*
- LUOnline for October/November
 - *4 presentations per month*
 - *Pushing an increase for 2023W (First intake of the cycle)*
 - *Virtual presentations have roughly 7-15 participants at each session*
- Ontario University Regional Fairs
 - *OURF in NW/NE Ontario were last week and this week*
 - *Ottawa, Hamilton/Niagara, Southwestern Ontario in the coming weeks*
- Open House
 - *Fall Open House – Saturday Oct. 22 from 10-3*
 - *New initiatives for Parents at the event being discussed*
- Parent Night
 - *Early December – virtual/in-person*



What comes after that...

- 105 Travel Season
 - *Pathways and College events begin in January*
 - *All colleges visited*
 - *LUOnline presentations continue*
- March Open House
 - *Conversion-oriented event*
- Faculty Contact Campaigns
 - *'Interview a professor'*
 - *Email campaigns to conversion targets (2/3rd choice)*
- Review our approach
 - *2023/2024 is right around the corner...*
 - *Reviewing the approach to better include Graduate Studies, Online Outreach, Fewer in-person visits, more access to campus, more focus on our 105/LUOnline*



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IN CAMERA SESSION

The Chair pro tempore of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the meeting to order at 9:05 a.m. and confirmed quorum. Mr. Bangs then invited Martin Bayer to open the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Vernon Cameron and seconded by Eric Chappell.

THAT the meeting of the Board of Governors move In Camera.

Carried

IN CAMERA ACTION ITEMS

1. Adoption of Agenda

The Chair pro tempore of the Board, Jeff Bangs noted that, at the request of the Provost that Agenda Item 3.1 Appointment of the Associate Vice-President Academic, Indigenous Programs be tabled from the agenda to come back to the Board.

RESOLUTION: Moved by Robert Brouillette and seconded by Don Duval.

That the Amended Agenda be approved as presented.

Carried

2. Declaration of Conflicts of Interest

The Chair pro tempore of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. None were declared.

3. Chair’s Items

In his opening comments, the Chair pro tempore noted that he had recently received a letter on behalf of the Board of Governors sent by Bharti School of Engineering Advisory Board regarding the accreditation of the school’s engineering programs

Mr. Bangs invited Drs. Haché and Berger to provide Members with an update regarding the ongoing consultations held with the Faculty Dean to ensure accreditation is appropriately maintained and requirements met.

4. CCAA Updates

The Chair pro tempore gave a brief overview of the meeting agenda, then invited the President and Vice-Chancellor, Dr. Robert Haché, to introduce the advisors who were providing updates to the Board. Amongst those providing updates on various CCAA-related items were University Counsel, DJ Miller and Counsel, Mathew Lerner.

MOTION: Moved by Don Duval and seconded by David Harquail.

THAT the meeting of the Board of Governors move out of In Camera.

Carried

5. Adjournment of in Camera Session

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 10:45 a.m.

PUBLIC SESSION

The Chair pro tempore of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the regular meeting of the Board of Governors session to order at 11:03 a.m. and confirmed quorum. Mr. Bangs then invited Martin Bayer to open the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognize that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

INFORMATION SESSION

A. Research at the Mineral Exploration Research Center (MERC)

Chair pro tempore, Jeff Bangs, invited Vice-President, Research, Dr. Tammy Eger to introduce Professor Ross Sherlock, Chair Exploration Targeting and Director MERC, Metal Earth in the Harquail School of Earth Sciences. Supported by a detailed presentation, Dr. Sherlock discussed the mandates, roles, and positive impacts of the work of the MERC and Metal Earth, in both domestic and international arenas.

ACTION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by Don Duval and seconded by Robert Brouillette.

That the agenda be approved as presented.

Carried

2. Declaration of Conflicts of Interest

The Chair pro tempore invited members of the Board to declare any conflicts of interest. The Vice-Chair, Robert Brouillette, declared a personal conflict regarding Agenda Item 6.1 and noted that he would recuse himself from the meeting for the duration of its discussion. Voting members

Eric Chappell (SGA) declared a personal conflict with Agenda 5.2 and Hemliss Konan (AEF) declared a personal conflict with Agenda Items 5.1 and 5.2. No other conflicts were declared.

3. Approval of Minutes

RESOLUTION: Moved by Vernon Cameron and seconded by Martin Bayer.

THAT the Minutes of the meeting held April 22, 2022, the Special meetings held April 27, 2022, May 2, 2022, May 9, 2022, May 16, 2022, May 18, 2022, May 24, 2022, May 26, 2022, May 31, 2022, June 2, 2022, June 9, 2022 and the electronic vote of May 14, 2022 be adopted as presented.

Carried

4. Business arising from minutes.

There was no business arising from the minutes.

ACTION ITEMS

5. Finance Committee Recommendations:

5.1 Tuition Fees for International Students 2022-2023

5.2 Compulsory Ancillary Fees for 2022-2023

The Chair pro tempore invited Interim Vice-President, Finance and Administration, Michel Piché to introduce items 5.1 and 5.2 respectively.

5.1 Tuition Fees for International Students 2022-2023

Mr. Michel Piché provided Board Members with detailed background about the tuition fee structure for international students at Laurentian University in relation to the Provincial Tuition Framework. He noted that the Framework does not apply to international students and, as a result, Ontario universities could individually regulate their international undergraduate and graduate tuition fees on a competitive basis.

Ms. Piche indicated that as a result of the impacts of both the CCAA proceedings and the COVID-19 pandemic, Laurentian is working to promote the recruitment of undergraduate and graduate international students with a focus on increasing student recruitment numbers, as an alternative to increased international student tuition fees

During the discussion, Student Board member, Ms. Hemliss Konan (AEF) regarding the possibility of a decreased International tuition fees, raised a question. In response, Mr. Piché reviewed the factors taken into consideration by Laurentian University and weighed against peer institutions to ensure that the University remains competitive in the sector.

RESOLUTION: Moved by Don Duval and seconded by Robert Brouillette.

BE IT RESOLVED,

THAT the Board of Governors approve maintaining the international tuition rates for the Fall/Winter term of 2022-2023 at the same level as 2021-2022, as presented at its meeting of June 24, 2022.

Carried, with one abstention, Ms. Hemliss Konan.

5.2 Compulsory Ancillary Fees for 2022-2023

Mr. Piché provided Members with a detailed synopsis of the Laurentian University Fees Protocol. Supported by a comprehensive Briefing Note which included Appendix A – University Compulsory Fee Schedule, Appendix B – Student Association Compulsory Fee, Appendix C - Summary of Compulsory Fees (with 2019-20, 2020-21 and 2021-22 comparator), and Appendix D – 2021-2022 Compulsory Ancillary Fees Collected by Institution, Mr. Piche led a detailed discussion regarding the consultative processes held with the three Student Associations (SGA, AEF and GSA) in accordance with Provincial guidelines and using the approved Laurentian University Fees Protocol - Compulsory Ancillary Fees.

Mr. Piche reported that the 2021-22 Full-time Fees and the proposed 2022-23 Laurentian University Compulsory Fees (Full-time and Part-time) are both included in Appendix A, and noted indicated that the Student Recreation Centre capital fee potential the Vice-Presidents, in collaboration with University's Student Compulsory Ancillary Fees Committee once additional information, will reassess reduction becomes available.

Senate Representative to the Board, Mr. Daniel Scott, regarding, raised a question

the Student Recreation Centre fee. In his response, Mr. Piché explained the purpose of the fee, and how it relates to the loan Laurentian University assumed for the funding of the Ben Avery Campus Recreation Centre Expansion. He added that changes would be subject to future negotiations with the Student Associations.

RESOLUTION: Moved by Vernon Cameron and Don Duval

WHEREAS in 2019, the Province of Ontario issued guidelines for "Tuition Fee Framework and Ancillary Fees", and;

WHEREAS the University has established a "Fees Protocol – Compulsory Ancillary Fees" agreement with the three Student Associations in 2019, namely: the Student General Association (SGA), the Association des étudiantes et étudiants francophones (AEF), and the Graduate Student Association (GSA), in order to be compliant with the Tuition Framework and Ancillary Fees Guidelines;

BE IT RESOLVED,
THAT the Board of Governors approve the 2022-23 Laurentian University Compulsory Ancillary Fees as outlined in Appendix A, and presented at its meeting of June 24, 2022.

BE IT FURTHER RESOLVED, that the Board of Governors delegate authority to the University Administration to reduce the 2022-23 Laurentian University retained Compulsory Ancillary Fees if necessary, and;

BE IT FURTHER RESOLVED, that the Board of Governors accept the 2022-23 Student Association retained Compulsory Ancillary Fees, as outlined in Appendix B.

Carried with 2 abstentions, Mr. Eric Chappell and Ms. Hemliss Konan.

6. Nominating Committee Recommendations

6.1 Appointment of Vice-Chair of Board of Governors for 2022-2023

6.2 Committee Composition on Board Standing Committees and Other Bodies, and Appointment of Chairs of Committees for 2022-2023

6.1 Appointment of Vice-Chair of Board of Governors for 2022-2023

The Chair pro tempore, Mr. Jeff Bang, introduced this item on behalf of the Nominating Committee and provided a brief overview regarding the position and role of the Vice-Chair to the Board of Governors.

In the absence of Board Member, Mr. Robert Brouillette, the Chair pro-tempore indicated that on the recommendation of the Nominating Committee, Mr. Brouillette was appointed as Vice-Chair of the Board on March 7, 2022 by the Board of Governors for a term set to end upon the conclusion of the June 24, 2022 annual meeting of the Board.

Mr. Bangs invited the Acting University Secretary to join him in this item's presentation. Ms. Kwan advised the Board that a single nomination was received upon the conclusion of the nomination period, and she confirmed that, in consultation with Mr. Brouillette, he was willing to serve in this capacity as recommended by the Nominating Committee and subject to Board approval.

RESOLUTION: Moved by Don Duval and seconded by David Harquail.

BE IT RESOLVED,

THAT the Board of Governors approve the nomination of Robert Brouillette as Vice-Chair of the Board of Governors for 2022-2023, as presented at its meeting of June 24, 2022.

Carried with 1 abstention, Mr. Robert Brouillette.

Upon completion of the discussion and subsequent vote held by the committee, the Vice-Chair, Robert Brouillette, returned to the meeting in progress.

6.2 Committee Composition on Board Standing Committees and Other Bodies, and Appointment of Chairs of Committees for 2022-2023

Nominating Committee Vice-Chair, Mr. Robert Brouillette, introduced this item. Mr. Brouillette indicated the number of current vacancies across the Board Standing Committees, and advised the Board of the membership renewal work of the Nominating Committee to successfully achieve its mandate. Mr. Brouillette invited the Acting University Secretary to join him in a detailed report regarding the Composition of Board Committees, Chair of Board Standing Committees, and Board Representatives to Various Committees and Bodies for 2022-2023

Ms. Kwan indicated that the Nominating Committee, as part of their diligence, weigh factors which include, but are not limited to, the current year's Committees Composition; Preferences submitted by Board members; and Skills and experience of Board members, and added that committee deliberations align with the University EDI strategies.

Further to the summary, a question was raised by Senate Representative to the Board, Mr. Daniel Scott, regarding the second motion brought forward the Board for approval, which would provide a delegation of authority to the Nominating Committee, in terms of committee replenishment, specifically for those vacancies requiring external representation in accordance with the approved Terms of References of the individual committees.

In response, both the Committee Vice-Chair and Acting Secretary, Kathleen Kwan agreed with the clarification and suggestion to amend the resolution accordingly.

RESOLUTION: Moved by Robert Brouillette and seconded by Eric Chappell, for the amended resolution.

BE IT RESOLVED,

THAT the Board of Governors ("Board") approve the following composition of Board Standing Committees and Board Standing Committee Chairs for the year 2022-2023, as well as the outlined Board representation to various other Bodies or Committees, as presented at its meeting of June 24, 2022.

BE IT FURTHER RESOLVED,

THAT the Board of Governors authorize the Nominating Committee to exercise all the powers held by the Board in appointing Board members and external appointees to any vacant positions on Board Committees, or any other committees or bodies upon which Board representation is required for the 2022-2023 Board year, as presented at its meeting of June 24, 2022.

Audit Committee – 4 voting Board members and 4 external community members

1. Vernon Cameron
2. David Harquail
3. Vacant
4. Vacant
5. Vacant (external community member)
6. Vacant (external community member)
7. Vacant (external community member)
8. Vacant (external community member)

Chair – Vernon Cameron

Executive Committee – 8 Board Members (incl 1 voting student)

1. Vernon Cameron
2. Don Duval
3. David Harquail
4. GSA-elected Student Representative
5. Vacant
6. Vacant
7. Vacant
8. Vacant

Chair – Don Duval

Finance Committee – 6 Board Members

1. Vernon Cameron
2. Don Duval
3. David Harquail
4. Vacant
5. Vacant
6. Vacant

Chair – David Harquail

Joint Committee on Bilingualism – 4 Board Members

1. Hemliss Konan (AEF)
2. Vacant
3. Vacant
4. Vacant

Chair – To be Determined

Nominating Committee – 4 Board Members

1. Don Duval
2. David Harquail
3. Vacant
4. Vacant

Chair – Robert Brouillette

Property Development and Planning Committee – 4 Board Members and 3 external community members

1. Vernon Cameron
2. David Harquail
3. Vacant
4. Vacant
5. Vacant (external community member)
6. Vacant (external community member)

Chair – David Harquail

Research Ethics Board Liaison Committee – 4 Board Members

1. Don Duval
2. GSA-elected Student Representative
3. Vacant
4. Vacant

Chair – To be Determined

Staff Relations Committee – 4 Board Members

1. Vernon Cameron
2. Don Duval
3. David Harquail
4. Vacant

Chair – To Be Determined

Board Representation to Various Other Committees or Bodies

Academic Planning Committee (ACAPLAN) – 1 Representative

1. Vacant

Alumni Association (LUAA) – 1 Representative

1. Robert Brouillette

Laurentian University Native Education Council (LUNEC) – 1 Representative

1. Vacant

Senate – 1 Representative

1. Vacant

Pension Committee – 5 Representatives

1. Vice-President, Administration or equivalent
2. Vernon Cameron
3. David Harquail
4. Vacant
5. Vacant

Carried unanimously

INFORMATION ITEMS

7.0 Chair's Items

The Chair acknowledged the ending appointments of outgoing Governors, Martin Bayer, Eric Chappell, Judy Gougeon, and Peter Xavier. Mr. Bangs expressed his gratitude, on behalf of the Board of Governors, for their dedication, hard work and commitment. He added that there are a number of prospective candidates with an expressed interest in Board membership which helps to provide a sense of optimism in terms of rebuilding a stronger Laurentian for the future.

Mr. Bangs congratulated the following local MPPs on their recent re-election: Franc Gelinias and Jamie West, Caroline Mulroney in Francophone Affairs and Greg Rickford, Minister Indigenous Affairs. Jill Dunlop, Minister of Colleges and Universities, Peter Wallace, Secretary of the Treasury Board of Canada, and George Pirie, Mining Minister, and emphasized the value of consistency among public officials as Laurentian proceeds through the CCAA process.

In his closing comments, Mr. Bangs indicated that Agenda item 3.1 from the In Camera session, Appointment of the Associate Vice-President Academic, Indigenous Programs, was tabled from the June Board Agenda to come forward at a later date.

8. President's Items

8.1 President's Report

The President offered his thanks and appreciation to the departing Board members Eric Chappell, Martin Bayer, Judy Gougeon and Peter Xavier. Dr. Haché highlighted the positive energy that filled Spring convocation ceremonies.

The President noted that Laurentian has suspended the masking and vaccine policy related to COVID-19, and encouraged individuals to maintain steps to stay safe.

Dr Haché noted fall registration opened on June 8, 2022 and acknowledged the hard work of staff and faculty to provide students with a positive and welcoming experience in the Fall.

Lastly, the President announced a generous donation of \$200,000, from the estate of alumni Wynona Thompson. The funds were donated to the School of Education, and will go to scholarships, bursaries and for travel support for students to complete placements; especially in northern underserved regions.

9. Academic Planning Committee (ACAPLAN) Annual Report

The Chair acknowledged this report has been received.

10. Laurentian University Native Education Council (LUNEC) Report May 2022

The Chair acknowledged this report has been received.

OTHER BUSINESS

11. Other Business

Laurentian University Staff Union (LUSU) President, Mr. Tom Fenske, raised concern regarding his observation of a large number of employees leaving their Laurentian University positions for other endeavours, and in his role as LUSU President felt the issue should be raised with the Board of Governors.

Mr. Fenske emphasized the increasing difficulties of meeting the demands of academic and non-academic areas, including student needs. He added that from his perspective that Laurentian University is experiencing challenges in the recruitment of individuals to fill existing position vacancies.

In his closing remarks, Mr. Fenske noted the impacts felt by the remaining Laurentian employees who are unable to take earned vacation due to workloads over the summer, and are continuing to support the Laurentian student community.

Mr. Bangs thanked Mr. Fenske for bringing these concerns forward, and concurred that the individuals he has encountered are very proud employees of Laurentian University. He noted that the goal of the Board is to have the University successfully emerge from the CCAA process and enable the University to rebuild key relationships.

VARIA

12. Varia

No varia session was held.

ADJOURNMENT

13. Adjournment

Having exhausted the items on the agenda Mr. Jeff Bangs, Chair pro tempore adjourned the meeting at 12:41 pm.

Jeff Bangs, Chair pro tempore

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Thursday, June 29, 2022
5:00 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff Chair Brouillette, Robert Cameron, Vernon Duval, Don Haché, Robert, President & Vice-Chancellor Harquail, David</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Hamilton, Sharon, Monitor, Ernst & Young Hodgson, Ann, Acting Associate University Secretary Miller, D.J., Counsel, Thornton Grout Finnigan Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant Salter, David, Counsel, Lenczner Slaght</p>	<p><u>Voting Members Absent</u> Konan, Hemliss (AEF)</p>

IN CAMERA SESSION

The Chair pro tempore of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the in camera session to order at 5:03 pm. and confirmed quorum. Mr. Bangs then invited Vernon Cameron to open the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Vern Cameron and seconded by Robert Brouillette.

THAT the meeting of the Board of Governors move In Camera.

Carried by unanimous consent

IN CAMERA ACTION and INFORMATION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by David Harquail and seconded by Don Duval.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair pro tempore of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. None were declared, with the standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. CCAA Updates and Next Steps

The Chair, Mr. Jeff Bangs then invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, Ms. D.J. Miller provided updates on various CCAA-related items.

Approval of Negotiation and Settlement mandate for Cy Rheault matter

MOTION: Moved by Don Duval and seconded by David Harquail.

BE IT RESOLVED

That the Board of Governors approve the negotiation and settlement of the Cy Rheault matter, up to the value noted, and as described, in the materials presented to the Board at its special meeting of June 29, 2022.

Carried by unanimous consent

Authorization to proceed regarding the City of Sudbury matter

MOTION: Moved by Robert Brouillette and seconded by Vernon Cameron.

BE IT RESOLVED

That the Board of Governors authorize the discussions and next steps with the City of Sudbury, as described in the materials presented to the Board at its special meeting of June 29, 2022.

Carried by unanimous consent

MOTION: Moved by Robert Brouillette and seconded by Vernon Cameron.

THAT the meeting of the Board of Governors move Out of Camera.

Carried by unanimous consent

ADJOURNMENT

4. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 6:22 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Wednesday, July 13, 2022
5:30 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff, Chair Brouillette, Robert Cameron, Vernon Haché, Robert, President & Vice-Chancellor Harquail, David Hemliss, Konan (AEF)</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Hamilton, Sharon, Monitor, Ernst & Young Hodgson, Ann, Acting Associate University Secretary Lerner, Mathew, Counsel, Lenczner Slaght Miller, D.J., Counsel, Thornton Grout Finnigan Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant Salter, David, Counsel, Lenczner Slaght</p>	<p><u>Voting Members Absent</u> Duval, Don Marchetta, Paul (GSA)</p>

CLOSED SESSION

The Chair of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the closed session to order at 5:34 pm. and confirmed quorum. Mr. Bangs opened the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Robert Brouillette and seconded by Vernon Cameron.

THAT the meeting of the Board of Governors move to closed session.

Carried by unanimous consent

CLOSED INFORMATION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by Robert Brouillette and seconded by David Harquail.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. The President, Dr. Robert Haché noted a conflict in the event of any discussion with respect to the plan of arrangement. As well, the standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. CCAA Updates and Next Steps

The Chair, Mr. Jeff Bangs then invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, Ms. D.J. Miller, along with Interim Vice-President, Finance and Administration, Michel Piché and the Court Monitor, Ms. Sharon Hamilton provided fulsome updates on various CCAA-related items.

4. President's Items

The President had no items to present that were not already discussed.

5. In Camera

Board Members proceeded with their standing In Camera discussion in the absence of the Executive Team.

MOTION: Moved by David Harquail and seconded by Vern Cameron.

THAT the meeting of the Board of Governors move out of closed session.

Carried by unanimous consent

ADJOURNMENT

6. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 7:14 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Tuesday, July 19, 2022
5:30 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff, Chair Brouillette, Robert Cameron, Vernon Duval, Don Haché, Robert, President & Vice-Chancellor Harquail, David Konan, Hemliss(AEF)</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Hamilton, Sharon, Monitor, Ernst & Young Hodgson, Ann, Acting Associate University Secretary Jubb, Dawne, Interim General Counsel Lerner, Mathew, Counsel, Lenczner Slaght Miller, D.J., Counsel, Thornton Grout Finnigan Pagnutti, Lou, Chief Redevelopment Officer Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant Salter, David, Counsel, Lenczner Slaght</p>	<p><u>Voting Members Absent</u> Marchetta, Paul (GSA)</p>

CLOSED SESSION

The Chair of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the closed session to order at 5:35 pm. and confirmed quorum. David Harquail opened the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Don Duval and seconded by David Harquail.

THAT the meeting of the Board of Governors move to closed session.

Carried by unanimous consent

CLOSED ACTION and INFORMATION ITEMS

1. Adoption of Agenda

The Chair noted an amendment to the agenda being a CCAA Item for approval has been withdrawn and will be presented at a later date.

RESOLUTION: Moved by Don Duval and seconded by Hemliss Konan.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair pro tempore of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. The President, Dr. Robert Haché noted a conflict in the event of any discussion with respect to the plan of arrangement. As well, the standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. Executive Committee Recommendations:

The Chair, Mr. Jeff Bang then invited Don Duval, Chair of the Executive Committee to introduce items 3.1 and 3.2.

3.1 Appointment of the Associate Vice-President Academic, Indigenous Programs

RESOLUTION: Moved by Hemliss Konan and seconded by David Harquail.

BE IT RESOLVED,

THAT the Board of Governors approve the appointment of Dominic Beaudry as Associate Vice-President, Academic and Indigenous Programmes effective August 1, 2022 for a five-year period, as presented at its meeting of July 19, 2022.

Carried by unanimous consent

3.2 Appointment of the Dean, Faculty of Science, Engineering and Architecture

RESOLUTION: Moved by David Harquail and seconded by Hemliss Konan.

BE IT RESOLVED,

THAT the Board of Governors approve the appointment of Dr. Joy Gray-Munro as Dean of the Faculty of Science, Engineering and Architecture, effective August 1, 2022 for a five year period, as recommended by the Selection Committee for the Dean of the Faculty of Science, Engineering and Architecture, as presented at its meeting of July 19, 2022.

Carried by unanimous consent

4. CCAA Updates and Next Steps

The Chair, Jeff Bangs then invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, Ms. D.J. Miller provided updates on various CCAA-related items.

Approval of the CCAA Plan of Compromise and Arrangement, Information Circular and Meeting Order

RESOLUTION: Moved by Don Duval and seconded by Robert Brouillette.

BE IT RESOLVED,

THAT the Board of Governors approve:

- the form and contents of the CCAA Plan of Compromise and Arrangement,
- the form and contents of the Information Circular, and
- the form and contents of the Meeting Order,

as presented at its meeting held on July 19, 2022

BE IT FURTHER RESOLVED,

THAT the Board of Governors authorize University Senior Management to approve any further edits to the CCAA Plan of Compromise and Arrangement, the Information Circular and the Meeting Order (“Documents”) as may be deemed advisable based on the advice of University Insolvency Counsel and University Board Counsel, provided always that such amendments do not change the financial terms nor any other material aspect of such Documents and that the final version of such Documents be provided to the Board upon filing with the Court.

Carried with Dr. Haché abstaining

5. In Camera Discussion

Board Members proceeded with their standing In Camera discussion in the absence of the Executive Team.

MOTION: Moved by David Harquail and seconded by Don Duval.

THAT the meeting of the Board of Governors move out of closed session.

