

HUMAN RESOURCES

Policy 400-R6

Officer/Employee indemnification (By-Law #1)

1. Subject to paragraph 2, a trustee, an officer or an employee of the Board shall be entitled to indemnification for all legal costs necessarily and reasonably incurred by the trustee, the officer or the employee of the Board in legal proceedings involving the administration and conduct of the business of the school district. The Board's obligation to indemnify a trustee, an officer or an employee in respective matters occurring during their term of office or employment shall continue, notwithstanding that the term of office