Carried by unanimous consent

ADJOURNMENT

6. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 7:35 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Tuesday, July 28, 2022
5:30 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff, Chair Brouillette, Robert Cameron, Vernon Duval, Don Haché, Robert, President & Vice-Chancellor Harquail, David Konan, Hemliss(AEF) Marchetta, Paul (GSA)</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Argyle, Roanne, Argyle Communications Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Hamilton, Sharon, Monitor, Ernst & Young Hodgson, Ann, Acting Associate University Secretary Jubb, Dawne, Interim General Counsel Kennedy, Michael, Counsel, Hicks Morley Lehtimaki, Shauna, Director, Institutional Planning Miller, D.J., Counsel, Thornton Grout Finnigan Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant Salter, David, Counsel, Lenczner Slaght Theall, Larry, Counsel Theall Group LLP</p>	<p><u>Voting Members Absent</u></p>

CLOSED SESSION

The Chair of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the closed session to order at 5:34 pm. and confirmed quorum. President & Vice-Chancellor, Dr. Robert Haché opened the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Vernon Cameron and seconded by Robert Brouillette.

THAT the meeting of the Board of Governors move to closed session.

Carried by unanimous consent

CLOSED ACTION and INFORMATION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by Don Duval and seconded by David Harquail.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. The President, Dr. Robert Haché noted a conflict in the event of any discussion with respect to the plan of arrangement. As well, the standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. CCAA Updates:

The Chair, Mr. Jeff Bangs then invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, Ms. D.J. Miller, along with Counsel, Larry Theall, provided updates on various CCAA-related items.

CURIE – amendment to subscriber terms

MOTION: Moved by Vernon Cameron and David Harquail

BE IT RESOLVED,

THAT the Board of Governors authorize the University to vote against the proposed Amendments to the CURIE Subscriber Agreement, as outlined in the Memorandum of July 24, 2022, as presented at its meeting of July 28, 2022;

Carried by unanimous consent

Tolling Agreement (KPMG)

MOTION: Moved by Robert Brouillette and Vernon Cameron.

BE IT RESOLVED,

THAT the Board of Governors approves the terms of the Agreement, as outlined in the Memorandum from Acting University Secretary dated July 26, 2022, and authorizes University management to execute the Agreement, as presented at its meeting of July 28, 2022;

Carried by unanimous consent

The Executive team from the University departed for the next item due to conflicts of interest.

Negotiation Mandates – Interim President and Interim Provost

MOTION: Moved by Don Duval and seconded by David Harquail.

BE IT RESOLVED,

THAT the Board of Governors approves the terms and scope of the recommendations for negotiations and mandates as outlined in the Memorandum from Hicks Morley dated July 26, 2022, and authorizes the Board Chair to proceed in accordance with these mandates, as presented at its meeting of July 28, 2022

Carried unanimously.

4. In Camera Discussion

Board Members proceeded with their standing In Camera discussion in the absence of the Executive Team.

MOTION: Moved by David Harquail and seconded by Robert Brouillette.

THAT the meeting of the Board of Governors move out of closed session.

Carried by unanimous consent

ADJOURNMENT

5. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 8:12 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Monday, August 15, 2022
5:30 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff, Chair Brouillette, Robert Cameron, Vernon Duval, Don Haché, Robert, President & Vice-Chancellor Harquail, David Hemliss, Konan (AEF) Marchetta, Paul (GSA)</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Argyle, Roanne, Argyle Communications Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Hamilton, Sharon, Monitor, Ernst & Young Hodgson, Ann, Acting Associate University Secretary Jubb, Dawne, Interim General Counsel Miller, D.J., Counsel, Thornton Grout Finnigan Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant Rollwagen, Scott, Counsel, Lenczner Slaght Turney, Sarah, Counsel, Fasken Martineau DuMoulin LLP</p>	<p><u>Voting Members Absent</u></p>

CLOSED SESSION

The Chair of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the closed session to order at 5:33 p.m. and confirmed quorum. Mr. Bangs then invited Robert Brouillette to open the meeting by acknowledging the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Robert Brouillette and seconded by David Harquail.

THAT the meeting of the Board of Governors move to closed session.

Carried by unanimous consent

CLOSED ACTION and INFORMATION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by Robert Brouillette and seconded by David Harquail.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. The President, Dr. Robert Haché noted a conflict in the event of any discussion with respect to the plan of arrangement. As well, the standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. Nominating Committee Recommendation:

3.1 2022/2023 Board of Governors

Mr. Robert Brouillette, Chair of the Nominating Committee presented this item and provided an overview of the discussions held at the Nominating Committee regarding this nominee.

RESOLUTION: Moved by Vernon Cameron and seconded by Robert Brouillette

WHEREAS in accordance with article 2. i. of General Bylaws (“Bylaws”), ten (10) members of the Board shall be named by the Nominating Committee of Laurentian University;

WHEREAS in accordance with article 2. iii. a) of the Bylaws “all members except the person elected from student nominations shall hold office for a period of three years, ending on the day after the annual meeting in a year named in such appointments.”

BE IT RESOLVED,

THAT the Board of Governors approve the appointment of LAURA KURKIMAKI as a member of the Board of Governors for a term of three (3) years to commence immediately upon approval by the Board for the duration of their term, as presented at its special meeting of August 15, 2022.

Carried by unanimous consent

4. CCAA Updates:

The Chair, Mr. Jeff Bangs then invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, Ms. D.J. Miller, along with external Counsel Sarah Turney, Interim General Counsel, Dawne Jubb, and Scott Rollwagen, Board Counsel provided updates on various CCAA-related items.

Property Encroachment – 2115 South Bay Road

MOTION: Moved by Vernon Cameron and Robert Brouillette

BE IT RESOLVED.

THAT the Board of Governors authorize the University to accept and act upon the Proposed Settlement and Recommendation outlined and presented by the University's Interim General Counsel in her Memorandum of July 18, 2022, as presented at its meeting of August 15, 2022;

Carried by unanimous consent

5. In Camera Discussion

The Board Members proceeded with an In Camera discussion.

MOTION: Moved by Vernon Cameron and seconded by David Harquail.

THAT the meeting of the Board of Governors move out of closed session.

Carried by unanimous consent

ADJOURNMENT

6. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 7:47 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Monday, August 30, 2022
5:30 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff, Chair Brouillette, Robert Cameron, Vernon Duval, Don Haché, Robert, President & Vice-Chancellor Harquail, David Kurkimaki, Laura</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Hodgson, Ann, Acting Associate University Secretary Jubb, Dawne, Interim General Counsel Kennedy, Michael, Counsel, Hicks Morley Miller, D.J., Counsel, Thornton Grout Finnigan Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant Rollwagen, Scott, Counsel, Lenczner Slaght Theall, Larry, Counsel Theall Group LLP</p>	<p><u>Voting Members Absent</u> Hemliss, Konan (AEF) Marchetta, Paul (GSA)</p>

CLOSED SESSION

The Chair of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the closed session to order at 5:34 p.m. and confirmed quorum. Mr. Bangs then invited Don Duval to open the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Robert Brouillette and seconded by Vernon Cameron.

THAT the meeting of the Board of Governors move to closed session.

Carried by unanimous consent

CLOSED ACTION and INFORMATION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by Don Duval and seconded by David Harquail.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. The President, Dr. Robert Haché noted a conflict in the event of any discussion with respect to the plan of arrangement. As well, there is standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. CCAA Updates & Next Steps

The Chair, Mr. Jeff Bangs then invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, Ms. D.J. Miller, along with the University Insurance Counsel, Larry Theall and Interim General Counsel, Dawne Jubb, provided updates on various CCAA-related items.

FOR ACTION

Settlement Agreement - CURIE

MOTION: Moved by Vernon Cameron and Don Duval.

BE IT RESOLVED

THAT the Board of Governors authorize the University to accept and execute the Settlement Agreement in the form outlined as Appendix A, as described in the Memorandum from Thornton Grout Finnigan dated August 26, 2022, as presented at its meeting of August 30, 2022;

Carried by unanimous consent

4. In Camera Discussion

The Board Members proceeded with an In Camera discussion.

MOTION: Moved by Robert Brouillette and seconded by Don Duval

THAT the meeting of the Board of Governors move out of closed session.

Carried by unanimous consent

ADJOURNMENT

5. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 8:01 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Wednesday, September 7, 2022
5:30 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff Chair Brouillette, Robert Cameron, Vernon Duval, Don Haché, Robert, President & Vice-Chancellor Harquail, David Marchetta, Paul (GSA)</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Grosell, Mitch., Counsel, Thornton Grout Finnigan Hamilton, Sharon, Monitor, Ernst & Young Hodgson, Ann, Acting Associate University Secretary Jubb, Dawne, Interim General Counsel Lehtimaki, Shauna, Director, Institutional Planning Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant Rollwagen, Scott, Counsel, Lenczner Slaght</p>	<p><u>Voting Members Absent</u> Kurkimaki, Laura (representative to be confirmed) (AEF)</p>

CLOSED SESSION

The Chair of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the closed session to order at 5:32 pm. and confirmed quorum. Mr. Bangs opened the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Don Duval and seconded by Robert Brouillette.

THAT the meeting of the Board of Governors move to closed session.

Carried by unanimous consent

CLOSED ACTION and INFORMATION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by Don Duval and seconded by David Harquail.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. The President, Dr. Robert Haché noted a conflict in the event of any discussion with respect to the plan of arrangement. As well, there is standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. CCAA Updates and Next Steps

The Chair, Mr. Jeff Bangs then invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, Mitch Grosell, along with Interim General Counsel, Dawne Jubb, Director, Institutional Planning, Shauna Lehtimaki and Interim Vice-President, Finance and Administration, Michel Piché provided updates on various CCAA-related items.

Amendment of DIP Loan Agreement

MOTION: Moved by David Harquail and seconded by Vernon Cameron

BE IT RESOLVED

THAT the Board of Governors approve the Amendment to the DIP Loan Agreement, in the form outlined as Appendix A, as described in the Memorandum from Thornton Grout Finnigan dated September 1, 2022, as presented at its meeting of September 7, 2022;

Carried by unanimous consent

Huntington Settlement Agreement

MOTION: Moved by Vernon Cameron and seconded by David Harquail

BE IT RESOLVED

THAT the Board of Governors authorize the University to accept and execute the Settlement Agreement in the form outlined as Appendix A, as described in the Memorandum from Thornton Grout Finnigan dated September 1, 2022, as presented at its meeting of September 7, 2022;

Carried by unanimous consent

4. In Camera Discussion

The Board Members proceeded with an In Camera discussion.

MOTION: Moved by David Harquail and seconded by Don Duval.

THAT the meeting of the Board of Governors move out of closed session.

Carried by unanimous consent

ADJOURNMENT

5. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 7:16 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Wednesday, September 14, 2022
5:30 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff Chair Brouillette, Robert Cameron, Vernon Duval, Don Haché, Robert, President & Vice-Chancellor Harquail, David Kurkimaki, Laura Marchetta, Paul (GSA)</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Hamilton, Sharon, Monitor, Ernst & Young Hodgson, Ann, Acting Associate University Secretary Jubb, Dawne, Interim General Counsel Lerner, Matthew, Counsel, Lenczner Slaght Miller, D.J., Counsel, Thornton Grout Finnigan Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant</p>	<p><u>Voting Members Absent</u> (representative to be confirmed)(AEF)</p>

CLOSED SESSION

The Chair of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the closed session to order at 5:32 pm. and confirmed quorum. Mr. Bangs then invited Paul Marchetta to open the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by Robert Brouillette and seconded by David Harquail.

THAT the meeting of the Board of Governors move to closed session.

Carried by unanimous consent

CLOSED ACTION and INFORMATION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by Don Duval and seconded by David Harquail.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. The Chair noted there is a standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. CCAA Updates and Next Steps

The Chair, Mr. Jeff Bangs then invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, D.J. Miller, along with Interim General Counsel, Dawne Jubb, and the Monitor, Sharon Hamilton provided updates on various CCAA-related items.

4. In Camera Discussion

The Board Members proceeded with an In Camera discussion.

MOTION: Moved by Robert Brouillette and seconded by Don Duval.

THAT the meeting of the Board of Governors move out of closed session.

Carried by unanimous consent

ADJOURNMENT

5. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 7:02 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Special Meeting of Wednesday, September 21, 2022
5:30 p.m., Via Zoom

Present	Absent
<p><u>Voting Members Present</u> Bangs, Jeff Chair Haché, Robert, President & Vice-Chancellor Harquail, David Kurkimaki, Laura Marchetta, Paul (GSA)</p> <p><u>Non-Voting Members Present</u> Kwan, Kathleen, Acting University Secretary</p> <p><u>Also in attendance (Resources):</u> Berger, Marie-Josée, Provost and Vice-President, Academic Eger, Tammy, Vice-President, Research Hamilton, Sharon, Monitor, Ernst & Young Hodgson, Ann, Acting Associate University Secretary Jubb, Dawne, Interim General Counsel Lerner, Matthew, Counsel, Lenczner Slaght Miller, D.J., Counsel, Thornton Grout Finnigan Piché, Michel, Interim Vice-President, Finance and Administration Rocca, Gina, Acting Executive Assistant</p>	<p><u>Voting Members Absent</u> (representative to be confirmed)(AEF) Brouillette, Robert Cameron, Vernon Duval, Don</p>

CLOSED SESSION

The Chair of the Board of Governors (“the Board”), Mr. Jeff Bangs, called the closed session to order at 5:34 pm. and confirmed quorum. Mr. Bangs then invited David Harquail to open the meeting by acknowledging the Robinson-Huron Treaty of 1850 and further recognized that Laurentian University is in the traditional lands of the Atikameksheng Anishnawbek.

MOTION: Moved by David Harquail and seconded by Laura Kurkimaki.

THAT the meeting of the Board of Governors move to closed session.

Carried by unanimous consent

CLOSED INFORMATION ITEMS

1. Adoption of Agenda

RESOLUTION: Moved by David Harquail and seconded by Laura Kurkimaki.

That the agenda be approved as presented.

Carried by unanimous consent

2. Declaration of Conflicts of Interest

The Chair of the Board, Mr. Jeff Bangs, invited members of the Board to declare any conflicts of interest. The Chair noted there is a standing note of the potential conflict for David Harquail in the event there were any discussions regarding treatment of the endowment fund and/or deferred contributions.

3. CCAA Updates and Next Steps

The Chair, Mr. Jeff Bangs invited the President and Vice-Chancellor, Dr. Robert Haché, to provide an overview of this item. University Counsel, D.J. Miller, along with Interim General Counsel, Dawne Jubb, and the Monitor, Sharon Hamilton provided updates on various CCAA-related items.

4. In Camera Discussion

The Board Members proceeded with an In Camera discussion.

MOTION: Moved by David Harquail and seconded by Paul Marchetta.

THAT the meeting of the Board of Governors move out of closed session.

Carried by unanimous consent

ADJOURNMENT

5. Adjournment

Having exhausted the agenda, the meeting of the Board of Governors was adjourned at 6:25 p.m.

Jeff Bangs, Chair

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Electronic Vote of July 20, 2022

Voting Members who participated in vote	Voting Members who did not participate in vote
Bangs, Jeff, <i>Chair</i> Brouillette, Robert Cameron, Vernon Duval, Don Harquail, David Hemliss, Konan	Haché, Robert, President & Vice-Chancellor (abstain) Marchetta, Paul (GSA) (abstain)

CLOSED ACTION ITEM

Approval of an amendment to the CCAA Plan of Compromise and Arrangement, Information Circular and Meeting Order

BE IT RESOLVED,

THAT the Board of Governors approve the amendments to the CCAA Plan of Compromise and Arrangement and Information Circular, as presented for approval by E vote as of July 20, 2022.

Carried with two (2) abstentions (Dr. Rob Haché and Paul Marchetta)

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Electronic Vote of September 9, 2022

Voting Members who participated in vote	Voting Members who did not participate in vote
Bangs, Jeff, <i>Chair</i> Brouillette, Robert Cameron, Vernon Duval, Don Harquail, David Kurkimaki, Laura Marchetta, Paul (GSA)	Haché, Robert, President & Vice-Chancellor (abstained)

CLOSED ACTION ITEM

1.CCAA Plan of Compromise and Arrangement

BE IT RESOLVED,

THAT the Board of Governors approve an amendment to section 5.4(a) of the CCAA Plan of Compromise and Arrangement to delete the reference to “fourth anniversary” and replace with “third anniversary”.

Carried with 1 abstention (Dr. Haché)

Kathleen Kwan, Acting University Secretary

BOARD OF GOVERNORS
Minutes of the Electronic Vote of September 9, 2022

Voting Members who participated in vote	Voting Members who did not participate in vote
Bangs, Jeff, <i>Chair</i> Brouillette, Robert Cameron, Vernon Duval, Don Harquail, David Kurkimaki, Laura Marchetta, Paul (GSA)	Haché, Robert, President & Vice-Chancellor, (abstained)

CLOSED ACTION ITEM

1. Amended Plan of Compromise and Arrangement

BE IT RESOLVED,

THAT the Board of Governors authorize the filing of an Amended Plan of Compromise and Arrangement in the form attached to the Memo presented to the Board by the Acting University Secretary dated September 9, 2022, which redline version reflects changes made to the Plan of Compromise and Arrangement that was attached to the Meeting Order issued by the Court on July 28, 2022;

And

THAT the Board of Governors authorize and direct that the University’s counsel Thornton Grout Finnigan LLP serve the Amended Plan of Compromise and Arrangement on the Service List in the CCAA proceeding forthwith, and that the Monitor post the Amended Plan of Compromise and Arrangement on its website for the CCAA proceeding.

Carried with 1 abstention (Dr. Haché)

Kathleen Kwan, Acting University Secretary



FOR ACTION

***Resolution of the Board of Governors on the Recommendation of the Executive Committee
Re: Adoption by the Board of Governors of a Consent Agenda for Board Meetings
Presented to the Board of Governors at its meeting of October 21, 2022***

BE IT RESOLVED,

THAT the Board of Governors approve the adoption of a Consent Agenda for Board meetings, as recommended at its meeting of October 21, 2022.

MOVED BY: _____
signature

SECONDED BY: _____
signature

ACTING UNIVERSITY SECRETARY



MEMORANDUM

TO: Board of Governors
FROM: Executive Committee
DATE: October 21, 2022
SUBJECT: Introduction of a Consent Agenda for Board Meetings

A number of Canadian university Boards have employed the consent agenda format to include not only routine approval items, but also information items. One reason for using this format is to allow the Board to focus on major items of business. While approval of an omnibus motion saves time at Board meetings, Board members will want to review the agenda materials carefully in order that they properly discharge their responsibilities.

Below is an explanation of how the consent agenda operates:

Organizations having a large number of routine matters to approve often save time by use of a *consent agenda*, also called a *consent calendar* or *unanimous consent agenda*. This is a portion of the printed agenda listing matters that are expected to be non-controversial and on which there are likely to be no questions.

Before taking the vote, the chair allows time for the members to read the list to determine if it includes any matters on which they may have a question, or which they would like to discuss or oppose. Any member has a right to remove any item from the consent agenda, in which case it is transferred to the regular agenda so that it may be considered and voted on separately. The remaining items are then unanimously approved *en bloc* without discussion, saving the time that would be required for individual votes.

Operation of the Consent Agenda:

The University Secretary identifies action and information items that are routine and/or likely non-controversial. In so doing, she may consult with the Chair of the Board, the relevant committee chair, and principal resource persons. If there is a report from the Committee, these items are noted in the list of items at the beginning of the report. Action and information items on the agenda and in committee reports that are not noted on the consent agenda will be presented singly for discussion and voting (when appropriate).

When members receive their Board agendas, they should review all reports in the usual manner. **If any member wants to ask a question, discuss, or oppose an item that is marked for the consent agenda, he or she can have it be removed from the consent agenda** by contacting the University Secretary prior to the meeting. Or by asking it be removed before the Chair calls for a mover and seconder for the motion to approve or receive, by unanimous consent, the items listed.

At the Board meeting, before the unanimous consent motion is presented for approval, the Chair of the Board (1) will advise the Board of items that are to be removed from the list, based on prior requests from Board members; and (2) will ask if there are any other items that should be removed

from the list. The remaining items are then unanimously approved *en bloc* without discussion, saving the time that would be required for individual presentation and voting. Those matters that have been struck from the consent agenda will be handled in the usual way as each Committee's report is presented.

The minutes of the Board meeting will report matters approved as part of the consent agenda as "carried by unanimous consent". Information items received as part of the consent agenda will be reported as received.

Recommendation:

It is the recommendation of the Executive Committee that the Board adopts the instrument of a Consent Agenda, which, if approved by the Board at the October 21st 2022 meeting, may be implemented commencing with the December 2, 2022 meeting of the Board.



FOR ACTION

***Resolution of the Board of Governors on the Recommendation of the Executive Committee
Re: “Responsibilities for Governors of the Board and Members of Board Committees “
Presented to the Board of Governors at its meeting of October 21, 2022***

BE IT RESOLVED,

THAT the Board of Governors approve the “Responsibilities for Governors of the Board and Members of Board Committees”, as presented at its meeting of October 21, 2022.

MOVED BY: _____
signature

SECONDED BY: _____
signature

ACTING UNIVERSITY SECRETARY



MEMORANDUM

TO: Board of Governors

FROM: Executive Committee

DATE: October 21, 2022

SUBJECT: Responsibilities for Governors of the Board and Members of Board Committees

Effective governance requires an organizational culture which establishes authorities and accountabilities; and at its core fosters relationships based on mutual respect, trust, and honesty.

Board members have significant responsibilities and as a result need to clearly understand bicameral governance, the scope and the limitations of their roles, the qualities and characteristics that are expected of them in performing their roles, and expectations in terms of their time, preparation, and participation.

In addition, external and internal Committee members, who participate as members of Board Committees, share in the collective authority and responsibilities of the relevant Committee.

Key expectations and responsibilities of Governors, and members of Board Committees, as applicable, include:

- Understanding their fiduciary duty; that is, to make decisions in the best interest of the university as a whole, and a duty of care that would reasonably be expected of an individual based on their knowledge and experience.
- Being well-informed about the university and its purposes, and the unique nature of a university.
- Thinking about the impact of decisions on key stakeholders, demonstrating this through asking questions and raising issues, and treating stakeholders fairly and equitably.
- Understanding bicameral governance and their relationship with the academic oversight body, Senate, and the different roles for each body.
- Asking informed questions of administration that will provide them with an understanding of how any proposed plan of action aligns with fiscal sustainability and strategic goals, and alternatives to the proposed plan of action.
- Understanding how to manage any conflicts of interest in decision-making (when to declare and withdraw from decisions).
- Understanding the balance between transparency and confidentiality as may be required in relation to board discussions and decision-making.
- Understanding the expected time commitments and preparations for board activities including the need to read materials in advance and come prepared to ask questions and engage in discussions at meetings.
- Understanding and observing the expectations for board and Committee attendance.
- Understanding the importance of relying on the expertise of governance professionals on procedural issues.

- Understanding the need for both an orientation as well as ongoing education in order to understand the specific features of the university and their governance role in relation to it.

Recommendation:

It is the recommendation of the Executive Committee that the Board of Governors adopts the “Responsibilities for Governors of the Board and Members of Board Committees” which will provide clear guidance for Governors and Committee members regarding their fiduciary and other responsibilities. In addition, each Governor and Committee member will be asked to sign the document at the commencement of their term (either as a Governor or as a Committee member) to signify their receipt and acceptance of the responsibilities outlined.

RESPONSIBILITIES FOR GOVERNORS OF THE BOARD AND MEMBERS OF BOARD COMMITTEES

The following describes the individual roles and responsibilities of members of the Board of Governors of the Laurentian University. In addition, many of these responsibilities are also relevant to those individuals who sit as voting members of Board Committees.

For the purposes of this document,

“**Governor**” is defined as:

- any individual who is a voting member of the Board of Governors, whether by appointment or otherwise, and;

“**Board Member**” is defined as:

- any individual appointed as a voting member of any committee of the Board, whether or not that individual would otherwise be a Governor, Senate appointees, external experts and/or others appointed by the Board, and officers of the University and other persons authorized to attend meetings of the Board or its Committees, is deemed to be a Board Member for the purposes of this Responsibilities document when acting in their role.

ROLE

Board Members are each responsible for advancing and upholding the mission of the University. Board Members must act in accordance with their fiduciary duty to the University, including with the diligence, integrity, independence, and good faith of a reasonable individual to promote the best interests of the University, and in fulfillment of the role of the Board and of Board Members as set out in the *Act to incorporate Laurentian University of Sudbury, 1960* (as amended in 2022) and the By-Laws of the Board of Governors.

In addition to the responsibilities set out in the Laurentian University Act and the General Board By-Laws, the following describes the duties and responsibilities of an individual Board Member.

DUTIES AND RESPONSIBILITIES

Board Members must:

- Carry out their functions with diligence, integrity, independence, good faith, and prudence of a reasonable individual.
- Act in the best interests of the University as a whole. Each Board Member has a responsibility only to the University.
- Each Governor must function as a member of the Board and not as a spokesperson for a constituency. While it is expected that Board Members will bring to the Board a variety of perspectives, a Board Member’s responsibility is to the University and not to any private interest, community tie, or stakeholder interests.
- Appreciate the roles of universities in society, the mission of Laurentian University, and the bicameral nature of the University’s governance system.
- Understand that the Board’s role is one of oversight with a focus on strategic matters and policy making rather than operational management or administration.
- Recognize that authority resides only with the Board as a whole and not in its individual members.
- Strengthen and support the President while being an active, energetic, and probing Board Member exercising critical judgment on policy matters.
- Defend the autonomy and the independence of the University.

- Foster openness and trust.
- Take personal responsibility to declare conflicts of interests.
- Support the fullest range of respectful and constructive discourse. Conduct themselves in a manner that demonstrates respect for different perspectives, builds on the contribution of others and constructively puts forward alternative considerations.
- Uphold the values of the Board in relation to equity, diversity, and inclusion.
- Hold the University accountable, while acting as ambassadors for it.

More specifically, Board Members are responsible for the following:

Oversight

- Make good governance of the University a priority.
- Accept responsibility and accountability for delivery of the University's vision/mission and strategic plan.
- Monitor the University's performance in meeting the objectives in the strategic plan.
- Maintain the financial health of the University; and
- Oversee the effective management of the University's physical assets.

Outreach

- Attend University events held to foster and promote relations with student, faculty and community stakeholders including convocations, and other campus-wide events.
- Take an active role as a university contributor and ambassador; and
- Keep appropriately informed about major aspects and activities of the University.

Bicameral Governance

- Understand the respective roles of the Board and the Senate and Laurentian's bicameral governance system and administration.
- Maintain a clear separation between the strategic and policy role of the Board and day-to-day operational responsibilities of administration; and
- Respect the internal administrative authority of administration.

In addition to the above key responsibilities, Governors are responsible for the following:

Board Development and Evaluation

- Support an orientation program for new Governors.
- Participate in ongoing educational sessions and Board retreats for all Governors; and
- Regularly help assess the Board's performance and the performance of its standing committees, as well as the individual's own effectiveness as a Governor.

Preparation

Board Members should make every effort to understand the University, including the Laurentian University Act and the Board's responsibilities and procedures, as well as to familiarize themselves with trends in governance and in post-secondary education. They should prepare thoroughly for each meeting.

Attendance and Participation

Governors:

Governors are expected to adequately prepare and attend Board and assigned Committee meetings regularly. Governors are expected to participate actively, constructively, and vigilantly in meetings of the Board and of the Committees to which they are assigned and take an informed position on matters.

Governors are expected to engage in meaningful and respectful discussion and decision-making by debating key issues, sharing insights and professional expertise, during Board meetings, but to support policies and programs once established.

Board Members:

Board Members are expected to adequately prepare, and attend assigned Committee meetings regularly. Board Members are expected to participate actively, constructively, and vigilantly in meetings of the Committees to which they are assigned and take an informed position on matters.

Board Members are expected to engage in meaningful and respectful discussion and decision-making by debating key issues, sharing insights and professional expertise, during meetings, but to support policies and programs once established.

Exercise of Due Diligence

Board Members must act with integrity, independence, and the good faith of a reasonable individual to promote the best interests of the University, bringing due care, diligence, and competence to that task.

Key Principles of Ethical Conduct

Board Members must demonstrate a commitment to the highest ethical standards. Consistent with the University's values, including academic freedom, collegiality and civil discourse, the following principles are intended to complement other applicable statutes, policies, guidelines, and other materials within the University to guide considerations and conduct. They are not intended to be static, encompassing rules.

Respect for Others

Every member of the University should be able to work, live, teach and learn in an environment free from discrimination and harassment. Inappropriate language or behavior which may impair these conditions is not to be tolerated. Respect for the rights and dignity of others regardless of differences must be maintained; demeaning actions or behavior along sexual, racial, physical, socioeconomic or political lines has no place in our University.

Conflict of Interest

Occasionally, situations may arise when a Board Member's interests may actually or appear to conflict with their role and responsibility to the University. All members are responsible for maintaining the transparency on which the University prides itself within the immediate and broader communities.

A conflict can arise when one's position on the Board and/or a Committee can reasonably be seen to unfairly advance one's own personal benefit involving:

- Business or financial interests;
- Employment;
- Family; or
- Personal relations.

Any actual, potential, or appearance of a conflict must be disclosed, considered, and appropriately managed or eliminated.

Each Board Member shall complete and deliver, at least annually, to the Secretary of the Board a Disclosure of Interest form listing personal and professional interests which could give rise to a possible conflict, direct or indirect, with the Board Member's duties to the University. Each Board Member shall notify the Secretary in writing of any changes to that list in a timely fashion. Disclosure can also be made at any time during Board and/or Committee meetings where the conflict is relevant or may be relevant to the topics of discussion, in which case, the disclosure will be noted in the minutes for that meeting.

The Board Member who has disclosed a conflict shall not take part in the discussion about the matter and shall absent her or himself from the meeting when the matter is being discussed if requested by the Board. The Chair of the Board will determine the level of participating that the Board Member may have regarding the matter in conflict, advised by the University Secretary. In all cases where a conflict has been declared the Board Member shall not vote on the matter.

When the Chair of the Board considers that a conflict exists, but the Board Member considered to have the conflict does not disclose the conflict, the Chair of the Board may declare that a conflict exists and rule that the Board Member shall absent her or himself from the meeting while the matter that is the subject of the conflict is discussed and a vote taken. The Board Member may challenge the Chair by asking that a resolution be carried by the majority of the Board Members present and voting. The Board Member determined to have the conflict shall absent her or

himself from the meeting while the conflict is discussed, and a vote taken.

Confidentiality

In their highly trusted advisory and governing capacities, Board Members will be exposed to different types of sensitive information requiring considered use and confidentiality. This may concern faculty, staff, administration or students; it may, for example, be specific to University affairs or financial business, or it may be proprietary to the University. Board Members must ensure that they fully understand their obligations and maintain this information in confidence indefinitely or until such time that the Chair of the Board has authorized appropriate disclosure.

Communication

Board Members must recognize that the only spokesperson to the media for Board matters is the Chair of the Board of Governors or the Chair's express delegate. The only spokesperson for the senior administration to the media on Board matters is the President or the President's express delegate. Board Members should direct any requests from media to the University Secretary.

Board Members are expected to communicate promptly and clearly to the Chair of the Board, University Secretary, and the President any significant concern or complaint and to let them deal with it. They should refer any request for information, beyond what is publicly available, to the Board Chair or University Secretary.

SKILLS AND KNOWLEDGE

Governors should have the following skills and knowledge:

- Familiarity with budgets and budgeting and the importance of ensuring the financial health of the institution;
- Ability to quickly and objectively assess and analyze information in order to reach decisions;
- Understanding of the communities in which the University operates;
- Appreciation of requirements for working as a team;
- Understanding the broad context and perspective for Board decision making;
- Understanding of how large organizations function, preferably in a unionized setting;
- Understanding the need for longer term strategic planning to ensure the continued renewal and assessment of the role and mission of an organization;
- Understanding the University in the context of the full range of educational opportunities provincially, nationally and internationally;
- Understanding the need for the University to operate within the perspective of a global economic and learning environment;
- Ability to assess the quality of service being delivered by the University;
- Ability to deal with conflicting goals and competing interests in a public setting; and
- Bring a diverse skill set to the policy and operational responsibilities of the Board's committees.

Approved by the Board: _____

Signature: _____



FOR ACTION

***Resolution of the Board of Governors on the Recommendation of the Audit Committee
Re: Approval of the Laurentian University’s 2021-22 Consolidated Financial Statements
Presented to the Board of Governors at its meeting of October 21, 2022***

WHEREAS management has prepared Laurentian University of Sudbury’s consolidated financial statements for the fiscal year ended April 30, 2022, in accordance with Canadian accounting standards for not-for-profit organizations;

WHEREAS, the Auditor conducted appropriate reviews and tests and concluded that the financial statements present fairly, in all material respects, the consolidated financial position of Laurentian University of Sudbury as at April 30, 2022, and its consolidated results of operations, its consolidated changes in net assets, and its consolidated cash flows for the year then ended in accordance with Canadian accounting standards for not-for-profit organizations;

WHEREAS, The Audit Committee recommended at its meeting held on October 12 that the Board of Governors approve the Consolidated Financial Statements of Laurentian University of Sudbury for the year ending April 30, 2022.

BE IT RESOLVED,

THAT the Board of Governors approve the Consolidated Financial Statements of Laurentian University of Sudbury for the year ending April 30, 2022, as presented at its meeting of October 21, 2022.

MOVED BY: _____
signature

SECONDED BY: _____
signature

ACTING UNIVERSITY SECRETARY



MEMORANDUM

To: Board of Governors
From: Audit Committee
Date: October 21, 2022
Subject: Consolidated Financial Statements of Laurentian University of Sudbury for the year ending April 30, 2022, and Auditor's Report

In February 1, 2021, Laurentian brought an application before the Court seeking an initial order pursuant to the Companies' Creditors Arrangement Act (CCAA), to, among other things, obtain a stay of proceedings to allow the University an opportunity to financially and operationally restructure itself. During the fiscal year 2021-22, the University continued to operate under the protection of the CCAA as it worked to financially and operationally restructure itself.

The Consolidated Financial Statements reflect the full year financial impact of the restructuring. For the year ended April 30, 2022, the University realized an Excess of revenue over expenses of \$16.8 million (\$44.5 million before restructuring costs) compared to a deficiency of \$66.7 million in the previous year, \$12.2 million excess revenue over expenses before restructuring costs. Unrestricted Net Assets improved from minus \$89.2 million in 2020-21 to minus \$65.7 million in 2021-22.

In the fall of 2021, as result of the uncertainty caused by both the COVID-19 pandemic and more significantly the CCAA restructuring, the university saw a 14% reduction in the number of registered students or headcount enrolment. Laurentian had a total of 8,056 individual students, or 5,995 Full-Time Equivalent enrolments (FTEs). Although Laurentian experienced a decrease in its new incoming students, this was planned for and reflected in the University's financial projections.

The attached presentation provides an overview of the University's financial results for the year along with highlights of key variances and notes to the financial statements.

Subsequent to a Request for Proposal (RFP) conducted in April 2022, the firm of BDO was selected as Auditor of Laurentian University covering the fiscal years ending April 30, 2022 to April 30, 2026 (5-year period). The Auditor conducted their audit in accordance with Canadian generally accepted auditing Standards as described in the "Auditors' Responsibilities for the Audit of the Consolidated Financial statements" section of the Independent Auditor's Report.

The Auditor concluded that the University's financial statements present fairly, in all material respects, the consolidated financial position of Laurentian University of Sudbury as at April 30, 2022, and its consolidated results of operations, its consolidated changes in net assets, and its consolidated cash flows for the year then ended in accordance with Canadian accounting standards for not-for-profit organizations. There were no audit adjustments identified during the course of the audit.

As part of their mandate, BDO also provides Laurentian's Audit Committee with their Audit Report (attached), which highlighted areas of improvements in the University's system of control over financial reporting. The recommendations made by the Auditor will serve to strengthen the overall design effectiveness and controls of the University's information technology environment.

Consolidated Financial Statements of
**LAURENTIAN UNIVERSITY
OF SUDBURY**

Year ended April 30, 2022

DRAFT

LAURENTIAN UNIVERSITY OF SUDBURY

Consolidated Statement of Financial Position

April 30, 2022, with comparative information for 2021
(thousands of dollars)

	2022	2021
Assets		
Current assets:		
Cash and short-term investments (note 4)	\$ 84,018	\$ 36,965
Accounts receivable (note 5)	14,560	15,720
Prepaid expenses	2,757	2,813
	101,335	55,498
Accounts receivable (note 5)	73	73
Investments (note 4)	61,892	62,175
Capital assets (note 7)	253,432	263,385
	\$ 416,732	\$ 381,131
Liabilities and Net Assets		
Current liabilities:		
Short-term loan (note 9)	35,000	24,992
Accounts payable and accrued liabilities (note 8)	19,592	16,637
Accrued vacation pay	2,340	2,080
Deferred revenue	2,547	1,336
Deferred contributions (note 12)	40,607	36,364
Liabilities subject to the Plan (note 11)	192,219	186,820
	292,305	268,229
Long-term obligations:		
Employee future benefits liabilities (note 6)	5,337	–
Deferred capital contributions (note 12)	123,524	128,268
Total liabilities	421,166	396,497
Net assets (deficiency):		
Unrestricted	(65,682)	(89,207)
Employee future benefits	(19,351)	(13,973)
Internally restricted (note 15)	1,164	3,302
Investment in capital assets (note 14)	18,474	23,030
Endowment (note 13)	60,961	61,482
	(4,434)	(15,366)
Commitments and contingencies (note 17)		
Subsequent events (notes 2, 9, 11, 12, 17, 24)		
Going concern (note 2)		
	\$ 416,732	\$ 381,131

See accompanying notes to consolidated financial statements.

On behalf of the Board of Governors:

_____ Governor

_____ Governor

LAURENTIAN UNIVERSITY OF SUDBURY

Consolidated Statement of Operations

Year ended April 30, 2022, with comparative information for 2021
(thousands of dollars)

	2022	2021
Revenue:		
Operating grants and contracts	\$ 79,568	\$ 79,304
Tuition fees	54,005	58,261
Research grants and contracts	19,488	22,407
Other fees and income (note 19)	15,932	22,161
Sales and services	10,768	5,634
Amortization of deferred capital contributions (note 12)	5,621	5,629
	<u>185,382</u>	<u>193,396</u>
Expenses:		
Salaries and benefits	93,266	128,416
Operating and research	17,563	17,648
Occupancy	9,975	12,022
Scholarships and bursaries	9,708	12,575
Amortization of capital assets	10,321	10,502
Restructuring costs (note 20)	27,759	78,904
	<u>168,592</u>	<u>260,067</u>
Excess (deficiency) of revenue over expenses	<u>\$ 16,790</u>	<u>\$ (66,671)</u>

See accompanying notes to consolidated financial statements.

LAURENTIAN UNIVERSITY OF SUDBURY

Consolidated Statement of Changes in Net Assets (Deficiency)

Year ended April 30, 2022, with comparative information for 2021
(thousands of dollars)

2022	Unrestricted	Employee Future Benefits	Internally Restricted (note 15)	Investment in Capital Assets	Endowment	Total
Net assets (deficiency), beginning of year	\$ (89,207)	\$ (13,973)	\$ 3,302	\$ 23,030	\$ 61,482	\$ (15,366)
Excess (deficiency) of revenue over expenses:						
Operating	49,249	—	—	(4,700)	—	44,549
Restructuring costs (note 20)	(27,759)	—	—	—	—	(27,759)
	21,490	—	—	(4,700)	—	16,790
Transfer for capital transactions	(144)	—	—	144	—	—
Interfund transfers (note 15)	2,138	—	(2,138)	—	—	—
Other transfers (note 11)	41	(41)	—	—	—	—
Endowment contributions (note 13)	—	—	—	—	6	6
Net decrease in endowment	—	—	—	—	(527)	(527)
Employee future benefits remeasurements and other items (note 6)	—	(5,337)	—	—	—	(5,337)
Net assets (deficiency), end of year	\$ (65,682)	\$ (19,351)	\$ 1,164	\$ 18,474	\$ 60,961	\$ (4,434)
2021	Unrestricted	Employee Future Benefits	Internally Restricted (note 15)	Investment in Capital Assets	Endowment	Total
Net assets (deficiency), beginning of year	\$ (23,640)	\$ (22,557)	\$ 3,848	\$ 22,874	\$ 54,299	\$ 34,824
Excess (deficiency) of revenue over expenses:						
Operating	17,820	(714)	—	(4,873)	—	12,233
Restructuring costs (note 20)	(78,200)	(704)	—	—	—	(78,904)
	(60,380)	(1,418)	—	(4,873)	—	(66,671)
Transfer for capital transactions	(5,243)	—	(50)	5,029	—	—
Other transfers	(208)	704	(496)	—	—	—
Endowment contributions (note 13)	—	—	—	—	175	175
Net increase in endowment	—	—	—	—	7,008	7,008
Employee future benefits remeasurements and other items (note 6)	—	9,298	—	—	—	9,298
Net assets (deficiency), end of year	\$ (89,207)	\$ (13,973)	\$ 3,302	\$ 23,030	\$ 61,482	\$ (15,366)

See accompanying notes to consolidated financial statements.

LAURENTIAN UNIVERSITY OF SUDBURY

Consolidated Statement of Cash Flows

Year ended April 30, 2022, with comparative information for 2021
(thousands of dollars)

	2022	2021
Cash flows from operating activities:		
Excess (deficiency) of revenue over expenses	\$ 16,790	\$ (66,671)
Non-cash items:		
Amortization of capital assets	10,321	10,502
Amortization of deferred capital contributions	(5,621)	(5,629)
Deficiency of employer contributions over employee future benefits net benefit costs	-	(13,259)
	21,490	(75,057)
Change in non-cash working capital (note 18)	5,642	3,688
Change in liabilities subject to the Plan (note 11)	5,399	186,820
	32,531	115,451
Cash flows from financing activities:		
Endowment contributions	6	175
Net increase (decrease) in endowment	(527)	7,008
Increase (decrease) in deferred contributions, net	4,243	(1,059)
Deferred capital contributions received	877	4,018
Decrease in long-term debt	-	(91,711)
Decrease in line of credit	-	(14,400)
Increase in short-term loan	10,008	23,625
	14,607	(72,344)
Cash flows from investing activities:		
Purchases of capital assets	(368)	(1,356)
Net decrease (increase) in investments	283	(8,211)
	(85)	(9,567)
Net increase in cash and short-term investments	47,053	33,540
Cash and short-term investments, beginning of year	36,965	3,425
Cash and short-term investments, end of year	\$ 84,018	\$ 36,965

See accompanying notes to consolidated financial statements.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

1. Description:

Laurentian University of Sudbury (the “University”) is incorporated by *An Act to incorporate Laurentian University of Sudbury* under the laws of Ontario. The University is committed to strengthening the foundation of knowledge in higher education and research in order to offer an outstanding university experience in English and French with a comprehensive approach to Indigenous education.

The University is a registered charity and is exempt from the payment of income tax under section 149 (1)(f) of the *Income Tax Act*.

2. Basis of presentation and going concern:

(a) Basis of presentation:

The consolidated financial statements have been prepared in accordance with Canadian accounting standards for not-for-profit organizations (“ASNPO”) in Part III of the CPA Canada Handbook – Accounting.

The amounts in the consolidated financial statements are presented in thousands of Canadian dollars.

(b) CCAA proceedings:

Due to historical financial and operational issues experienced by the University, on February 1, 2021, the University brought an application before the Ontario Superior Court of Justice (Commercial List) (the “Court”) for an initial order pursuant to the *Companies’ Creditors Arrangement Act* (the “CCAA”) to, among other things, obtain a stay of proceedings to provide the University with the platform and opportunity to financially and operationally restructure. On February 1, 2021, the Court granted the initial order (as amended and restated, the “Initial Order”) that, among other things, appointed Ernst & Young Inc. as Monitor of the University (the “Monitor”) and approved a stay of proceedings for an initial 10-day period. Since then, the stay of proceedings has been extended several times, most recently to November 30, 2022.

The CCAA proceeding provided the University with a court-supervised platform for the University to restructure with the goal of becoming sustainable long-term, both financially and operationally. The University continues to operate and provide its educational services and programs.

On February 10, 2021, the Court approved a \$25,000 debtor-in-possession credit facility (“DIP Facility”). The DIP Facility was subsequently increased to \$35,000 on May 19, 2021 with a maturity date of January 31, 2022. On January 27, 2022, the Province of Ontario, as represented by the Ministry of Colleges and Universities, refinanced the DIP Facility through an

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

2. Basis of presentation and going concern (continued):

(b) CCAA proceedings (continued):

advance under a credit facility in the amount of \$35,000 (the "MCU DIP Facility"). The maturity date of the MCU DIP Facility was September 30, 2022. Subsequent to the University's year-end, the maturity date was extended to November 30, 2022 (notes 9 and 24).

During the CCAA proceedings, the University engaged in and completed a comprehensive operational and academic restructuring resulting in reduced programs and course offerings, a reduction of faculty and departments, amendments to the University's pension plan, the termination of the University's historical relationships with Huntington University, the University of Sudbury, and Thorneloe University, and a renegotiation of existing collective agreements. These measures resulted in a significant reduction to the University's annual costs.

On April 5, 2021, the University entered into an agreement reflected by a term sheet with the Laurentian University Staff Union ("LUSU") that included reductions in staff complement and certain changes to the collective agreement between the University and LUSU, including changes to employee benefits, pension, and post-employment benefits. On April 7, 2021, the University and the Laurentian University Faculty Association ("LUFA") signed an agreement reflected by a term sheet setting out key terms and conditions of a new collective agreement, a /reduction in faculty complement and changes to compensation and amendments to pension and post-employee benefits Plans as disclosed in note 6.

On May 31, 2021, the Court granted an order approving a claims process order establishing a claims process (the "Claims Process") whereby the Monitor, in conjunction with the University, would call for claims of creditors against the University and provide for a mechanism for the resolution and determination of such claims for voting and distribution purposes in relation to a Plan of compromise or arrangement pursuant to the CCAA to be presented by the University at a future date. Pursuant to the Claims Process Order, creditors had until July 30, 2021 to submit their claims to the Monitor. On August 17, 2021, the Court also granted an order approving a process and methodology to calculate and determine employee compensation claims and a process for notification and claims processing to determine employee compensation claims.

On December 16, 2021, the Ontario Government announced a package of support through the Ministry of Colleges and Universities that included the MCU DIP Facility, up to \$6,000 in COVID-19 relief grants, and grant and future enrolment corridor and performance grant protection up to \$22,000. The MCU DIP Facility was approved by the Court on January 27, 2022, and the refinancing completed on January 28, 2022.

As at April 30, 2022, in connection with the CCAA proceedings, the University identified obligations that are subject to the Plan of \$192,219 (2021 - \$186,820) (note 11) and incurred restructuring costs of \$27,759 (2021 - \$78,904) (note 20).

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

2. Basis of presentation and going concern (continued):

(c) Going concern:

These consolidated financial statements have been prepared on a going concern basis, which assumes the University will continue its operations for the foreseeable future and realize its assets and discharge its liabilities and commitments in the normal course of business.

The University's CCAA proceedings and circumstances relating to this event, including the University's cash flows, deficiency in net assets, and working capital deficiency, have resulted in material uncertainties that casts significant doubt about the appropriateness of the use of the going concern assumption. The University's ability to continue as a going concern is dependent on the University restructuring and emerging from CCAA protection with a Plan of Arrangement that is accepted by its creditors (achieved on September 14, 2022), approved by the Court (achieved on October 5, 2022) and all conditions to implementation of the Plan being satisfied.

The loan agreement whereby the \$35,000 DIP Loan was refinanced by the Province included a recital stating that it is "the intention of the parties for the DIP Facility to be converted to a long-term loan on the implementation of a CCAA Plan, upon such terms and conditions as may be agreed by the University and the Province prior to that time".

The Government also committed to providing COVID-19 grant funding of up to \$6,000 and providing enrolment corridor and performance protection up to \$22,000 over a number of years, on terms to be agreed. The government support was subject to certain conditions, which included renewal of the Board of Governors and the position of the President, and a commitment to complete a long-term strategic plan for the University. The first phase of Board renewal commenced on December 16, 2021 and the process to identify a consultant to help lead the University through the development of a strategic plan is in progress. As of the date of these consolidated financial statements, the funding commitment from the Province and the steps leading to the new strategic plan have not been finalized.

The consolidated financial statements do not reflect the adjustments that would be necessary if the going concern basis was not appropriate. If the going concern basis was not appropriate, then significant adjustments would be necessary to the carrying values of assets and liabilities and the reported revenues and expenses and the classification used in the consolidated statement of financial position. These adjustments could be material.

See note 24, subsequent events reflecting the details of the creditor vote on the Plan of arrangement and Court approval.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

2. Basis of presentation and going concern (continued):

(d) Basis of consolidation:

These consolidated financial statements reflect the assets, liabilities, net assets, revenue, expenses and other transactions of all of the operations and organizations controlled by the University. The University has control or joint control over another entity when it has control or shared control over the power to determine its strategic operating, investing, and financing policies of the entity.

These consolidated financial statements include the assets, liabilities, deficit and operations of the University's subsidiaries and joint ventures as follows:

- Mining Innovation Rehabilitation and Applied Research Corporation ("MIRARCO"), which is a wholly controlled entity and is consolidated by the University. The University is the sole voting member of this corporation. MIRARCO promotes research in and the development of the application of scientific and engineering techniques and policies to foster and enable the use of natural resources in a safe, sustainable, and economic manner.
- Sudbury Neutrino Observatory Laboratory ("SNOlab") which is a not-for-profit organization whose principal objective is the construction, operation and decommissioning of a deep underground science research facility. SNOlab is a partnership arrangement with four other universities. The University accounts for its 20% share of SNOlab using the equity method.

The University appoints one member to the Board of the Centre for Excellence in Mining and Innovation ("CEMI"), but does not control or have significant influence over this entity. As a result, these consolidated financial statements do not include the financial results of CEMI. See note 23 for additional disclosure relate to CEMI.

Various student organizations are not included in these consolidated financial statements. Prior to the commencement of the CCAA proceeding, the University had guaranteed a loan on behalf of the Laurentian University Student's General Association for the construction of a student centre. See note 17 for additional details.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

3. Significant accounting policies:

(a) Revenue recognition:

The University follows the deferral method of accounting for contributions for not-for-profit organizations.

Unrestricted contributions, including government funding and certain unrestricted donations are recognized as revenue when received or receivable if the amount can be reasonably estimated and collection is reasonably assured. Contributions pertaining to future periods are deferred and recognized as revenue in the year in which the related expenses are recognized.

Contributions externally restricted for purposes other than endowment are recognized as deferred contributions and recognized as revenue in the year in which the related expenses are recognized.

Contributions restricted for capital asset purchases are deferred and amortized to operations on the same basis as the related asset is amortized.

Contributions restricted for endowment purposes are recognized as direct increases to endowment net assets.

Pledges are not legally enforceable claims and therefore are not recorded in these consolidated financial statements until they are received.

Tuition and ancillary fees, other fees and income, and sales and services are recognized as revenue in the fiscal period when the respective courses and seminars are held, or the goods and services are provided.

(b) Investments and investment income:

Investment income arises primarily from the pooled fund investments held by the University, and can include changes in fair market value, dividends and interest.

Investment income related to unrestricted contributions is recognized when earned as other fees and income.

Investment income related to externally restricted endowments is recorded as a direct increase in net assets. Subsequent to initial income recognition, the University may allocate investment income earned that can be distributed for other purposes as stipulated by the external donor for another internally restricted purpose.

The University also recognizes as revenue an administration fee for managing the endowment funds. During the year, \$nil (2021 - \$590) of administrative fees were recorded in other fees and income.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

3. Significant accounting policies (continued):

(b) Investments and investment income (continued):

Any restricted amounts available for spending that remain unspent at year-end are included in deferred contributions. When the net investment income earned is in excess of the amount made available for spending, the excess is recorded as a direct increase in Endowment net assets. When the net investment income earned is insufficient to fund the amount made available for spending, the deficiency is recorded as a direct decrease in Endowment net assets.

(c) Capital assets:

Purchased assets are recorded at cost. Contributed assets are recorded at fair market value at the date of contribution.

Capital assets are amortized on the straight-line basis over their estimated useful lives as follows:

Buildings	40 years
Equipment and furnishings	7 years
Site improvements	15 years

Construction in progress is not amortized until the project is complete and the facilities are put in use. Expenditures on repairs and maintenance are expensed as incurred.

(d) Employee future benefits liabilities:

In the year, the University provided employee future benefits to its employees through its pension plan. In connection with the CCAA restructuring, the University has made substantial changes to its benefit Plans as described in note 6.

The University accrues its obligations and related costs for funded employee future benefit plans as the employees render the service necessary to earn the pension. The pension obligations are based on the latest going concern funding valuation. The actuarial determination of the accrued benefit obligations for pensions uses the projected method on service (which incorporates management's assumptions used for funding purposes, other cost escalation, retirement ages of employees and other actuarial factors). The actuarial valuation is performed at least every three years. In the years between valuations, pension plan results are prepared based on extrapolations of the latest available funding valuation results. The most recent actuarial valuation for the pension plan was as of July 1, 2021, and the next actuarial valuation will be completed effective July 1, 2024.

The pension plan's assets are measured at fair value at the date of the Consolidated Statement of Financial Position.

Current service and finance costs for the year are recognized as Salaries and benefit expense.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

3. Significant accounting policies (continued):

(d) Employee future benefits liabilities (continued):

Re-measurements and other items comprise the aggregate of the difference between the actual return on plan assets and the return calculated using the discount rate; the actuarial gains and losses; the effect of any valuation allowance in the case of a net defined benefit asset; the past service costs; and the gains and losses arising from settlements and curtailments. Re-measurements are recognized directly in net assets.

The pension plan provides a provision against the pension plan's assets for benefit reinstatement in accordance with the pension plan's benefits and funding policy.

(e) Internally restricted net assets:

The University restricts use of portions of its operating net assets for specific future uses. When incurred, the related expenses are charged to operations, and the balance of Internally restricted assets is reduced accordingly with a transfer to Unrestricted net assets (deficiency).

(f) Financial instruments:

All financial instruments are initially recorded on the Consolidated Statement of Financial Position at fair value.

Investments held in fixed income and equity pooled funds that trade in an active market, as well as investments held in real estate are subsequently recorded at fair value.

All other financial instruments are subsequently measured at amortized cost.

Transaction costs incurred on the acquisition of financial instruments measured subsequently at fair value are expensed as incurred.

The University entered into interest rate swaps to hedge the effect of changes in interest rates on its long-term debt that bears interest based on London Interbank Offered Rate (LIBOR). Gains or losses realized on the settlement of the hedging item are deferred until the settlement of the hedged item.

At the inception of hedging relationship, the University designated that hedge accounting will be applied. The University formally documented the hedging relationship between the hedging instruments and hedged item. At the inception of the hedge and throughout its term, the terms of the hedging item and hedged item are the same. During 2021, the hedge was terminated and the resulting amount addressed and compromised as part of the CCAA proceeding.

Year ended April 30, 2022
(thousands of dollars)

3. Significant accounting policies (continued):

(g) Use of estimates:

The preparation of consolidated financial statements requires management to make estimates and assumptions that affect the reported amounts of assets and liabilities and disclosure of contingent assets and liabilities at the dates of the consolidated financial statements and the reported amounts of revenues and expenses during the reporting periods. Items subject to such estimates and assumptions include the carrying value of accounts receivable, capital assets, obligations related to employee future benefits, vacation accrual, contingencies, and liabilities that are subject to compromise under the Plan. Actual results could differ from those estimates. These estimates are reviewed periodically, and, as adjustments become necessary, they are recognized in the consolidated financial statements in the year in which they become known.

(h) Key sources of measurement uncertainty:

As a result of the ongoing CCAA proceeding, the academic restructuring, reduction of staff, faculty and departments, termination of employee benefits and arrangements that were disclaimed with the Federated Universities, the University recognized restructuring costs (note 20) and liabilities that are subject to compromise under the Plan (note 11).

Liabilities subject to the Plan are measured at the reporting date based on an analysis of the nature and carrying value of the underlying liabilities, proof of claim and the stage of advancement of the claim's identification, resolution, and barring process.

(i) Impairment of capital assets:

Capital assets are reviewed for impairment whenever events or changes in circumstances indicate that the carrying value of assets may not contribute to the University's ability to provide goods and services.

An impairment occurs when the carrying value of an asset is higher than the replacement value or fair value. Any impairment results in a write-down of the capital assets and an expense in the Consolidated Statement of Operations. An impairment loss is not reversed if the fair value of the related capital asset subsequently increases.

(j) Liabilities subject to the Plan:

As a result of the stay of proceedings obtained pursuant to the CCAA on February 1, 2021 and subsequent extensions, the payment of certain pre-filing liabilities due as at February 1, 2021 is stayed, and certain of the outstanding liabilities, as well as any additional outstanding claims by creditors are subject to compromise pursuant to the Plan that was approved by the Affected Creditors entitled to vote at the meeting of the Affected Creditors held on September 14, 2022 and approved by the Court on October 5, 2022. Certain liabilities are not subject to compromise under the Plan and such liabilities are defined as Unaffected Claims in the Plan. That includes certain claims (i) in respect of which no right to assert or continue the Claim against Laurentian will exist upon implementation of the Plan, with recovery limited to a third party such as Insured Claims (as defined in the Plan); and (ii) that will be paid in full prior to any *pro rata* distribution to Affected Creditors (as defined in the Plan).

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

3. Significant accounting policies (continued):

(j) Liabilities subject to the Plan (continued):

Obligations for goods and services provided to the University after the filing date of February 1, 2021, are not included in Liabilities subject to the Plan and will continue to be addressed in the ordinary course.

Liabilities subject to the Plan represent the liabilities associated with Affected Claims under the Plan, and other claimants as described in note 11.

The measurement of Liabilities subject to the Plan is measured at the reporting date based on an analysis of the nature and carrying value of the underlying liabilities, proof of claims, and the claims identification and process.

Liabilities subject to the Plan may be subject to future adjustments depending on the final resolution of such claims, and further developments with respect to disputed claims, proof of claims or other events, and are therefore subject to significant estimation uncertainty. Any changes to these liabilities in future periods may be material and will be recorded through the Statement of Operations.

4. Cash and investments:

	2022	2021
Short-term:		
Cash	\$ 83,660	\$ 36,964
Short-term investments	358	1
	\$ 84,018	\$ 36,965
Long-term:		
Equity funds	\$ 28,363	\$ 27,514
Fixed income	26,814	28,809
Structured credit	3,460	3,102
Real estate fund	3,255	2,750
	\$ 61,892	\$ 62,175

The University maintains operating bank accounts with a combined balance of \$73,534 (2021 \$32,574) and segregated bank accounts with a combined balance of \$10,126 (2021 - \$4,390). The segregated bank accounts were established in December 2020 to hold certain externally restricted funds advanced to the University prior to the related expenditures being incurred.

Externally restricted assets include endowment investments of \$61,892 (2021 \$62,175) and deferred contributions as outlined in note 12.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

5. Accounts receivable:

	2022	2021
Restricted grants and contracts	\$ 3,217	\$ 4,380
Tuition and ancillary fees	7,275	6,431
Operating grants	4,985	4,772
Government remittances receivable	944	2,596
Other	1,166	788
	\$ 17,587	\$ 18,967
Less allowance for doubtful accounts	(2,954)	(3,174)
	\$ 14,633	\$ 15,793
Current portion of accounts receivable	\$ 14,560	\$ 15,720
Long-term accounts receivable	73	73
	\$ 14,633	\$ 15,793

6. Employee future benefits:

In the year, the University provided employee future benefits to its employees through the Retirement Plan of Laurentian University (the "Pension Plan"). In connection with the CCAA restructuring, the University made substantial changes to its benefit Plans as described below.

(a) Pension Plan:

(i) Overview of the pension plan

Since July 1, 2012, the pension plan has provided for all future service to be earned as a defined benefit entitlements for all employees of the University. Prior to this, the pension plan provided a pension benefits on a hybrid basis (a defined contribution pension with a guaranteed minimum defined benefit).

The University is the principal employer of the pension plan, which also includes other Participating Employers, being the Centre for Excellence in Mining Innovation, Sudbury Neutrino Observatory Laboratory, and Mining Innovation Rehabilitation and Applied Research Corporation. Previous Participating Employers included Huntington University, the University of Sudbury, and Thorneloe University (collectively, the "Former Federated Universities"). Through amendments to the pension plan, Laurentian University terminated the future participation of employees of the Former Federated Universities in the pension plan during 2021. As part of a transition agreement between the University and Huntington University, Huntington University ceased its participation in the pension plan on June 30, 2021. The employees of the University of Sudbury and Thorneloe University terminated participation in the pension plan on December 31, 2021.

Year ended April 30, 2022
(thousands of dollars)

6. Employee future benefits (continued):

(a) Pension Plan (continued):

(i) Overview of the pension plan (continued)

In the prior year, as disclosed in note 2(b), the University amended the pension plan to enhance the long-term sustainability of the pension plan for all beneficiaries. Effective April 2021, the pension plan was amended to modify the rights of members to receive their pension entitlement as a lump sum value. Previously, the lump sum transfer election was available at any time between the end of employment and the end of the year in which a member or former member attained age 71 when a monthly pension commenced. The pension plan as amended such that members who remain in active employment until their early retirement date are no longer be able to transfer lump sum values of their pension entitlement and a group of terminated members were given a final lump sum transfer option.

(ii) Current year amendments to pension plan

Effective July 1, 2021, the pension plan changed its name to the Retirement Plan of Laurentian University of Sudbury. In addition, the pension plan was amended such that future benefits are calculated based on a lower cost career average earnings formula instead of a final average earnings formula. The guaranteed post-retirement indexation was amended to conditional indexation for pensions earned after July 1, 2021. Amendments were also made to the early retirement provisions of the pension plan and the option to commence a pension while remaining employed was amended. Employee contributions were increased to an aggregate of 8% of pensionable earnings. Employer contributions are now also subject to a minimum of 8% of pensionable earnings. These amendments to the pension plan have been reflected in the actuarial valuation performed as at July 1, 2021. An adjustment to increase the accrued benefit obligation of \$7,972, which is recorded in the current year results and disclosed in the continuity chart of this note below.

Future benefit improvements under the pension plan are subject to plan sustainability measures under the terms of a Benefits and Funding Policy and no benefit improvements will be considered prior to July 1, 2025, unless the pension plan develops an excess surplus as defined under the Income Tax Act. During 2021, the University had provided a provision against the pension plan's assets for benefit reinstatement in accordance with the pension plan's benefits and funding policy. An actuarial calculation of the future assets/liabilities including an allowance for benefit reinstatement was completed and forms the basis for the accrued benefit obligation. As a result, the University recognized a valuation allowance as at April 30, 2021 of \$9,535 to reflect that the University does not expect to realize these Plan assets. As at April 30, 2022, the University reflected a pension plan liability of \$5,337.

The pension plan's assets are measured at fair value at the date of the consolidated Statement of Financial Position.

The most recent actuarial valuation was as of July 1, 2021, which includes the amendments to the pension plan effective July 1, 2021, described above. The next actuarial valuation is required to be prepared effective July 1, 2024.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

6. Employee future benefits (continued):

(a) Pension Plan (continued):

(iii) Current year amendments to pension plan with respect to Federated Universities

As noted above, effective June 30, 2021, all Huntington University active employees ceased to accrue any further entitlement in the pension plan. In April 2021, Huntington University reached an agreement with Laurentian University where Huntington University among other things made a lump sum contribution for its current and former members to the pension plan. Under this agreement, Laurentian University assumed responsibility for the future liabilities of Huntington University in respect of the pension plan. Laurentian University has reflected the impact of the changes described above as a net decrease in the accrued benefit obligation of \$107, which is recorded in the current year results and disclosed in the continuity chart of this note below.

Effective December 31, 2021, the pension plan was amended to cease all pension accrual for employees of the University of Sudbury and Thorneloe University, and among other things, to confirm the obligations of the University of Sudbury and Thorneloe University to continue to fund the pension benefits earned by their respective employees and former employees by segregating the pension plan's assets and liabilities in respect of University of Sudbury and Thorneloe University's employees and former employees. As a result of these amendments, any amounts or obligations relating to employees or former employees of the University of Sudbury and Thorneloe University have not been included in these consolidated financial statements as the University of Sudbury and Thorneloe University are solely responsible for funding the pension benefits earned by their respective employees or former employees.

On May 16, 2022, Laurentian University and the University of Sudbury entered into a Pension Participation Agreement regarding the University of Sudbury's obligations in respect of the pension plan. No agreement has been reached with Thorneloe University.

(b) Retiree Health Benefit Plan:

The University previously sponsored a defined benefit health care plan for substantially all retirees and employees. Employees contributed to the plan as did the University. The University accrued its obligations and related costs based on the latest actuarial valuation. The Retiree Health Benefit Plan was unfunded. In 2021 and prior, current service and finance costs were expensed during the year, while remeasurements and other items were recognized as a direct increase or decrease in Net assets (deficiency).

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

6. Employee future benefits (continued):

(b) Retiree Health Benefit Plan (continued):

As disclosed in note 2(b), the retiree health benefit plan was terminated on April 30, 2021. This termination is considered a plan curtailment, and any related liabilities will be compromised pursuant to the Plan in the CCAA proceeding. As of the date of the release of these consolidated financial statements, the CCAA process remains ongoing and as such there were no further adjustments reflected with respect to the curtailment of the plan in the current year, which remain classified as liabilities subject to the Plan (note 11).

Total liabilities of \$10,798 at April 30, 2022 (2021 – \$10,757) relating to retiree health benefit plan are included in liabilities subject to the Plan (note 11).

(c) Supplementary Pension Plan:

The University had approved an unfunded supplemental plan for employees to provide them with certain benefits as calculated pursuant to the defined benefit pension plan formula assuming that Canada Revenue Agency tax limits did not exist. The University recognized the amount of the accrued obligation in the Consolidated Statement of Financial Position. Current service and finance costs were expensed during the year, while remeasurements and other items, representing the total of actuarial gains and losses, and past service costs, were recognized as a direct increase or decrease in employee future benefits net assets (deficiency). The accrued liability was determined using a roll-forward technique to estimate the accrued liability using funding assumptions from the most recent actuarial valuation report prepared at least every three years.

As disclosed in note 2(b), the terms and conditions agreed with LUFAs and LUSAs provided that the supplementary pension plan would be terminated. All payments from the supplementary pension plan were suspended on February 1, 2021, as a result of the commencement of the CCAA proceeding. No additional obligations were accrued after the termination for current or former non-union employees. This termination is considered a plan curtailment, and any related liabilities will be compromised as part of the Plan. As of the date of the release of these consolidated financial statements, the CCAA process remains ongoing and as such there were no adjustments reflected with respect to the curtailment of the plan in the current year, which remain classified as liabilities subject to the Plan (note 11).

Liabilities of \$3,216 at April 30, 2022 (2021 - \$3,216) relating to supplementary pension plan are included in liabilities subject to the Plan (note 11).

Past service costs, actuarial gains, and losses on plan assets or defined benefit obligations as well as gains and losses arising from the amendment and curtailments are recognized as remeasurements in net assets.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

6. Employee future benefits (continued):

The breakdown of the plans is as follows:

	Pension Plan	Retiree Health Benefit Plan	Supplemental Pension Plan	2022 Total
Accrued benefit obligation	\$ (418,342)	\$ (10,798)	\$ (3,216)	\$ (432,356)
Fair value of plan assets	413,005	-	-	413,005
Accrued benefit liabilities	\$ (5,337)	\$ (10,798)	\$ (3,216)	\$ (19,351)
Reclassified to:				
Liabilities subject to the Plan (Note 11)	\$ -	\$ (10,798)	\$ (3,216)	\$ (14,014)

	Pension Plan	Retiree Health Benefit Plan	Supplemental Pension Plan	2021 Total
Accrued benefit obligation	\$ (452,203)	\$ (10,757)	\$ (3,216)	\$ (466,176)
Fair value of plan assets	461,738	-	-	461,738
Allowance for benefit reinstatement	\$ 9,535	\$ (10,757)	\$ (3,216)	\$ (4,438)
Accrued benefit liabilities	\$ (9,535)	\$ -	\$ -	\$ (9,535)
Accrued benefit liabilities	\$ -	\$ (10,757)	\$ (3,216)	\$ (13,973)
Reclassified to:				
Liabilities subject to the Plan (Note 11)	\$ -	\$ (10,757)	\$ (3,216)	\$ (13,973)

The reconciliation of the pension plan at April 30, 2022 is as follows:

	Fair value of plan assets	Accrued benefit obligation	Accrued benefit assets/ (liabilities)
Balance as at April 30, 2021	\$ 461,738	\$ (452,203)	\$ 9,535
Transfer and plan amendments arising from Huntington University	6,188	(6,081)	107
Contributions	10,678	(3,268)	7,410
Current period costs	-	(23,068)	(23,068)
Transfers	(1,055)	1,055	-
Adjustment for plan amendments	(7,972)	-	(7,972)
Benefits paid	(58,760)	58,760	-
Actual return on plan assets	2,188	(23)	2,165
Actuarial gain	-	6,486	6,486
Balance as at April 30, 2022	\$ 413,005	\$ (418,342)	\$ (5,337)

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

6. Employee future benefits (continued):

The reconciliation of the pension plan at April 30, 2021 is as follows:

	Fair value of plan assets	Accrued benefit obligation	Accrued benefit assets/ (liabilities)
Balance as at April 30, 2020	\$ 419,293	\$ (431,581)	\$ (12,288)
Contributions	14,099	(6,294)	7,805
Current period costs	–	(25,167)	(25,167)
Transfers	17,350	(17,350)	–
Benefits paid	(25,784)	25,784	–
Actual return on plan assets	36,780	–	36,780
Actuarial gain	–	3,520	3,520
Past service costs - remeasurements	–	(1,115)	(1,115)
Balance as at April 30, 2021	\$ 461,738	\$ (452,203)	\$ 9,535

The significant assumptions used are as follows (weighted average):

	Pension Plan	
	2022	2021
Discount rate	5.85%	5.85%
Provision for adverse deviation (on non-indexed liabilities)	10.28%	10.28%
Rate of compensation increases	2.00%	2.00%
Expected long-term rate of return on Plan assets	5.85%	5.85%
Health care cost trend rate	–	–
Rate of inflation	2.00%	2.00%

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

7. Capital assets:

			2022	2021
	Cost	Accumulated Amortization	Net book Value	Net book Value
Buildings	\$ 358,271	\$ 123,339	\$ 234,932	\$ 242,961
Equipment and furnishings	66,775	63,090	3,685	5,405
Site improvements	12,266	10,864	1,402	1,606
Land	13,413	-	13,413	13,413
	<u>\$ 450,725</u>	<u>\$ 197,293</u>	<u>\$ 253,432</u>	<u>\$ 263,385</u>

A total of \$144 (2021 - \$34) of buildings are under construction and not yet subject to amortization.

The University reviewed their capital assets for indicators of impairment and determined there were no such indicators, and therefore determined that an impairment allowance was not required. The University's buildings are considered an integrated group of assets to provide post-secondary education to students and to support research activities. The overall service potential for the integrated asset group has not been significantly reduced and continues to be used to provide ongoing and future services to support the University's academic and research operations.

As part of the Plan, the University will make all of its real estate capital assets available for review and consideration by the Province of Ontario, in order for the Province of Ontario to select specific assets for purchase for an aggregate purchase price of a minimum amount of \$45,500 and a maximum amount of \$53,500, and will enter into one or more agreements of purchase and sale and associated documentation for these assets. At this time, the assessment and allocation of which real estate assets may be sold is ongoing. No real estate assets have been designated as held for sale as at April 30, 2022 given a determination has not yet been made with respect to which real estate assets have been allocated for their potential sale. Any impairment value or loss on the sale of assets to the Province cannot be determined at this time and are not reflected in these financial statements.

8. Accounts payable and accrued liabilities:

Included in Accounts payable and accrued liabilities are government remittances payable of \$2,544 (2021 - \$3,749), which includes amounts payable for payroll related taxes.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

9. Short-term loan:

On February 10, 2021, the Court approved a super-priority, non-revolving DIP Loan to be granted to the University by Firm Capital Corporation (“FCC” or “DIP lender”), pursuant to which the DIP lender committed to provide a DIP Loan up to a maximum amount of \$25,000 to enable the University to continue day-to-day operations.

The DIP Loan provided for an aggregate commitment of up to \$25,000, with interest at the higher of 8.50% or the TD Canada Trust Posted Bank Prime Interest Rate plus a margin of 6.05%, calculated and compounded monthly and payable monthly in arrears. The initial draw of \$10,000 was received on February 16, 2021 and the University made a second draw of \$15,000 on March 26, 2021. Pursuant to the terms of the DIP Loan, the University paid debt issuance costs of \$591 to the DIP lender and recognized interest expense of \$583.

On May 19, 2021, the DIP Loan was amended to extend the principal repayment and maturity date to August 31, 2021 and to increase the aggregate commitment to \$35,000. The DIP Loan was further amended on August 20, 2021 to extend the principal repayment and maturity date to January 31, 2022.

On January 27, 2022 the Province of Ontario, as represented by the Ministry of Colleges and Universities advanced a \$35,000 DIP facility to replace the previous DIP lender with a maturity date of September 30, 2022. The interest rate is 1.052% and the loan is secured by all property on a super-priority charge. Subsequent to year-end, the maturity date was extended to November 30, 2022 (note 24). A new loan is expected to be negotiated upon exiting CCAA protection to replace the DIP loan with terms that will likely vary significantly from the current terms and conditions.

10. Long-term debt:

Prior to the commencement of the CCAA proceeding, RBC sent letters to LU advising that the credit facilities under the loan agreements were no longer available and all amounts were immediately due. Any potential actions by the lenders under the debt agreements have been stayed pursuant to the Initial Order. These obligations have been classified as liabilities that are subject to compromise under the Plan.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

10. Long-term debt (continued):

The University's total indebtedness as of April 30, 2022 and 2021 consisted of the following:

Unsecured loans with:	Rate	Fixed Maturity	2022	2021
Bank of Montreal (i)	5.39%	2024	\$ 1,301	\$ 1,301
Royal Bank of Canada	4.30%	2040	12,881	12,881
Royal Bank of Canada (i)	4.94%	2043	17,455	17,455
Royal Bank of Canada (i)	3.90%	2023	2,555	2,555
Royal Bank of Canada	4.63%	2041	38,640	38,640
TD Canada Trust (i)	4.97%	2036	10,538	10,538
TD Canada Trust	4.95%	2043	6,557	6,557
			\$ 89,927	\$ 89,927
Less: liabilities subject to compromise			(89,927)	(89,927)
			\$ -	\$ -

The above-noted debt instruments were advanced under variable rate credit facilities for the financing of various residences, construction of the School of Education and Student Recreation Centre as well as Campus Modernization projects. The principal and interest on these loans were payable in monthly installments.

During 2021, principal repayments on the four loans indicated by (i) were deferred for a period of six months. Principal repayments were stayed after February 1, 2021, when the CCAA proceeding was commenced. The amended terms of the loans were not substantially different from those of the original loans. The University did not incur any fees in relation to the modification of loans. During 2022, the University made principal payments totalling \$nil (2021 - \$1,784) on the other loans in the year.

Prior to the commencement of CCAA proceedings, the University was a party to seven interest rate swap agreements to manage the volatility of interest rates. The University converted floating rate debt for fixed rate of debt. After the commencement of the CCAA proceeding, each of the lenders provided notice to LU that the interest rate swaps would be unwound. The determination of the quantum of the lenders' claim against the University was determined in the Claims Process. As a result of the termination, the University ceased the application of hedge accounting for all the interest rate swaps and recorded an immediate loss incurred on termination amounting to \$24,700 in Restructuring costs on February 1, 2021.

As noted above, RBC advised that all the debt obligations and the estimated costs to terminate the related interest-rate swaps were immediately due and payable. In accordance with applicable law, the University ceased accruing interest expense on long-term debt as of February 1, 2021. These obligations are reclassified and recognized as a component of the liabilities subject to the Plan for the years ended April 30, 2021, and 2022 (note 11).

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

11. Liabilities subject to the Plan:

As a result of the Initial Order obtained on February 1, 2021, and subsequent amendments, the payment of liabilities owing as of February 1, 2021 is stayed, and the outstanding unsecured liabilities, as well as any additional outstanding claims by creditors, are subject to compromise pursuant to the Plan (note 24), in addition to certain claims not subject to compromise under the Plan.

On May 31, 2021, the Court issued a Claims Process Order establishing the claims procedures for the identification and resolution or determination of claims. On August 17, 2021, the Court issued an order establishing the procedures for the identification and the methodology associated with the determination of employee compensation claims. Pursuant to the Claims Process Order, creditors were required to submit their claims to the Monitor.

Obligations for goods and services provided to the University after the filing date of February 1, 2021 are discharged in the ordinary course based on negotiated terms. These liabilities are not included as Liabilities subject to the Plan. The amounts recognized as subject to the Plan are as follows:

2022

	Employee future benefit remeasurements	Restructuring costs	Reclassification from existing liabilities	Total
Accounts payable and accrued liabilities	\$ –	\$ 6,076	\$ 10,891	\$ 16,967
Employee future benefits liabilities	14,014	704	233	14,951
Employee restructuring and termination costs	–	44,682	–	44,682
Short-term loan	–	–	1,324	1,324
Long-term debt	–	–	89,927	89,927
Interest rate swap termination obligation	–	24,368	–	24,368
	\$ 14,014	\$ 75,830	\$ 102,375	\$ 192,219

Subsequent to year end, certain claims have been determined to be excluded from being compromised, namely Secured Claims (as defined under the Plan) relating to certain construction projects which are entitled to be paid in full and unpaid employee vacation pay. These amounts total to \$5,954 (note 24).

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

11. Liabilities subject to the Plan (continued):

2021

	Employee future benefit remeasurements	Restructuring costs	Reclassification from existing liabilities	Total
Accounts payable and accrued liabilities	\$ –	\$ 35	\$ 11,266	\$ 11,301
Employee future benefits liabilities	13,973	704	233	14,910
Employee restructuring and termination costs	–	44,658	–	44,658
Short-term loan	–	–	1,324	1,324
Long-term debt	–	–	89,927	89,927
Interest rate swap termination obligation	–	24,700	–	24,700
	\$ 13,973	\$ 70,097	\$ 102,750	\$ 186,820

Total claims asserted by creditors in 2022 were \$363,950 (2021 - \$360,291) pursuant to the claim procedures approved by the Court. The current balance of resolved claims, excluding amounts recorded for research which is included with deferred contributions, amount to \$192,219 (2021 \$186,820), The remaining unresolved claims amounts are not recognized in these consolidated financial statements as the University is assessing the likelihood and magnitude of these claims and cannot reliably estimate an amount subject to compromise based on the information available as of the report date of these consolidated financial statements. Liabilities subject to compromise may be subject to future adjustments depending on further developments with respect to disputed claims, proof of claims or other events and is therefore subject to significant estimation uncertainty. Changes to these liabilities in future periods may be material as the estimation of these liabilities becomes more reliable.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

12. Deferred contributions:

(a) Deferred contributions:

Deferred contributions represent external contributions restricted for research and other expenditures to be incurred in subsequent fiscal years. Details of the change in Deferred contributions are as follows:

	2022	2021
Balance, beginning of year	\$ 36,364	\$ 37,423
Add contributions received in the year	21,367	20,002
Less amounts recognized as revenue	(17,124)	(21,061)
Balance, end of year	\$ 40,607	\$ 36,364

Deferred contributions recognized in the year for all types of revenue was \$17,124 (2021 - \$21,061). Included in this amount is \$12,759 (2021 - \$15,168) of research income. The corresponding expenses related to this research activity are \$8,429 (2021 - \$11,378) in salaries and benefits expense; \$3,659 (2021 - \$3,219) in operating and research expense and \$671 (2021 - \$571) in scholarships and bursaries expense.

Deferred contributions consist of the following:

	2022	2021
Research grants	\$ 22,588	\$ 18,590
Other grants and contracts	14,676	14,660
Scholarships and bursaries	3,343	3,114
Balance, end of year	\$ 40,607	\$ 36,364

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

12. Deferred contributions (continued):

(a) Deferred contributions (continued):

In December 2020, the University established separate bank accounts to hold future contributions received for restricted purposes. Previously, contributions received for restricted purposes were deposited in the operating bank account. The table below shows the restricted deferred contributions balances held in a separate bank account at year end:

	2022	2021
Amount of cash held in separate bank accounts:		
Unspent research grant account	\$ 8,623	\$ 4,324
Restricted funds account	1,493	66
Amount of Deferred contributions not held in separate bank accounts	30,491	31,974
	\$ 40,607	\$ 36,364

Cash balances in restricted bank accounts are transferred in a period subsequent to the deferred contributions spending.

As a result of the CCAA process, the University continues to assess the funding of the programs and activities to which these Deferred contributions relate, and therefore these amounts may be subject to change in future periods. A portion of the Deferred contributions balance related to unspent research grants is potentially subject to compromise, however due to the uncertainty in the ongoing proceedings, the total balance cannot be reasonably determined.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

12. Deferred contributions (continued):

(b) Deferred capital contributions:

Deferred capital contributions represent the unspent and unamortized amount of donations and grants received for the purchase of capital assets. Details of the change in Deferred capital contributions are as follows:

	2022	2021
Unspent:		
Balance, beginning of year	\$ 2,481	\$ 550
Add contributions received in the year	877	4,018
Less amounts spent	(224)	(2,087)
Balance, end of year	3,134	2,481
Unamortized:		
Balance, beginning of year	125,787	129,329
Add contributions spent in the year	224	2,087
Less amount amortized to revenue	(5,621)	(5,629)
Balance, end of year	120,390	125,787
Total unspent and unamortized capital contributions	\$ 123,524	\$ 128,268

13. Endowment and investment income (loss):

Endowment consists of restricted funds received by the University and the accumulated investment income not yet distributed. Investment income generated from long-term investments earmarked for endowment is used in accordance with the various purposes established by the donors. In order to protect the value of endowment capital over time and to allow the University to distribute a consistent amount of income from endowment on an annual basis regardless of the investment income earned in the fiscal year, the endowment investment objective is to earn a rate of return at least equal to the total of the effects of inflation plus distributions and the costs of investing and administering the funds.

The University reviews its distribution rate on an annual basis. In 2020, prior to the initiation of the CCAA process, the University approved a distribution of up to 2.0% of the fair value of the endowment investment, subject to availability of earned investment income in each endowment account. Total actual amount distributed was \$400. Following the initiation of the CCAA process, there have been no further distributions.

The University charges an administrative fee against the investment income to recover costs incurred to fulfil the University's fiduciary responsibilities relating to investing and managing the endowment funds. The administrative fee is recorded as Other fees and income in the Consolidated Statement of Operations. During the year, the University recognized an administrative fee of \$nil (2021 – \$590).

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

13. Endowment and investment income (loss) (continued):

If, in any year, the net investment income is insufficient to fund the amount to be made available for endowed distribution, the distribution is funded by the accumulated reinvested income and internal resources transferred by the University. During the year, the University recognized a transfer to the endowment of \$nil (2021 - \$nil).

Details of the change in Net assets restricted for endowment are as follows:

	2022	2021
Balance, beginning of year	\$ 61,482	\$ 54,299
Endowment contributions	6	175
Net increase (decrease) in Endowment		
Investment income (loss)	(282)	8,211
Administrative fee	–	(590)
Investment management fees	(245)	(213)
Investment income available for distribution	–	(400)
	(527)	7,008
Balance, end of year	\$ 60,961	\$ 61,482

Long-term investments reflect funds earmarked for endowment balances. The equity funds, fixed income securities, structured credit funds and real estate funds are measured at market value.

Included in endowments are endowments of \$14,665 (2021 - \$14,791), including accumulated reinvested investment income, to support students of the NOSM University. As a condition of the Plan, an amount equal to the cumulative endowment contributions and cumulative endowment investment income at market value at the time of Plan implementation relating to endowments in respect of NOSM University students will be transferred to NOSM University (note 24).

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

13. Endowment and investment income (loss) (continued):

The Endowment balance consists of:

	2022	2021
Cumulative endowment contributions	\$ 50,005	\$ 49,999
Cumulative reinvested investment income	10,956	11,483
	<u>\$ 60,961</u>	<u>\$ 61,482</u>

The breakdown of investment income (loss) is as follows:

	2022	2021
Unrealized losses	\$ (2,030)	\$ (357)
Interest income and dividends	2,196	2,842
Realized gains (losses)	(158)	5,747
	<u>\$ 8</u>	<u>\$ 8,232</u>
Long-term investment gain (loss) related to endowment	(282)	8,211
Short-term investment gain recognized in other fees and income	290	21
	<u>\$ 8</u>	<u>\$ 8,232</u>

14. Investment in capital assets:

The Investment in capital assets is calculated as follows:

	2022	2021
Capital assets	\$ 253,432	\$ 263,385
Less amounts financed by:		
Liabilities subject to the Plan (note 11)	(91,251)	(91,251)
Internally financed capital projects (note 16)	(23,317)	(23,317)
Unamortized deferred capital contributions (note 12)	(120,390)	(125,787)
	<u>\$ 18,474</u>	<u>\$ 23,030</u>

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

15. Internally restricted net assets:

	2022	2021
Departmental and subsidiary research funds	\$ 1,164	\$ 776
Departmental carry forward	-	1,233
Ancillaries	-	1,293
	\$ 1,164	\$ 3,302

Departmental and subsidiary research funds relate to MIRARCO and other internally restricted research projects. During the year, the University transferred from the unrestricted fund \$388 of surplus for the purpose of future internal research spending. Departmental carry forward represents unspent departmental budgets and were carried forward to 2022, and used in that year for their intended purpose. Ancillaries represent surpluses generated from ancillary operations including residences, parking and events, which are intended to be reinvested in future ancillary operations and capital improvements, which were carried forward to 2022, and used in that year for their intended purpose. While under CCAA, appropriations for departmental carry forward and ancillaries surpluses have not been transferred to internally restricted net assets.

16. Internally financed capital projects:

The University finances ongoing major capital projects with internal funds that can be generated from ancillary operations, investment income, or fundraising.

Details of capital asset internal financing activities are as follows:

	2022	2021
Campus Modernization	\$ 14,739	\$ 14,739
Cardiovascular Metabolic Research Lab	5,027	5,027
Great Hall renovations	1,146	1,146
Ancillaries	855	855
Cliff Fielding Research, Innovation and Engineering Building	146	146
Parking Lot 4	761	761
School of Education Building	341	341
DNA Lab	161	161
Other small projects	141	141
	\$ 23,317	\$ 23,317

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

17. Commitments and contingencies:

- (a) The University participates in a reciprocal exchange of insurance risks in association with forty other Canadian universities. This self-insurance co-operative involves a contractual agreement to share the insurance property and liability risks of member universities.
- (b) The Students' General Association, through a referendum, approved a student levy to cover the repayment of a student long-term debt facility to provide funding for a new Student Centre. The University guaranteed the Student General Association Loan for an amount of \$8,500. The University continues to administer and collect the student levy which the Student General Association uses to repay the loan. During the year ended April 30, 2022, there has not been any occurrence and continuation of an event of default by the Student General Association. No amount has been recorded in these consolidated financial statements relating to the University's guarantee. The guarantee is an unsecured contingent obligation of the University and is therefore subject to compromise under the Plan. Following implementation of the Plan, the University will no longer have any future obligations in respect of this guarantee.
- (c) The University is involved in certain legal matters and litigation, the outcomes of which are not presently determinable. Legal proceedings involve uncertified class action claims related to a data breach and claims from employees. These claims are subject to measurement uncertainty. The loss, if any, from the determination of additional claims will be accounted for in the periods in which the claims are resolved and are presently assigned to its insurer.

Claims asserted as part of CCAA proceedings are material. The University has identified those that are currently recognized as liabilities subject to the Plan in note 11, to the extent that they have been resolved or determined in the claims process. Some claims are subject to measurement uncertainty. The loss, if any, from the determination of additional claims will be accounted for in the periods in which the claims are resolved. None of the litigation claims against the University can be pursued post-implementation of the Plan. The plaintiff's recovery in the case of any litigation claim against the University that was commenced prior to the CCAA filing for which a proof of claim was filed prior to the Claims Bar Date (listed on Schedule "A" to the Plan) is limited to the proceeds of insurance, if any.

- (d) The University is the principal employer for the pension plan (note 6) which included the previous Federated Universities, SNOLAB, CEMI and MIRARCO. Effective June 30, 2021, all Huntington University active employees ceased to accrue any further entitlement in the pension plan.

Active employees of the University of Sudbury and Thorneloe University who continue to be employed after December 31, 2021 became suspended members of the pension plan effective December 31, 2021. The University of Sudbury and Thorneloe University shall continue as employers under the pension plan on and after December 31, 2021 and will have ongoing obligations to fund the benefits earned by their employees and former employees under the pension plan.

Laurentian University and its Unions have agreed to establish a Joint Committee on the pension benefits and funding policy and long-term sustainability. Conditions have been agreed that any improvements to the pension plan become conditional on the plan meeting agreed upon levels of funding.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

18. Change in non-cash working capital:

	2022	2021
Cash flows from operating activities:		
Accounts receivable	\$ 1,160	\$ 11,325
Prepaid expenses	56	(1,163)
Accounts payable and accrued liabilities	2,955	(6,384)
Accrued vacation pay	260	(513)
Deferred revenue	1,211	327
Accounts receivable (long-term)	-	96
	\$ 5,642	\$ 3,688

19. Other fees and income:

Details of the other fees and income are as follows:

	2022	2021
Administrative fees	\$ 3,423	\$ 4,967
Scholarships, bursaries and other restricted contributions	3,014	7,101
Compulsory fees	2,807	2,625
Sponsored students	2,598	2,647
Course fees and other	4,090	4,821
	\$ 15,932	\$ 22,161

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

20. Restructuring costs:

As part of the restructuring and financial sustainability initiatives approved by the Court, the University reduced the academic program offerings, disclaimed its historical agreements with the Former Federated Universities (including the Financial Distribution notices), terminated, or significantly reduced employee benefits and reduced faculty and other staff. In connection with the restructuring Plan and the CCAA proceeding, the following restructuring costs were recognized of which, \$75,830 (2021 – \$70,097) are included in liabilities subject to the Plan (note 11):

	2022	2021
Termination of interest rate swaps	\$ (332)	\$ 24,700
Employee future benefit liabilities	-	704
Employee restructuring and termination costs	25	44,658
Restructuring and settlement costs	6,041	35
Legal, Monitor, consulting, interest and finance costs		
Legal fees	10,634	4,903
Monitor fees	5,021	2,800
Consulting fees	3,533	223
Interest and finance costs	2,837	881
	22,025	8,807
	\$ 27,759	\$ 78,904

21. Financial risks:

The University is subject to the following financial risks from its financial instruments:

(a) Credit risk:

The risk relates to the potential that one party to a financial instrument will fail to discharge an obligation and cause the other party to incur a financial loss. The maximum credit exposure of the University is represented by the fair value of its cash, investments and accounts receivable as presented in the consolidated statement of financial position. Credit risk concentration exists where a significant portion of the portfolio is invested in securities which have similar characteristics or similar variations relating to economic, political, or other conditions. The University monitors the financial health of its investments on an ongoing basis with the assistance of its Finance Committee and its investment advisors.

The University assesses accounts receivable on a continuous basis and provides for any amounts that are not collectible in the allowance for doubtful accounts as disclosed in note 5.

Year ended April 30, 2022
(thousands of dollars)

21. Financial risks (continued):

(b) Interest rate risk:

The University has historically been exposed to interest rate risk with respect to its interest-bearing investments, long-term debt and interest rate derivative agreements as disclosed in the consolidated statement of cash flows and notes 3(f), 10 and 11. As a result of the CCAA proceeding, the University's obligations to repay principal and interest are suspended. The debt is in default and the interest rate derivatives were terminated.

As the majority of the University's debt obligations were reclassified to liabilities subject to the Plan and it has no long-term borrowings, it is not currently exposed to material interest rate risk as disclosed in note 9.

(c) Currency risk:

The University believes that it is not exposed to significant currency risks arising from its financial instruments.

(d) Liquidity risk:

Liquidity risk is the risk that the University will be unable to fulfill its obligations on a timely basis or at a reasonable cost. The University manages its liquidity risk by monitoring its operating requirements. On February 1, 2021, the University obtained an Initial Order providing protection from creditors pursuant to the CCAA (note 2(b)). Since then, the University has embarked on cost savings initiatives and restructuring and in fiscal 2021 secured interim financing through a DIP loan. During fiscal 2022, the University secured a commitment to additional financial support from the Province of Ontario (note 2(b)).

(e) Market price risk:

Market price risk is the risk that the fair value or cashflows of an instrument will fluctuate as a result of changes in market prices, whether caused by factors specific to an individual investment, its issuer or all factors affecting all instruments traded in the market. To manage this risk, the University maintains an investment policy approved by the Board of Governors that sets a target mix by investment types designed to achieve optimal return with reasonable risk tolerances. Investments are diversified based on approved investment classes, return targets, and the University's risk appetite. The University's investments are managed by external investment managers, and investment performance is reviewed by the Board. Additional risk exposures as a result of the effects of COVID-19 are described in note 22 below.

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

22. Effects of COVID 19:

In March 2020, the World Health Organization declared the spread of coronavirus (“COVID-19”) to constitute a global pandemic. This has resulted in governments worldwide enacting emergency measures to combat the spread of the virus including travel restrictions in and out of and within Canada, barring gathering of people and requirements to stay at home. These restrictions impacted the operations of the University and resulted in the closure of physical premises of all post-secondary institutions. During fiscal 2022, the University continued to experience reduced on-campus activity, which affected campus services revenue such as residences, food, and parking. The University’s financial results throughout 2021 and 2022 incorporate the financial impact of COVID-19.

The extent of such adverse effects on the University’s ongoing business, financial and operational performance are uncertain and difficult to assess. The financial impacts will depend on future developments, including the duration, spread and severity of the outbreak, physical distancing requirements, the duration and geographic scope of related travel advisories and restrictions, and the extent of disruptions to businesses globally and its related impact on the economy.

The University resumed in-person teaching and research in the fall of 2021 which coincided with the anticipated roll out of the Province’s reopening plan. However, the University later returned to remote course delivery in response to the presence of the Omicron COVID-19 variant in Ontario. The University begun a staged return to campus commencing February 7, 2022, prioritizing experiential learning. The University remains flexible to adapt to developing public health guidelines.

23. Related party transactions:

The University has the following related parties:

(a) The Centre for Excellence in Mining and Innovation:

CEMI was created on April 23, 2007 to advance study, research, and innovation. The University contributed \$10,000 received from the Provincial Government to create and fund CEMI on its inception.

As described in the basis of consolidation, the financial results of CEMI are not included in these consolidated financial statements. Related party transactions and disclosures with CEMI, measured at their exchange amount, are as follows:

	2022	2021
Recoveries and charges for goods and services	\$ 649	\$ 575
	\$ 649	\$ 575

At April 30, 2022 the University had \$127 (2021 - \$nil) receivables from CEMI and had a payable of \$nil (2021 - \$7) to CEMI.

Year ended April 30, 2022
(thousands of dollars)

23. Related party transactions (continued):

(b) Student associations:

The University has economic interest in its student associations as it collects student fees on their behalf. Transactions with these related parties, unless disclosed otherwise, are considered to be in the normal course of operations and are recorded at their exchange amounts, which is the amount of consideration established and agreed to between the University and the related parties. Prior to the commencement of the CCAA proceedings, the University had provided an unsecured guarantee of the Student General Association Loan for an amount of \$8,500. At the time that the Plan is implemented, all unsecured obligations of the University will be compromised under the Plan and the University will no longer have any obligation in respect of the guarantee (note 17).

24. Subsequent events:

Pursuant to the Meeting Order, the Plan was accepted for filing by the Court on July 28, 2022. In accordance with the terms of the Plan and the Meeting Order, the Plan was amended on September 9, 2022, and the amended Plan was filed with the Court, notice of the amended Plan was provided to the Service List, and the amended Plan was posted on the Monitor's website.

As part of its support of the University, the Province of Ontario committed to purchase real estate owned by Laurentian for an aggregate purchase price of up to \$53.5 million (see note 7). This support is subject to conditions, including final government approvals and the implementation of the Plan. Under the Plan, the proceeds of sale will be paid into the Distribution Pool. The Plan provides for any real estate sale transactions to be completed within three years of the Plan Implementation Date.

A meeting of certain Affected Creditors of Laurentian (as defined in the Plan) was held on September 14, 2022, to vote on the Plan. At the Meeting, the requisite majorities in number and value of Affected Creditors entitled to vote voted in favour of the Plan.

In addition, on September 22, 2022 the Treasury Board met to approve the DIP loan extension to November 30, 2022, in line with the motion of an extension of the Stay Period. Subsequently, Treasury Board will need to approve the exit financing to replace the existing DIP loan outstanding. The Treasury Board is expected to meet on October 20, 2022 to approve such exit financing. Once approved, there will be a Court motion seeking an Order authorizing the University to enter into the Exit Loan Agreement, which is scheduled to be heard on November 1, 2022. Laurentian subsequently needs to satisfy the Plan implementation conditions, after which the Monitor would issue a certificate of Plan implementation. These conditions include repaying the DIP loan with the proceeds of the exit financing and transferring applicable cumulative endowment funds and cumulative endowment income related to NOSM (note 13).

LAURENTIAN UNIVERSITY OF SUDBURY

Notes to Consolidated Financial Statements (continued)

Year ended April 30, 2022
(thousands of dollars)

24. Subsequent events (continued):

On September 23, 2022, the Court granted an Order extending the Stay Period (as defined in the Initial Order) up to and including October 7, 2022, and approved an amendment to the maturity date under the DIP Facility to November 30, 2022.

On September 28, 2022, the University served court materials in respect of a motion seeking, among other things, the Court's sanction of the Plan, the unsealing of Confidential Exhibits "EEE" and "FFF" to the Affidavit of Robert Haché sworn January 28, 2021, upon implementation of the Plan, and an extension of the Stay Period to November 30, 2022. That motion was heard on October 5, 2022 and on that date, the Court granted the Sanction Order, the Unsealing Order and the Stay Extension Order.

Secured Claims (as defined under the Plan) relating to certain construction projects which are entitled to be paid in full and unpaid vacation pay to employees which have been stayed have been determined to not be subject to compromise (Note 11) and will be paid in full subject to, and upon implementation of the Plan.

Management has estimated that Affected Creditors will receive payment in the range of 14.1% - 24.2% of their Affected Claim under the Plan after payment in full of all amounts owing to parties holding Unaffected Claims who are entitled to such payment pursuant to the Plan. The exact amount cannot be determined at this time and is subject to the ongoing proceedings. As a result, liabilities subject to compromise included in note 11 have not been adjusted to reflect this estimation uncertainty.

DRAFT

Laurentian University of Sudbury

Audit final report to the Audit Committee for
the year ended April 30, 2022

START



To the Audit Committee of Laurentian University of Sudbury

We are pleased to provide you with the results of our audit of Laurentian University of Sudbury's (the "University") consolidated financial statements for the year ended April 30, 2022.

The enclosed final report includes our approach to your audit, including: significant risks identified and the nature, extent, and results of our audit work. We will also report any significant internal control deficiencies identified during our audit and reconfirm our independence.

During the course of our audit, management made certain representations to us—in discussions and in writing. We documented these representations in the audit working papers.

The business environment has changed for us all during the time of COVID-19. Cash flow, strategy, operations: each has received a rethink. As your auditors, we have relied on our digital audit suite to stay connected—among ourselves, with management, and with you.

We look forward to discussing our audit conclusions with you. In the meantime, please feel free to contact us if you have any questions or concerns.

Yours truly,

BDO Canada LLP
October 3, 2022



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Audit at a glance

Preliminary materiality as communicated to you in our Planning Report to the Audit Committee, and final materiality are set out as follows:


	Preliminary materiality	Final Materiality
Laurentian University of Sudbury - Group	\$1,800,000	\$1,450,000
Laurentian University of Sudbury - significant component	Not yet determined in our initial communication to you at planning	\$1,160,000
MIRARCO - non-significant component	Not yet determined in our initial communication to you at planning	\$1,450,000 (group materiality applied for non-significant component)
SNOLAB - non-significant component	Not yet determined in our initial communication to you at planning	\$1,450,000 (group materiality applied for non-significant component)



LEAD PARTNER ON YOUR AUDIT

Marcus Sconci

Email: msconci@bdo.ca



START DATE

August 8, 2022



END DATE

September 9, 2022

Fraud update

We are not aware of any fraud affecting the University. If you have become aware of changes to processes or are aware of any instances of actual, suspected, or alleged fraud since our discussions held at planning, please let us know.

Independence update

We have complied with relevant ethical requirements and are not aware of any relationships between Laurentian University of Sudbury and our Firm that may reasonably be thought to bear on our independence.



Status of the audit

We have substantially completed our audit of the year ended April 30, 2022 consolidated financial statements, pending completion of the following items:

- ▶ Approval of consolidated financial statements by the Audit Committee, Board of Governors, and appointed monitor
- ▶ Receipt of signed management representation letter
- ▶ Subsequent events review through to the consolidated financial statements approval date
 - Consolidated financial statement disclosure to be considered based on the ongoing results of CCAA proceedings and key events occurring subsequent to year-end
 - Receipt of updated legal confirmations that assess the original responses received up to the financial statements approval date

We conducted our audit in accordance with Canadian generally accepted auditing standards. The objective of our audit was to obtain reasonable, not absolute, assurance about whether the consolidated financial statements are free from material misstatement. See [Appendix A](#) for our draft independent auditor's report.

The scope of the work performed was substantially the same as that described in our Planning Report to the Audit Committee dated July 13, 2022.





Significant risks and planned responses

As communicated to you in our planning letter, we are required to have a discussion on our views about significant qualitative aspects of the University's accounting practices, including accounting policies, accounting estimates and consolidated financial statements disclosures. A summary of our audit findings related to these items discussed with you previously has been summarized below. We look forward to exploring these topics in depth and answering your questions regarding the following:

Financial statement areas	Risks noted	Audit findings
Complex Information Technology (IT) Environment	The risk is due to the complexity of the Ellucian ERP system and other systems that may be relevant to financial reporting, and the prevalence of automated processes and controls, some of which we plan to rely upon in our audit process.	<p>Our audit process included in-depth documentation of the processes and controls in each financial reporting cycle, including a walk-through of the key automated and computer dependent controls to ensure they were operating as designed.</p> <p>BDO's audit team included Certified Information Systems Specialists ("CISAs") who worked with the audit team to efficiently incorporate the testing of computer-dependent controls into our audit plan. Our IS audit approach also included an overall assessment of the general IT environment of the University, which included reviewing application controls, system security controls, access controls and change controls.</p> <p>All audit testing was carried out as planned and no issues were noted. See Appendix C for a summary of control recommendations.</p>
Presumption of Fraud Risk in Revenue	There is an inherent presumption of fraud risk in revenue that typically applies to all revenue streams of the University.	<p>We performed targeted analytical and substantive procedures on all significant revenue streams to address this risk. We also tested internal controls on certain aspects of the tuition revenue and research grant revenue streams.</p> <p>All audit testing was carried out as planned and no issues were noted.</p>
Management Override of Controls	Management, due to its authority, is in a unique position to override internal controls, which can potentially result in misleading financial information.	<p>Our planned audit procedures include testing the appropriateness of journal entries recorded in the general ledger and other adjustments made in the preparation of the consolidated financial statements.</p> <p>We will also obtain an understanding of the business rationale for significant transactions that we become aware of that are outside the normal course of operations for the University, or that otherwise appear to be unusual given our understanding of the University and its environment. We will review accounting estimates for biases and evaluate whether the circumstances producing the bias, if any, represent a risk of material misstatement due to fraud.</p> <p>All audit testing was carried out as planned and no issues were noted.</p>



Significant risks and planned responses (continued)

Financial statement areas	Risks noted	Audit findings
Operating and Research Grant Revenue and Related Deferrals	Certain operating and research grant revenue carries additional inherent risk based on magnitude and/or the unique stipulations that some of the agreements contain.	<p>We reviewed management’s controls relating to revenue recognition and the related deferrals for both capital and non-capital grants. We performed substantive audit procedures that included a third-party Ministry confirmation and reviewing significant agreements that contained various stipulations in order to assess revenue recognition.</p> <p>All audit testing was carried out as planned and no issues were noted.</p>
Companies’ Creditor Arrangement Act Proceedings (“CCAA”)	<p>As of the date of this audit plan, the University is still bound by the Companies’ Creditor Arrangement Act. The CCAA carries certain risks relevant to the consolidated financial statements, including:</p> <ul style="list-style-type: none"> • Going concern assessment • Presentation and valuation of certain assets • Presentation and completeness of liabilities subject to compromise • Presentation of endowed assets, including separate presentation of endowments held on behalf of NOSM • Specific consolidated financial statement disclosures, including subsequent events occurring after April 30, 2022 up to the report date. 	<p>Our initial communication to you at the planning stage of the audited noted that we were still in the process of finalizing our audit plan with respect to the impact of CCAA.</p> <p>As we conducted our audit, we monitored CCAA proceedings taking place both during the year and subsequent to year-end and obtained analysis from management, the monitor and legal counsel relating to all aspects of these proceedings. We considered the impact both to the consolidated financial statement balances and the related note disclosure. We also leveraged the expertise of BDO’s CCAA specialists in this area given the specialized nature of the proceedings.</p> <p>We performed a thorough review of management’s accounting for liabilities subject to compromise and the rationale for recording adjustments to the liability, agreeing to supporting audit documentation, to ensure that presentation in the consolidated financial statements and related notes was complete and accurate.</p> <p>Any other direct or indirect CCAA matters were reviewed with the various subject matter experts to ensure that the transactions and disclosures in the consolidated financial statements are accurate in accordance with the Act.</p> <p>All audit testing was carried out as planned and no issues were noted.</p>



Other key audit areas

As communicated to you in our planning letter, also identified key audit areas that were not deemed to be significant audit risks, yet still required further assessment due to their financial significance and / or complexity. A summary of these areas is as follows:

Financial statement area	Other key audit area noted	Audit findings
Employee future benefits	There is a risk that employee future benefits may be misstated based on the valuation techniques used to record the University's obligations at year-end with respect to its pension and other benefit plans.	During our audit, we noted that several plan amendments were ratified during the year that created some adjustments recorded by management to the employee future benefits obligations. We reviewed the actuarial report which included these amendments for the reasonability of key inputs and assumptions used, the plan amendments themselves for all relevant changes to the plans, as well as management's calculations to incorporate these changes. Presentation in the consolidated financial statements as well as disclosure Note 6 reflects the results of these procedures performed.
Payroll	Due to its magnitude, payroll expenditures represent a risk to the consolidated financial statements.	We relied on internal controls surrounding payroll, supplemented by analytical procedures.
Investments	The University's investment holdings comprise various instruments measured at fair value.	We confirmed investments holdings with third parties, and tested fair values on a sample basis at year-end and subsequent to year-end based on the current volatility of equity markets.



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Other key audit areas (continued)

As communicated to you in our planning letter, also identified key audit areas that were not deemed to be significant audit risks, yet still required further assessment due to their financial significance and / or complexity. A summary of these areas is as follows:

Financial statement area	Other key audit area noted	Audit findings
Endowments	Certain University investments are externally endowed, which carries an inherent risk over presentation and disclosure.	We substantively tested endowment balances including contributions and income earned. We also reviewed the University’s endowment policies to ensure adherence to external stipulations on income distribution, including any limitations imposed by the ongoing CCAA proceedings. Endowments held by the University on behalf of NOSM were also reviewed to ensure correct consolidated financial statement presentation and disclosure.
Capital Assets and Deferred Capital Contributions	Due to its magnitude, capital assets and deferred capital contributions present an inherent risk. Additionally, the CCAA proceedings present further risk related to impairment of capital assets.	We reviewed management’s assessment for indicators of impairment related to capital assets, including an assessment of the ongoing implications of the CCAA proceedings. We reviewed management’s assessment of the estimated useful life of capital assets to ensure appropriate calculations of the related amortization expense and the corresponding amortization of deferred capital contributions.
Accounts Payable and Accrued Liabilities	Accounts payable and accrued liabilities carry an inherent risk related to completeness. In addition, certain accruals may be subject to management estimation.	We performed a search for unrecorded liabilities to ensure completeness, supplemented by analytical procedures. We reviewed the basis for any significant accruals with a particular emphasis on those involving estimates, which included liabilities for compromise discussed on the previous page of this presentation.



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Internal control matters

- ▶ During the audit, we performed the following procedures regarding the University's internal control environment:
- ▶ Documented operating systems to assess the design and implementation of control activities that were relevant to the audit.
- ▶ Discussed and considered potential audit risks with management.
- ▶ We considered the results of these procedures in determining the extent and nature of audit testing required.



We are required to report to you in writing about any significant deficiencies in internal control that we have identified during the audit.

A significant deficiency is defined as a deficiency or combination of deficiencies in internal control that merits the attention of those charged with governance.

The audit expresses an opinion on the University's consolidated financial statements. As a result, it does not cover every aspect of internal controls—only those relevant to preparing the consolidated financial statements and designing appropriate audit procedures. This work was not for the purpose of expressing an opinion on the effectiveness of internal control.

Several control findings were noted as a result of the Information Systems component of our audit. Please refer to Appendix C for a summary of these findings.



Adjusted and unadjusted differences

Summary of unadjusted differences

The following is a summary of unadjusted differences noted during the course of our audit engagement:

Description	Increase (Decrease)			
	Assets	Liabilities	Net assets	Net income
To reflect prior year unadjusted difference - prepaid expense that was expensed in the prior year and corrected in the current year (as per prior year auditor - KPMG)	\$ -	\$ -	\$ 417,000	(\$ 417,000)
Total	\$ -	\$ -	\$ 417,000	(\$ 417,000)
Tax effect				
Effect of prior year's reversing errors				
Total unadjusted differences	\$ -	\$ -	\$ 417,000	(\$ 417,000)

Summary of adjusted differences

We did not note any audit adjustments during the course of our audit. Several adjustments were raised by management during the audit, relating to updates to the CCAA proceedings. Since these items were provided by management and could not be adjusted until subsequent events such as updated monitor reports and CCAA creditor claim information was released externally, they are not included as adjusted differences. The consolidated financial statements, most notably notes 11 and 13, reflect these adjustments.



Disclosure omissions

Summary of disclosure omissions

The following is a summary of disclosures that have not been made within the consolidated financial statements :

Disclosure omission	Management's response
<p>During our procedures in auditing the inclusion of SNOLAB's results in the consolidated financial statements of the University, we noted two disclosure omissions:</p> <ol style="list-style-type: none"> 1. Under ASNPO Section 4450.36, an entity has two policy choices to account for a joint venture ("JV"). It can either proportionately consolidate its share (20%) of the JV or it can account for its interest in the JV using the equity method. Management has chosen to apply the equity method, however, we noted three departures from this method, as follows: <ol style="list-style-type: none"> (a) Rather than recording 20% of the net surplus/deficit of SNOLAB, management has recorded 20% of the gross revenue and 20% of the gross expenses of SNOLAB in the consolidated financial statements. Since the resulting net contribution is the same, we do not consider this to be a material disclosure error. (b) Management is one year behind in its equity pick-up of SNOLAB, meaning that SNOLAB's March 31, 2021 results have been consolidated into the University's April 30, 2022 financial statements. We reviewed SNOLAB's unaudited March 31, 2022 results and noted that the total deficit for the year was \$4,680, thus the University's 20% share of that deficit is only \$936, which is below our trivial amount to include on the summary of unadjusted differences. (c) Since the year-ends of SNOLAB and the University are not coterminous, management should be estimating and including its share of SNOLAB's revenue and expenses for the month of April in its consolidated financial statements. Given the magnitude of the historical observed monthly surplus/deficit of SNOLAB, this amount would also be trivial, therefore no unadjusted difference has been considered. 	<p>SNOLAB results:</p> <p>Historically, management has always included SNOLAB results from the previous March reporting year end in its current year consolidation. Given that SNOLAB results are consolidated at 20%, the inclusion of these results which are 13 months behind the University's April year-end are not materially different. Management also reviewed the subsequent events period for SNOLAB to ensure that non-financial disclosure was also not required. As a result, the three departures noted are not disclosed further in the consolidated financial statements or the accompanying notes.</p>



Other required communications

Professional standards require independent auditors to communicate with those charged with governance certain matters in relation to an audit. In addition to the points communicated within this letter, the attached table summarizes these additional required communications.

Issue	BDO response
Potential effect on the financial statements of any material risks and exposures, such as pending litigation, that are required to be disclosed in the consolidated financial statements.	All claims arising as a result of CCAA proceedings have been disclosed in Note 17 to the consolidated financial statements. No other claims noted in the normal course of operations were noted.
Material uncertainties related to events and conditions that may cast significant doubt on the University's ability to continue as a going concern.	Going concern disclosure with respect to the material uncertainty noted has been included in our auditor's report and in the notes to the consolidated financial statements, primarily in Note 2.
Disagreements with management about matters that, individually or in the aggregate, could be significant to the University's consolidated financial statements or our audit report.	There were no disagreements with management.
Matters involving non-compliance with laws and regulations.	No legal or regulatory non-compliance matters noted.
Significant related party transactions that are not in the normal course of operations and which involve significant judgments made by management concerning measurement or disclosure.	No items to note.
Management consultation with other accountants about significant auditing and accounting matters.	In order to support the consolidated financial statement disclosure related to going concern, liabilities subject to compromise, commitments and contingencies, CCAA proceedings, and subsequent events, we ensured that the CCAA monitor reviewed management's comments and analysis on all above listed items for completeness and accuracy.



How we audit financial statements: Our six-step audit process

IDENTIFY AND ASSESS RISK

Focus on those areas of financial statements that contain potential material misstatements as a consequence of the risks you face

OBTAIN AUDIT EVIDENCE

Perform audit procedures while maintaining appropriate degree of professional skepticism, to conclude whether or not the financial statements are presented fairly

REPORT

Communicate our opinion and details of matters on which we are required to report

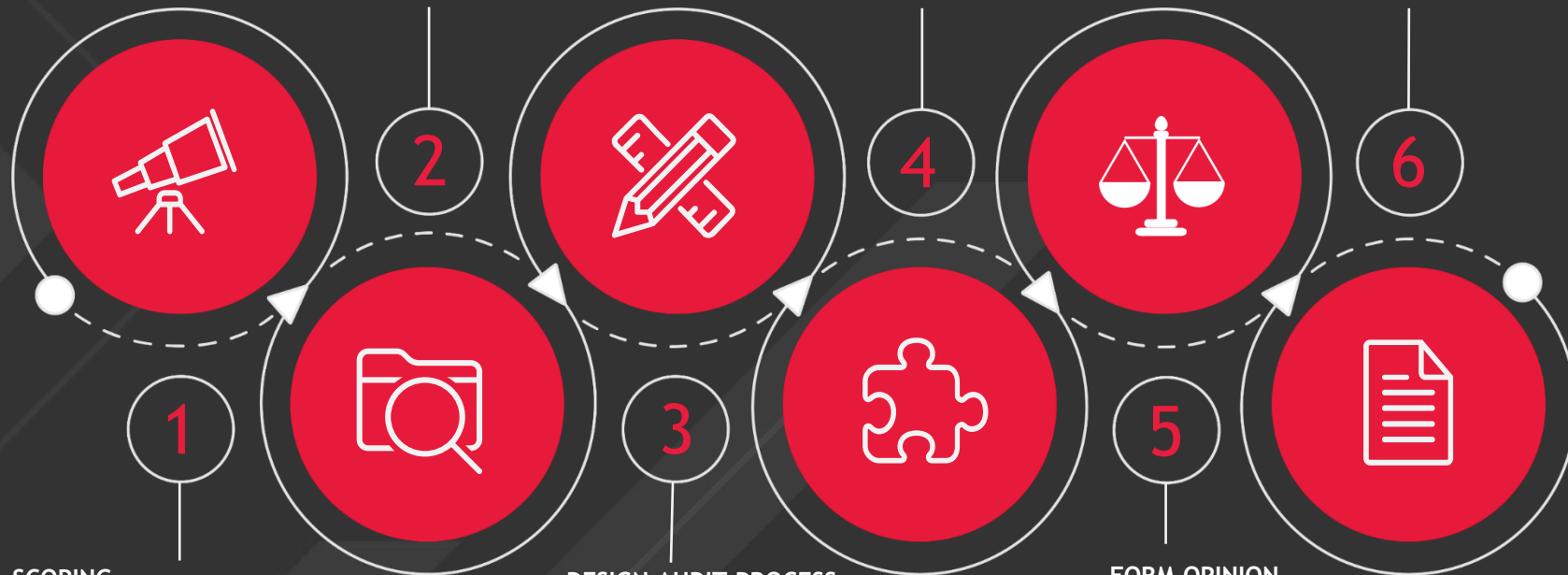
New Standard for Audit Quality



ISQM 1

The quality of an audit depends not only on the people conducting it—but also on the systems underpinning it. These new rules up the ante for your audit quality.

[SEE THE STANDARD](#)



SCOPING

Complete a preliminary review to plan the audit, determine the materiality level, and define the audit scope

DESIGN AUDIT PROCESS

Design an appropriate audit strategy to obtain sufficient assurance and enable us to report on the financial statements

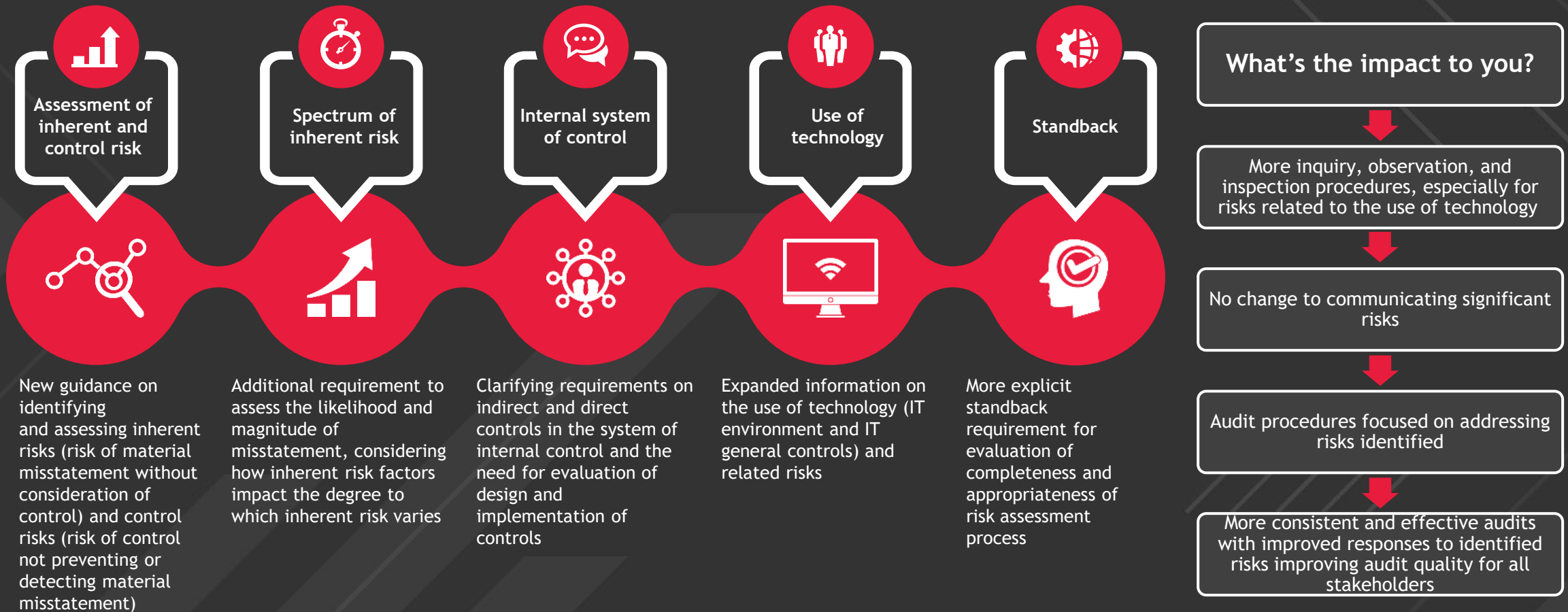
FORM OPINION

Evaluate whether we have enough evidence to conclude that the financial statements are free from material misstatement, and consider the effect of any potential misstatements found



Coming soon: Updates to our audit process

Canadian Auditing Standard 315, *Identifying and Assessing the Risks of Material Misstatement*, was significantly revised with a greater focus on more robust risk identification, assessment and response procedures. The standard will be effective for periods beginning on or after December 15, 2021. Key enhancements include:





Our audit approach: Responsiveness in action

Our firm is deliberately structured to allow one partner to every six staff members. This means easy access to senior staff and the lead partner throughout your audit. It also helps our team gain a better understanding of your organization. Our audit process differs from the typical audit in our use of in-field reviews, subject to COVID-19 safety protocols. The benefit of these in-field reviews is that final decision-makers are on site ensuring issues are resolved and files closed quickly. We offer clients the full-service expertise of a national firm. Yet we maintain a local community focus. The comprehensive range of services we deliver is complemented by a deep industry knowledge gained from over 100 years of working within local communities.



Discover how we're accelerating audit quality



Audit Quality Report

We collected our core beliefs around audit quality, the very practical steps we take to sustain it, and the progress we have made to accelerate its quest.

[Follow our progress](#)

BDO's digital audit suite

Our digital audit suite of technologies enables our engagement teams to conduct consistent risk-based audits, both domestically and internationally, with maximum efficiency and minimal disruption to our clients' operations and people.



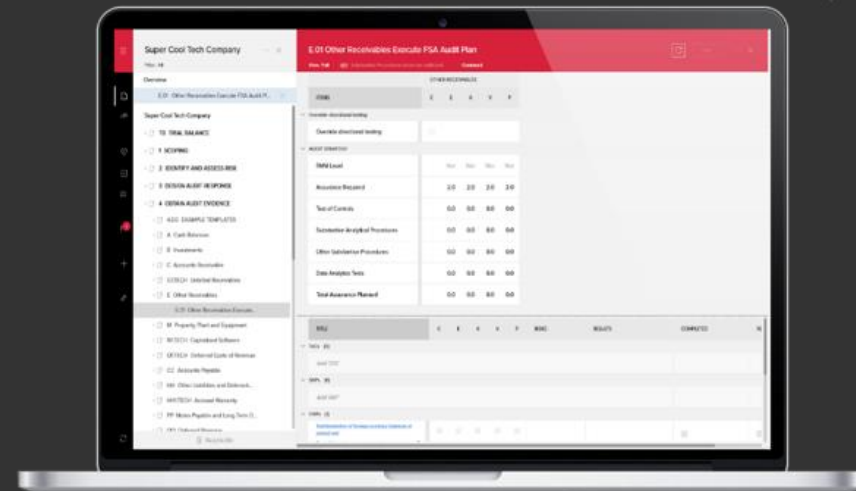
APT Next Gen

Our audit software and documentation tool, APT, is an integral part of our audit methodology. Our professionals engage APT to devise and perform appropriate, risk-based audit procedures and testing based on applicable Canadian Auditing Standards (CASs), as well as to factor in engagement and industry-specific objectives and circumstances.

APT enables us to deliver an audit that fits your organization—whether large or small; complex or basic.

This sophisticated tool also amplifies two key attributes of our audits: consistency and quality. The quality framework that we developed measures our audit performance with hard quality indicators and reflects our indispensable culture for quality. To see our audit quality and consistency in action, look no further than how our teams share best audit practices for continuous improvement.

Through a strategic alliance with Microsoft and the introduction of new technology, this global, cloud-based application can now streamline and focus the audit process in even more ways for BDO professionals and their clients.





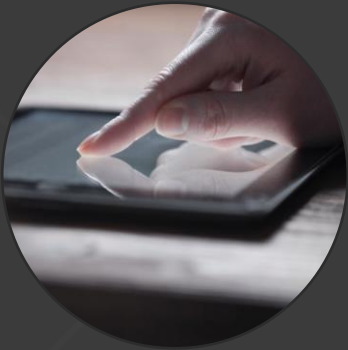
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Recommended resources

Key changes to financial reporting



When the rules of reporting change, you may need to fine-tune how to present financial statements and govern the organization.

[ACCESS OUR KNOWLEDGE CENTRE](#)

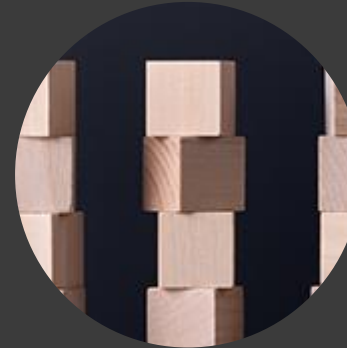
2022 Federal Budget



Understand the key elements of the 2022 Federal Budget and how it will impact you and your business

[STAY ON TOP OF TAXES](#)

7 powerful steps to financial audit readiness



Getting and staying prepared for an audit simplifies the process, cuts turnaround time, and improves your chances of overall success. Learn how you can be audit ready.

[7 STEPS](#)

Spotlight on sustainability

Fast-moving world events are pushing sustainability up the agenda of Canadian organizations. Now organizational leaders, investors, and customers are responding on three fronts: environmental, social, and governance (ESG).

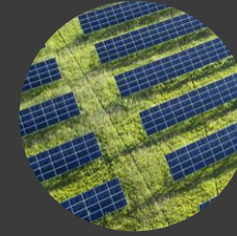
Regulators and issuers of standards are doing their part by supporting sustainability in the reporting ecosystem. Increasingly, organizations will need to go beyond the financials—and demonstrate sustainability with non-financial metrics.

5 reasons why businesses should care about ESG



[SEE 5 REASONS](#)

How climate change became a business issue worth reporting



[READ ARTICLE](#)

10 Questions about sustainability reporting



[EXPLORE QUESTIONS](#)

Accounting for going green



[LEARN MORE](#)

Why CFOs should make sustainability a part of their financial reporting today



[BUILD BACK SUSTAINABLY](#)

Rethinking sustainability: the ESG roadmap



[SEE ROADMAP](#)



Appendices

- ▶ Appendix A: Independent auditor's report
- ▶ Appendix B: Draft representation letter
- ▶ Appendix C: IS audit internal control findings



Appendix A: Independent auditor's report

Independent Auditor's Report

To the Board of Governors of Laurentian University of Sudbury

Opinion

We have audited the consolidated financial statements of Laurentian University of Sudbury (the "University"), which comprise the consolidated statement of financial position as at April 30, 2022, and the consolidated statements of operations, changes in net assets and cash flows for the year then ended, and notes to the consolidated financial statements, including a summary of significant accounting policies.

In our opinion, the accompanying consolidated financial statements present fairly, in all material respects, the consolidated financial position of the University as at April 30, 2022, and its results of operations and its cash flows for the year then ended in accordance with Canadian accounting standards for not-for-profit organizations.

Basis for Opinion

We conducted our audit in accordance with Canadian generally accepted auditing standards. Our responsibilities under those standards are further described in *the Auditor's Responsibilities for the Audit of the Consolidated Financial Statements* section of our report. We are independent of the University in accordance with the ethical requirements that are relevant to our audit of the consolidated financial statements in Canada, and we have fulfilled our other ethical responsibilities in accordance with these requirements. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

Other Matter

The consolidated financial statements of the University for the year ended April 30, 2021 were audited by another auditor who expressed an unmodified opinion on those consolidated financial statements on March 7, 2022 and subsequently amended that unmodified opinion on April 22, 2022.

Material Uncertainty Related to Going Concern

We draw attention to Note 2 in the consolidated financial statements, which indicates that the University obtained a stay of proceedings pursuant to the Companies' Creditors Arrangement Act on February 1, 2021 and that the stay of proceedings has been extended several times, most recently to September 30, 2022. As stated in Note 2, these events or conditions, along with other matters as set forth in Notes 11 and 24, indicate that a material uncertainty exists that may cast significant doubt on the University's ability to continue as a going concern. Our opinion is not modified in respect of this matter.

Other Information

Management is responsible for the other information. The other information comprises:

- The information, other than the financial statements and our auditor's report thereon, included in the document referred to as the Annual Financial Report.

Our opinion on the consolidated financial statements does not cover the other information and we do not express any form of assurance conclusion thereon.

In connection with our audit of the consolidated financial statements, our responsibility is to read the other information identified above and, in doing so, consider whether the other information is materially inconsistent with the consolidated financial statements or our knowledge obtained in the audit, or otherwise appears to be materially misstated.

We obtained the information, other than the consolidated financial statements and the auditors' report thereon, included in the Annual Financial Report as at the date of this auditor's report. If, based on the work we have performed on this other information, we conclude that there is a material misstatement of this other information, we are required to report that fact in this auditor's report. We have nothing to report in this regard.

Responsibilities of Management and Those Charged with Governance for the Consolidated Financial Statements

Management is responsible for the preparation and fair presentation of these consolidated financial statements in accordance with Canadian accounting standards for not-for-profit organizations, and for such internal control as management determines is necessary to enable the preparation of consolidated financial statements that are free from material misstatement, whether due to fraud or error.

In preparing the consolidated financial statements, management is responsible for assessing the University's ability to continue as a going concern, disclosing, as applicable, matters related to going concern and using the going concern basis of accounting unless management either intends to liquidate the University or to cease operations, or has no realistic alternative but to do so.

Those charged with governance are responsible for overseeing the University's financial reporting process.

Auditor's Responsibilities for the Audit of the Consolidated Financial Statements

Our objectives are to obtain reasonable assurance about whether the consolidated financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinion. Reasonable assurance is a high level of assurance, but is not a guarantee that an audit conducted in accordance with Canadian generally accepted auditing standards will always detect a material misstatement when it exists. Misstatements can arise from fraud or error and are considered material if, individually or in the aggregate, they could reasonably be expected to influence the economic decisions of users taken on the basis of these consolidated financial statements.

As part of an audit in accordance with Canadian generally accepted auditing standards, we exercise professional judgment and maintain professional skepticism throughout the audit. We also:

Auditor's Responsibilities for the Audit of the Consolidated Financial Statements (continued)

- Identify and assess the risks of material misstatement of the consolidated financial statements, whether due to fraud or error, design and perform audit procedures responsive to those risks, and obtain audit evidence that is sufficient and appropriate to provide a basis for our opinion. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the University's internal control.
- Evaluate the appropriateness of accounting policies used and the reasonableness of accounting estimates and related disclosures made by management.
- Conclude on the appropriateness of management's use of the going concern basis of accounting and, based on the audit evidence obtained, whether a material uncertainty exists related to events or conditions that may cast significant doubt on the University's ability to continue as a going concern. If we conclude that a material uncertainty exists, we are required to draw attention in our auditor's report to the related disclosures in the consolidated financial statements or, if such disclosures are inadequate, to modify our opinion. Our conclusions are based on the audit evidence obtained up to the date of our auditor's report. However, future events or conditions may cause the University to cease to continue as a going concern.
- Evaluate the overall presentation, structure and content of the consolidated financial statements, including the disclosures, and whether the consolidated financial statements represent the underlying transactions and events in a manner that achieves fair presentation.
- Obtain sufficient appropriate audit evidence regarding the financial information of the entities or business activities within the University and its controlled entities to express an opinion on the consolidated financial statements. We are responsible for the direction, supervision and performance of the group audit. We remain solely responsible for our audit opinion.

We communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and significant audit findings, including any significant deficiencies in internal control that we identify during our audit.

Chartered Professional Accountants, Licensed Public Accountants
Oakville, Ontario
Report date



Appendix B: Draft representation letter

Report date

BDO Canada LLP
Chartered Professional Accountants
360 Oakville Place Drive
Suite 500
Oakville Ontario
L6H 6K8

This representation letter is provided in connection with your audit of the consolidated financial statements (the “financial statements”) of Laurentian University of Sudbury for the year ended April 30, 2022, for the purpose of expressing an opinion as to whether the financial statements are presented fairly, in all material respects, in accordance with Canadian Accounting Standards for Not-for-Profit Organizations.

We confirm that to the best of our knowledge and belief, having made such inquiries as we considered necessary for the purpose of appropriately informing ourselves:

Financial Statements

We have fulfilled our responsibilities, as set out in the terms of the audit engagement dated June 10, 2022, for the preparation of the financial statements in accordance with Canadian Accounting Standards for Not-for-Profit Organizations; in particular, the financial statements are fairly presented in accordance therewith.

- The methods, significant assumptions, and data used in making accounting estimates and their related disclosures are appropriate to achieve recognition, measurement and/or disclosure that are reasonable in accordance with Canadian Accounting Standards for Not-for-Profit Organizations.
- Related party relationships and transactions have been appropriately accounted for and disclosed in accordance with the requirements of Canadian Accounting Standards for Not-for-Profit Organizations.
- All events subsequent to the date of the financial statements and for which Canadian Accounting Standards for Not-for-Profit Organizations require adjustment or disclosure have been adjusted or disclosed.
- The financial statements of the entity use appropriate accounting policies that have been properly disclosed and consistently applied.

Information Provided

- We have provided you with:
 - access to all information of which we are aware that is relevant to the preparation of the financial statements, such as records, documentation and other matters;
 - additional information that you have requested from us for the purpose of the audit; and
 - unrestricted access to persons within the entity from whom you determined it necessary to obtain audit evidence.

- We are responsible for the design, implementation and maintenance of internal controls to prevent, detect and correct fraud and error, and have communicated to you all deficiencies in internal control of which we are aware.
- All transactions have been recorded in the accounting records and are reflected in the financial statements.
- We have disclosed to you all known instances of non-compliance or suspected non-compliance with laws and regulations whose effects should be considered when preparing the financial statements.
- We have disclosed to you the identity of the entity's related parties and all the related party relationships and transactions of which we are aware.

Fraud and Error

- We have disclosed to you the results of our assessment of the risk that the financial statements may be materially misstated as a result of fraud.
- We have disclosed to you all information in relation to fraud or suspected fraud that we are aware of and that affects the entity and involves:
 - management;
 - employees who have significant roles in internal control; or
 - others where the fraud could have a material effect on the financial statements.
- We have disclosed to you all information in relation to allegations of fraud, or suspected fraud, affecting the entity's financial statements communicated by employees, former employees, analysts, regulators, or others.

General Representations

- Where the value of any asset has been impaired, an appropriate provision has been made in the financial statements or has otherwise been disclosed to you.
- We have provided you with significant assumptions that in our opinion are reasonable and appropriately reflect our intent and ability to carry out specific courses of action on behalf of the entity when relevant to the use of fair value measurements or disclosures in the financial statements.
- We confirm that there are no derivatives or off-balance sheet financial instruments held at year end that have not been properly recorded or disclosed in the financial statements.
- The nature of all material uncertainties have been appropriately measured and disclosed in the financial statements, including all estimates where it is reasonably possible that the estimate will change in the near term and the effect of the change could be material to the financial statements.
- There were no direct contingencies or provisions (including those associated with guarantees or indemnification provisions), unusual contractual obligations nor any substantial commitments, whether oral or written, other than in the ordinary course of business, which would materially affect the financial statements or financial position of the entity, except as disclosed in the financial statements.

Other Representations Where the Situation Exists

- We have informed you of all known actual or possible litigation and claims, whether or not they have been discussed with legal counsel. When applicable, these litigation and claims have been accounted for and disclosed in the financial statements.
- As of the report date of these April 30, 2022 financial statements, we have provided you with our assessment of all potential adjusting and non-adjusting subsequent events and their impact on the financial statements and related note disclosures, with respect to the ongoing CCAA proceedings.
- We have provided you with our going concern assessment as it impacts the financial statements, which includes disclosure related to material uncertainty included in Note 2 of the financial statements.
- We have provided you with all plan amendments and other relevant documentation with respect to employee future benefits, including analysis and disclosure included in Note 6 of the financial statements.

Yours truly,

Signature

Position

Signature

Position



Appendix C: IS audit internal control findings

Laurentian University of Sudbury

INFORMATION TECHNOLOGY OBSERVATIONS AND RECOMMENDATIONS

For the year ended 04/30/2022

The following comments are intended to strengthen the overall design effectiveness and relevant controls within Laurentian University of Sudbury's information technology environment.

I. CURRENT YEAR OBSERVATIONS AND RECOMMENDATIONS

The TRS Team noted the following new observations and recommendations specifically related to the information technology ("IT") environment of the Organization.

1. Terminated User Access

Observation

BDO noted several active users in Colleague that are not assigned to an employee/belong to individuals who have since left the company, as the process for user access revocation does not follow a formalized and documented process. During current year's testing, BDO identified fifteen users who were terminated within the audit period but maintained access.

Implication

There is an increased risk that these users can be accessed by unauthorized parties. Consequently, this access can then be utilized to submit and process unauthorized transactions and/or make direct inappropriate changes to data.

Recommendation

BDO recommends that a formal user off-boarding & job-change process be implemented. Whenever an individual leaves the organization (or changes roles), a member of HR (or the manager of the respective business unit) should notify IT via email, ticket, or off-boarding form. The employee's name, title, and date of leave (or transfer) should be specified. IT should then perform the necessary access revocation within five days.

Management Response

IT Management agrees with the finding.

2. Program Change Controls

Observation

BDO noted that changes to Fusion are made directly to the production environment. Additionally, for both Fusion and Colleague, BDO noted that system-enforced segregation of duties is not enforced, which gives the developers the ability to push their own changes to production.

Implication

There is an increased risk that unauthorized changes are implemented into the production environment, which could undermine the integrity of the application and the relevant data.

Recommendation

BDO recommends that change management roles should be appropriately segregated. Specifically, developers should not have access to production library files or the ability to push their changes into the production environment. Similarly, those individuals with the ability to push changes to into the production environment should not have access to the development environment.

For Fusion, BDO recommends that a development environment be implemented and maintained.

Management Response

IT Management agrees with the findings. However, recommendation cannot be implemented at the time due to staffing constraints. Therefore, individuals are performing multiple duties (i.e., developers making changes and maintaining the ability to implement them).

3. New User Access

Observation

BDO noted that formal user access provisioning processes are not established for Moneris.

Implication

There is an increased risk that unauthorized access is gained to the application. Consequently, this access can be utilized to submit and process unauthorized transactions and/or make direct inappropriate changes to data.

Recommendation

BDO recommends that access to Moneris be provisioned after a documented request and approval process.

II. ADDITIONAL RECOMMENDATIONS AND BEST PRACTICES

1. User Access Reviews

Observation

BDO noted that formal user access reviews are not performed for any of the in-scope applications.

Implication

There is an increased risk that unauthorized users maintain access without detection. Consequently, this access can be utilized to submit and process unauthorized transactions and/or direct inappropriate changes to data.

Recommendation

BDO recommends that periodic reviews of user access be performed on an annual basis for each of the in-scope applications by the respective application/process owners. Documentation of these reviews should be maintained as audit support for subsequent periods (i.e., meeting invites, tickets for the task, etc.)

Management Response

IT Management agrees with the finding. Conversation needs to happen with HR and Payroll to perform access reviews.



Laurentian University
Université **Laurentienne**

Presentation to the Board of Governors
2021-22 Audited Financial Statements
October 21, 2022

INTRODUCTION



LaurentianUniversity
Université**Laurentienne**

- Consolidated financial statements include assets, liabilities, and operations of Mining Innovation Rehabilitation and Applied Research Corporation (“MIRARCO”) and 20% share of the Sudbury Neutrino Observatory Laboratory (“SNOlab”) using the equity method of accounting.
- Comprehensive review of LU accounting policies and practices conducted in 2020-21
- 2021-22 Financial Statements cover 12 months under CCAA
- Transition to new auditor (BDO) in 2021-22 following RFP process
- 2021-22 audit completed on time and expecting unqualified audit opinion from BDO
- Audit Findings Report highlights recommendations to strengthen the overall design and effectiveness of controls within Laurentian’s information technology environment to improve the University’s system of control over financial reporting.

Total (Fall) Headcount Enrolment 2021-2022



Laurentian University
Université **Laurentienne**

Academic Group	Academic Level	Immigration Status	Headcount					
			2019F		2020F		2021F	
UG	UG	Domestic	7,567	0%	7,823	3%	6,693	-14%
		Visa	383	16%	402	5%	368	-8%
		Total	7,950	1%	8,225	3%	7,061	-14%
	Total	7,950	1%	8,225	3%	7,061	-14%	
GR	Master's - Maîtrise	Domestic	699	3%	752	8%	672	-11%
		Visa	111	88%	144	30%	146	1%
		Total	810	10%	896	11%	818	-9%
	PhD	Domestic	135	4%	151	12%	128	-15%
		Visa	53	20%	51	-4%	49	-4%
		Total	188	8%	202	7%	177	-12%
	Total	998	10%	1,098	10%	995	-9%	
	Grand Total		8,948	1%	9,323	4%	8,056	-14%

Total (Fall) FTE Enrolment 2021-22



Academic Group	Academic Level	Immigration Status	Fall FTE					
			2019F		2020F		2021F	
UG	UG	Domestic	5,770	-1%	5,930	3%	4,959	-16%
		Visa	313	17%	330	5%	290	-12%
		Total	6,083	0%	6,260	3%	5,248	-16%
	Total	6,083	0%	6,260	3%	5,248	-16%	
GR	Master's - Maîtrise	Domestic	490	3%	531	8%	464	-13%
		Visa	108	83%	142	31%	144	1%
		Total	598	12%	673	13%	608	-10%
	PhD	Domestic	101	4%	108	7%	90	-16%
		Visa	52	21%	50	-5%	49	-1%
		Total	153	10%	157	3%	139	-11%
	Total	751	12%	830	11%	747	-10%	
	Grand Total		6,834	1%	7,090	4%	5,995	-15%

FINANCIAL HIGHLIGHTS 2021-22



Laurentian University
Université Laurentienne

- Total enrollment (headcount) decreased as a result of CCAA proceedings, and program closures.
 - Domestic -14%
 - International -6%
- Revenue of \$185.4M vs. \$193.4M in 2020-21 (Lower tuition revenue due to decrease in enrolment, reduced other fees and income, partially offset by increase in sales and (ancillary) services)
- Expenses (excluding restructuring) of \$140.8M vs. \$181.2M in 2020-21 (decrease in salaries and benefits due to CCAA restructuring, lower occupancy costs (e.g. interest on long-term debt), and reduction in scholarship and bursaries)
- Excess of revenue over expenses of \$16.8M vs. deficiency of \$66.7M in 2020-21. Adjusted Surplus of \$44.5M before restructuring expenses compared to \$12.2M in 2020-21.
- Total assets of \$416.7M vs. \$381.1M in 2020-21 (DIP Financing increase of \$10.0M and increase in cash due to excess of revenues over expenses)
- Liabilities of \$421.2M vs. \$396.5M in 2020-21 (DIP financing increase of \$10.0M, increase in liabilities subject to compromise, employee future benefit liability)
- Net Assets -\$4.4M vs. -\$15.4M (Excess of Revenue over Expenses offset by EFB remeasurements)

2021-22 Draft Financial Statements

Statement of Financial Position



Laurentian University
 Université **Laurentienne**

	2021-22 (\$000)	2020-21 (\$000)	Variance (\$000)
Current assets	101,335	55,498	45,837
Other assets	315,397	325,633	(10,236)
Total assets	416,732	381,131	35,601
Current liabilities	292,305	268,229	24,076
Long-term obligations	128,861	128,268	593
Total liabilities	421,166	396,497	24,669
Net assets (deficiency)			
Unrestricted	(65,682)	(89,207)	23,525
Endowment	60,961	61,482	(521)
Others	287	12,359	(12,072)
Total liabilities and net assets	416,732	381,131	35,601

2021-22 Draft Financial Statements

Statement of Operations



Laurentian University
 Université **Laurentienne**

REVENUE	2021-22 (\$000)	2020-21 (\$000)	Variance (\$000)
Operating grants and contracts	79,568	79,304	264
Tuition fees	54,005	58,261	(4,256)
Research grants and contracts	19,488	22,407	(2,919)
Other fees and income	15,932	22,161	(6,229)
Sales and services	10,768	5,634	5,134
Amort. of deferred capital contributions	<u>5,621</u>	<u>5,629</u>	<u>(8)</u>
Total revenues	185,382	193,396	(8,014)

2021-22 Draft Financial Statements

Statement of Operations



Laurentian University
 Université **Laurentienne**

EXPENSES	2021-22 (\$000)	2020-21 (\$000)	Variance (\$000)
Salaries and benefits	93,266	128,416	(35,150)
Operating and research	17,563	17,648	(85)
Occupancy	9,975	12,022	(2,047)
Scholarship and bursaries	9,708	12,575	(2,867)
Amort. Of capital assets	10,321	10,502	(181)
Restructuring costs	<u>27,759</u>	<u>78,904</u>	<u>(51,145)</u>
Total expenses	168,592	260,067	(91,475)
Excess (deficiency) of revenue over expenses	16,790	(66,671)	83,461

2021-22 Draft Financial Statements

Statement of Cash Flows



Laurentian University
 Université **Laurentienne**

	2021-22 (\$000)	2020-21 (\$000)	Variance (\$000)
Cash flows from operating activities	32,531	115,451	(82,920)
Cash flows from financing activities	14,607	(72,344)	86,951
Cash flows from investing	<u>(85)</u>	<u>(9,567)</u>	9,482
Net increase	47,053	33,540	13,513
Cash and short-term investments - beginning	<u>36,965</u>	<u>3,425</u>	33,540
Cash and short-term investments – end of year	84,018	36,965	47,053

Key Notes to Financial Statements



Laurentian University
Université Laurentienne

- ❑ Going concern assumption – note 2c)
- ❑ Liabilities subject to the Plan – note 11
- ❑ Deferred contributions – note 12
- ❑ Restructuring costs – note 20
- ❑ Subsequent events – note 24

Going Concern Assumption – Note 2c



Laurentian University
Université Laurentienne

- ❑ In assessing whether the going concern assumption is appropriate, management takes into account all available information about the future, which is at least, but is not limited to, twelve months from the date of the statement of financial position.
- ❑ Management may consider a wide range of factors relating to current and expected results from operations, debt repayment schedules and potential sources of replacement financing before it can satisfy itself that the going concern basis is appropriate.

As a result of management's assessment of the above factors, including the improved financial results for FY2021-22 and the level of liquidities available, management has determined that, it has the ability to continue operating as a going concern. The positive vote obtained on Sept. 14 on the Plan of Compromise and Arrangement removes material uncertainties related to events or conditions that may cast significant doubt upon the University's ability to continue as a going concern.

Liabilities Subject to the Plan – Note 11



2022

	Employee future benefit remeasurements	Restructuring costs	Reclassification from existing liabilities	Total
Accounts payable and accrued liabilities	\$ –	\$ 6,076	\$ 10,891	\$ 16,967
Employee future benefits liabilities	14,014	704	233	14,951
Employee restructuring and termination costs	–	44,682	–	44,682
Short-term loan	–	–	1,324	1,324
Long-term debt	–	–	89,927	89,927
Interest rate swap termination obligation	–	24,368	–	24,368
	\$ 14,014	\$ 75,830	\$ 102,375	\$ 192,219

Total claims asserted by creditors in 2022 were \$363,950 (2021 - \$360,291). The current balance of resolved claims, excluding amounts recorded for research which is included with deferred contributions, amount to \$192,219 (2021 \$186,820). The remaining unresolved claims amounts are not recognized in these consolidated financial statements as the University is assessing the likelihood and magnitude of these claims and cannot reliably estimate an amount subject to compromise based on the information available as of the report date of these consolidated financial statements. Liabilities subject to compromise may be subject to future adjustments depending on further developments with respect to disputed claims, proof of claims or other events and is therefore subject to significant estimation uncertainty. Changes to these liabilities in future periods may be material as the estimation of these liabilities becomes more reliable.

Deferred Contributions – Note 12



Deferred contributions consist of the following:

	2022	2021
Research grants	\$ 22,588	\$ 18,590
Other grants and contracts	14,676	14,660
Scholarships and bursaries	3,343	3,114
Balance, end of year	\$ 40,607	\$ 36,364

As a result of the CCAA process, the University continues to assess the funding of the programs and activities to which these Deferred contributions relate, and therefore these amounts may be subject to change in future periods. A portion of the Deferred contributions balance related to unspent research grants is potentially subject to compromise, however due to the uncertainty in the ongoing proceedings, the total balance cannot be reasonably determined.

Restructuring Costs – Note 20



	2022	2021
Termination of interest rate swaps	\$ (332)	\$ 24,700
Employee future benefit liabilities	-	704
Employee restructuring and termination costs	25	44,658
Restructuring and settlement costs	6,041	35
Legal, Monitor, consulting, interest and finance costs		
Legal fees	10,634	4,903
Monitor fees	5,021	2,800
Consulting fees	3,533	223
Interest and finance costs	2,837	881
	22,025	8,807
	\$ 27,759	\$ 78,904

Subsequent Events – Note 24



- ❑ The Plan of Compromise and Arrangement was accepted for filing by the Court on July 28, 2022
- ❑ The Province of Ontario committed to purchase real estate owned by Laurentian for an aggregate purchase price of up to \$53.5 million, to be completed within three years of the Plan Implementation Date
- ❑ At a meeting of the Creditors held on Sept. 14, 2022, the Plan was approved
- ❑ On September 22, 2022 the Treasury Board approved the DIP loan extension to November 30, 2022, and is expected to approve the exit financing on Oct. 20
- ❑ On Oct. 5, the Court granted the Sanction Order to approve the Plan The Sanction Order will become a final order after the expiry of the 21-day appeal period under the CCA
- ❑ Management has estimated that Affected Creditors will receive payment in the range of 14.1% - 24.2% of their Affected Claim under the Plan.

RECOMMENDATION



Laurentian University
Université **Laurentienne**

That the Board of Governors approve the draft Audited Consolidated Financial Statements of Laurentian University for the year ending April 30, 2022, along with the Auditor's Report for that year.



MEMORANDUM

To: Board of Governors

From: Executive Committee

Date: October 21, 2022

Subject: Sexual Violence Annual Report to the Board of Governors

Background

In accordance with section 6.8 of the Policy on Response and Prevention of Sexual Violence:

6.8. The University will maintain annual statistics, without identifying information, on disclosed and reported incidents sexual violence on campus and in accordance with legislative requirements. External reporting of such statistics will be done in accordance with legislative requirements.

Furthermore, Section 17 (7) of the *Ministry of Training, Colleges and Universities Act, R.S.O. 1990, c. M.19* provides that:

Every college or university shall provide its board of governors with an annual report setting out, in respect of the preceding year, the information described in the following:

1. The number of times supports, services and accommodation relating to sexual violence are requested and obtained by students enrolled at the college or university, and information about the supports, services, and accommodation.
2. Any initiatives and programs established by the college or university to promote awareness of the supports and services available to students.
3. The number of incidents and complaints of sexual violence reported by students, and information about such incidents and complaints.
4. The implementation and effectiveness of the policy. 2016, c. 2, Sched. 3, s. 1.

Further to guidance received by the Deputy Minister, Ministry of Colleges and Universities on February 28, 2022, institutions are now required to share their annual sexual violence report with

their Board of Governors and post the report on their website by November 1 each year. Further, institutions are asked to share a copy of the report, or a link to the report with the Ministry.

Current

The attached report is being presented by the Equity, Diversity and Human Rights Office (EDHRO) to the Board of Governors regarding matters dealt with under the Policy on Response and Prevention of Sexual Violence as well as sexual violence prevention/awareness initiatives completed during 2021-2022 fiscal year.

SEXUAL VIOLENCE RESPONSE AND PREVENTION ANNUAL REPORT

EQUITY, DIVERSITY AND HUMAN RIGHTS OFFICE

**For the period:
May 1, 2021 to April 30, 2022**

Equity	Équité
Diversity	Diversité
Human Rights	Droits de la personne



Executive Summary

The following information is being presented by the Equity, Diversity and Human Rights Office (EDHRO) to the Board of Governors regarding matters dealt with under the Policy on Response and Prevention of Sexual Violence as well as sexual violence prevention/awareness initiatives completed during 2021-22 fiscal year.

The following information is being presented by the Equity, Diversity and Human Rights Office (EDHRO) to the Board of Governors regarding matters dealt with under the Policy on Response and Prevention of Sexual Violence as well as sexual violence prevention/awareness initiatives completed during 2021-22 fiscal year.

An increase was noted in case contacts under the Policy on Response and Prevention of Sexual Violence for 2021-2022. This increase is likely attributable to increased awareness and education activities, as well as the return to on-campus activities from virtual delivery due to the ongoing COVID-19 pandemic. The EDHRO has continued to adopt new strategies to engage the campus community in sexual violence prevention, including the creation of the student-led Consent is Simple Action Team (CISAT), collaborations with community partners and other post-secondary institutions, and targeted training, to continue to build and maintain a safe and inclusive environment for all students, faculty and staff, free of sexual violence.

Case Contacts

A case contact is an individual who brings forward a complaint, consultation or enquiry to the EDHRO. In this context, the case contact does not need to have made a complaint to be named as such. “Case contact” is simply the term used for the individual who initially makes contact with the EDHRO, which includes contact for the purpose of an enquiry, consultation, or complaint.

Case Contact Composition

Each case contact with the EDHRO can be broken down into the following three (3) categories:

- (1) **Complaint:** a written complaint received by the EDHRO by an individual who believes that they have been subjected to behaviour that may breach the Policy on Response and Prevention of Sexual Violence. Note that once the EDHRO receives a written Case Resolution Request Form, the case is categorized as a complaint. Complaints may be addressed both through formal and informal resolution processes;
- (2) **Consultation:** guidance and/or direction provided by the EDHRO on concerns, questions or potential complaints. Consultations may include (but are not limited to) requests for assistance or clarification from members of the Laurentian University community,

including academic or administrative leaders (i.e. those with the authority or responsibility to address concerns), requests for information and/or assistance by third parties (i.e. friends, co-workers seeking assistance to support others), or the provision of information with appropriate guidance. Typically, this would entail a longer interaction or more than one meeting to address a possible concern relating to a matter falling under the EDHRO mandate. Some consultation services may also require follow up with other individuals or administrative or academic units. Consultations also include the provision of support and accommodations to survivors under the Policy on Response and Prevention of Sexual Violence as a follow up to a report of sexual violence;

(3) **Enquiry:** a basic clarification, reference or provision of information.

There were 37 total case contacts with the EDHRO in 2021-2022 that were dealt with under the Policy on Response and Prevention of Sexual Violence. These case contacts were comprised of 5 complaints, 23 consultations, and 4 enquiries.

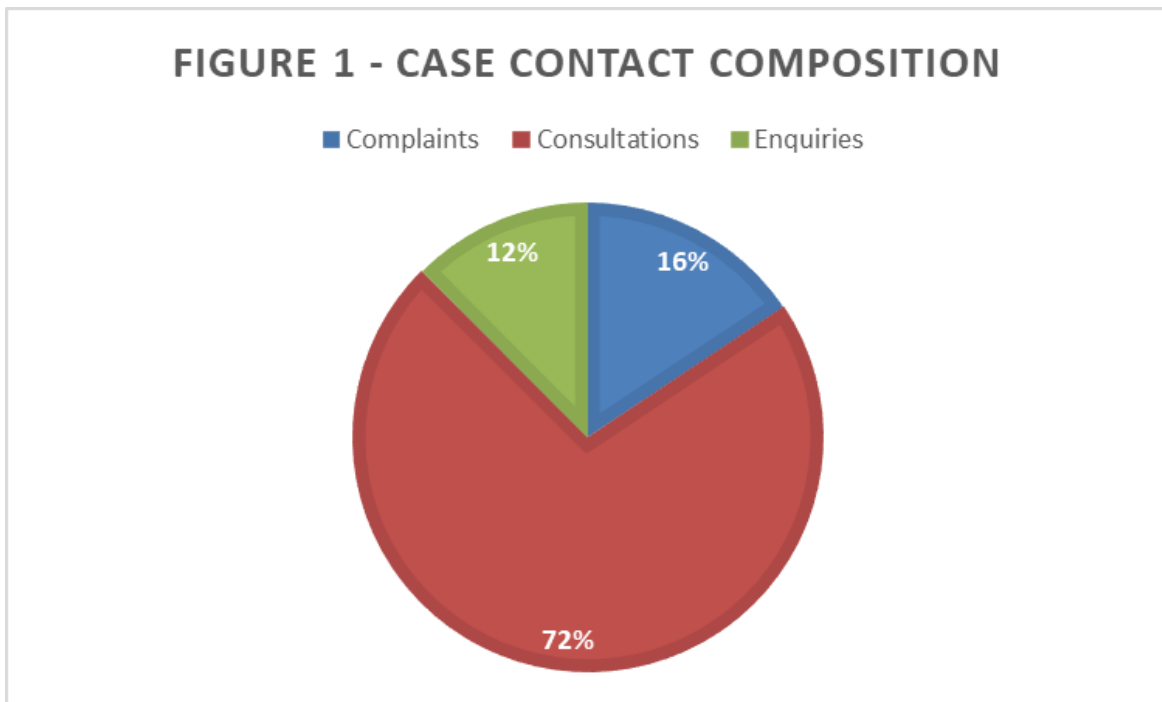


Figure 1 – Case contacts dealt with under the Policy on Response and Prevention of Sexual Violence

As part of these case contacts, the EDHRO also responded to 2 specific training requests relating to sexual violence prevention and response (in addition to the training, education and awareness events outlined below), and participated in two 2 external collaborations and 1 internal collaboration relating to sexual violence prevention and response.

It should be noted that there was an increase in case contacts under the Policy on Response and Prevention of Sexual Violence for 2021-2022 as compared to the 15 case contacts received during the prior fiscal year. This increase is likely attributable to increased awareness and education activities, as well as the return to on-campus activities from virtual delivery due to the ongoing COVID-19 pandemic.

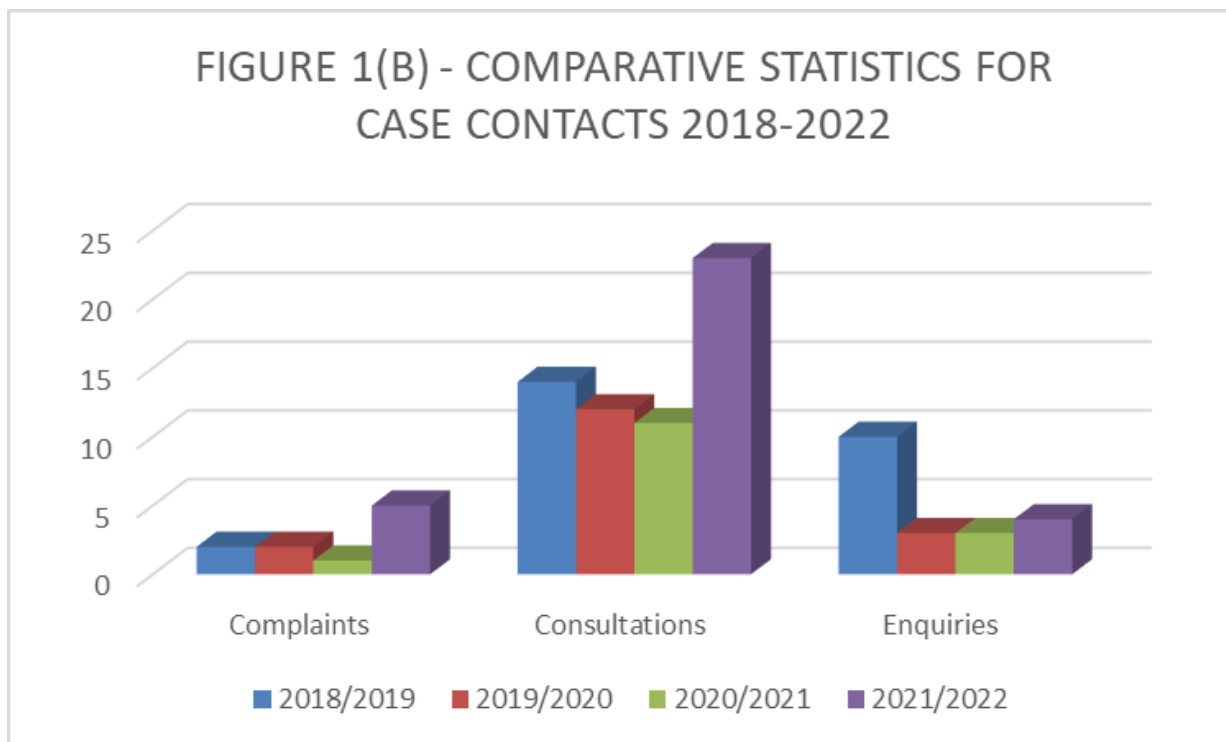


Figure 1(b) - Comparative statistics for case contacts: 2018-2022

Constituency Groups

The case contacts and respondents in each file are broken down into seven (7) constituency groups as follows:

- (1) **Faculty:** this group includes all members of the Laurentian University Faculty Association (LUFA) as well as department Chairs/Directors (who are members of LUFA);
- (2) **Faculty Unit/Department:** this group includes cases brought forward on behalf of or against a faculty unit or department as a whole and not by any one individual.
- (3) **Employees:** this includes all employees other than Faculty. Included are members of the Laurentian University Staff Union (LUSU), graduated teaching assistants represented by the Canadian Union of Public Employees (CUPE), and members of the Laurentian University Administrative and Professional Staff Association (LUAPSA) who do not fall into

the leadership group personnel category listed below as well as all other employees who do not belong to a union or association;

- (4) **Staff Unit:** this group includes cases brought forward on behalf of or against a staff unit or department as a whole and not by any one individual.
- (5) **Students:** this group includes all students at Laurentian University including the federated Universities and the Northern Ontario School of Medicine;
- (6) **Leadership group personnel:** this category includes all leadership personnel including Executive Team members, Associate Vice-Presidents, Deans and Directors. It does not include Chairs of departments as they are included as members of Faculty, as noted above, and;
- (7) **“Other”:** Included in this category are either case contacts or respondents who are not a member of the Laurentian University community or where the case contact did not wish to reveal the name of the respondent. This group may also include Laurentian University investigating or responding to a complaint as an institution.

The following is a breakdown by constituency group of case contacts who sought services through the EDHRO under the Policy on Response and Prevention of Sexual Violence.

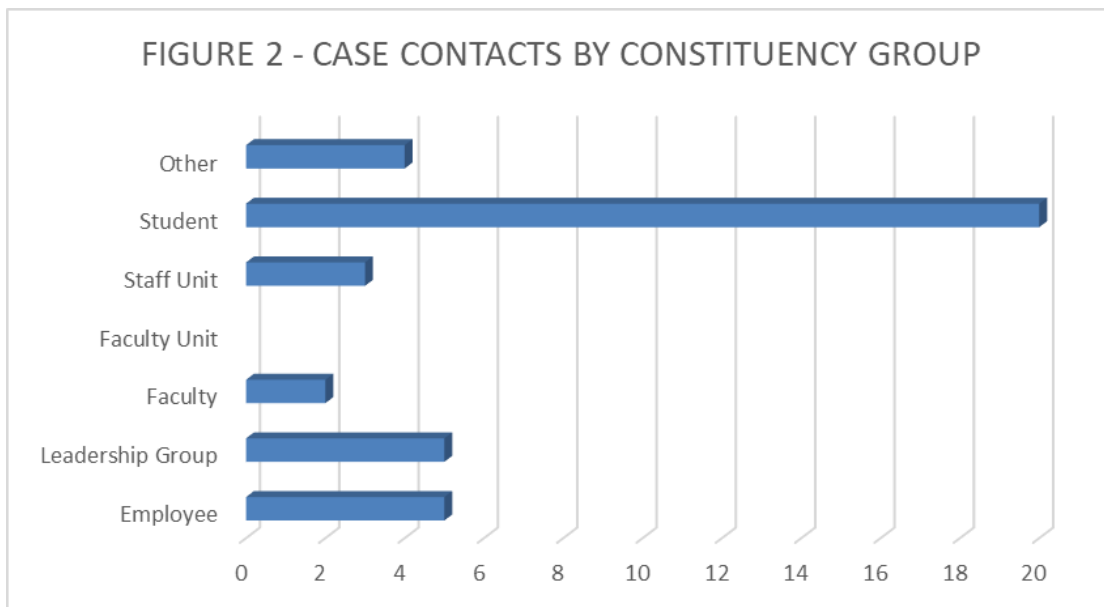


Figure 2 – Case contacts dealt with under the Policy on Response and Prevention of Sexual Violence broken down by constituency group

Resolution of complaints

Of the 5 complaints made in 2021-2022 under the Policy on Response and Prevention of Sexual Violence and 1 brought forward from 2020-21, there were a total of 3 complaints resolved in 2020-21 and 3 brought forward to 2021-22. Of the resolved complaints, 1 was resolved through a facilitated informal resolution process, and 2 were abandoned or withdrawn.

Initiatives

Education and Training

Throughout the year, the EDHRO presented to various members (groups) of the Laurentian community (staff, students and faculty) on the role and mandate of the EDHRO which also included discussions regarding sexual violence response and prevention including:

- Definition of sexual violence
- Consent
- Responding to disclosures
- Resources on/off campus
- Laurentian's policies

EDHRO provided targeted training, including Upstander, to groups such as Residence Life staff, student athletes, student leaders, Pub Downunder staff and Residence students.

The EDHRO also invited external partners and groups to present to Laurentian community members, for example, the Greater Sudbury Police Service on Sexual Assault Online Reporting, Centre Victoria pour femmes on Agression sexuelle et le consentement, Sudbury and Area Victim Services on Human Trafficking, The White Ribbon on Eliminating Sexual Violence on Campuses and Safer Spaces.

Awareness and Community Engagement

The EDHRO created the Consent is Simple Action Team (CISAT), a student-led group, on a mission to encourage conversations about consent. CISAT's goal is to make Laurentian's campus a place of healthy and respectful relationships consisting of consensual practices.

During orientation 2021, EDHRO hosted a booth in the Atrium where over 100 students were actively engaged through games and discussions. "Consent is Simple" merchandise was handed out and in support, Tim Horton's and Old Rock Coffee on campus added our 'Consent is Simple' cup sleeves on every coffee sold.

The CISAT hosted Consent Culture Awareness Week which was very successful with the student volunteers making approximately 500 connections with students through the various events, along with the Consent Hearts activity and a "Conversation" couch, highlighting the Draw the Line campaign (<http://www.draw-the-line.ca/>), which were designed to engage students in conversations about consent and what it means to them.

In November, 2021, EDHRO participated in the #16 Days of Activism Against Gender-Based Violence and planned various events held daily between November 25, 2021 through to December 6, 2021. The main events included a purple flag raising, highlighting the International Day for the Elimination of Violence against Women in collaboration with community partners in the Atrium, and a purple lit tree in Founder's Square in honour of the National Day of Remembrance and Action on Violence Against Women.

The EDHRO held its annual Consent Week at the end of January, 2022. This year, on account of campus closures related to the COVID-19 pandemic, EDHRO partnered with many community partners, including Collège Boréal, Cambrian College, Greater Sudbury Police Services, Sudbury and Area Victim Services, Voices for Women, Centre Victoria pour femmes and the Laurentian Women's Centre to collectively raise awareness and engage in consistent messaging around consent, across all of our local post-secondary campuses. Many amazing speakers spoke as part of the virtual workshop series, including the Keynote speaker, Leona Skye, who shared her song on her experience with sexual violence and human trafficking. Other presentations included: Human Trafficking in Sudbury, Healthy Relationships and Safe Dating, Non-Consensual Photo Sharing Online, Sexual Violence and Consent Panel Discussion, A Book Club hosted by the Alumni Association, Sexual Harassment in the Workplace and What Men Can Do to Prevent Sexual Assault?

EDHRO collaborated with Collège Boréal and Cambrian College to create a video on Survivors' Stories and perspectives (available here: <https://www.youtube.com/watch?v=cqJSuvoS9YI>).

EDHRO also collaborated with the Greater Sudbury Police Service, Sudbury and Area Victim Services, Cambrian College and Collège Boréal to create a video on consent with students participating from all three campuses (available here: <https://www.youtube.com/watch?v=XAKaqtyxX4Q>).

Policy Review

On September 16, 2021, the Ontario government announced regulatory amendments to require post-secondary institutions to update their sexual violence and harassment policies by March 1, 2022, to provide that:

- (1) A complainant acting in good faith, who discloses or reports sexual violence, will not be subject to actions for violations of the institution's policies related to drug and alcohol use at the time the sexual violence took place;
- (2) During the institution's investigative process, students who share their experience of sexual violence through disclosing, accessing support, and/or reporting to the university or college, will not be asked irrelevant questions from institution's staff or investigators, such as those relating to past sexual history or sexual expression.

These new regulations were based on recommendations brought forward by the Ontario Undergraduate Student Alliance (OUSA) to ensure that post-secondary sexual violence policies are trauma-informed and survivor-centric to protect and support students who have experienced sexual violence.

The EDHRO's existing practices in administering the Policy on Response and Prevention of Sexual Violence were already aligned with the recommendations, and the Policy was accordingly brought forward for review and revision to the Board of Governors on February 11, 2022, to add the new provisions, as per the Ministry announcement, confirming the University's values and commitments to survivors of sexual violence.

The Policy was also slightly revised to provide that the Complainant and Respondent both have the option of independently providing written submissions directly to the decision maker as opposed to being required to exchange these submissions with the other. This change was brought forward based on best practices as well as experiences in administering the Policy which will provide the survivor with the opportunity to share the impact of the sexual violence in a safe and supportive manner which is consistent with the survivor-centric focus of the Policy. Finally, the Policy was updated to reflect changes in titles and roles at the University.

Administrative/Other

The two existing Interim Co-Directors, Jennifer N. Dowdall and Shannon E. Goffin, continue to lead the EDHRO in 2021-22. The EDHRO was also pleased to welcome two new members to its team during 2021-2022: Stephanie Harris, the Intake, Support and Community Outreach Coordinator, joined the team in 2021 and Stéphanie Albert commenced her role as Executive Administrative Assistant in March, 2022.

The Presidential Task Force on the Prevention of Sexual Violence also met during the 2021-2022 fiscal year, and assisted with the review of the Policy on Response and Prevention of Sexual Violence.

Concluding Comments

Although faced with challenges during the 2021-22 fiscal year, including the impact of the ongoing COVID-19 pandemic as well as the CCAA process entered into by Laurentian University, the EDHRO remained committed to the prevention of and response to sexual violence, as exemplified by the new education and outreach initiatives which were highlighted, above, with the EDHRO adopting new strategies and pivoting as required both to engage the campus community, and to ensure the timely, compassionate and trauma-informed response to sexual violence and support of survivors.

The response and engagement of the Laurentian University community, and in particular our students, has been integral in building a culture of consent on our campus and the ongoing dedication of our students and campus and community partners serves to further Laurentian's commitment to maintaining a safe and inclusive campus environment for all students, faculty and staff, free of sexual violence.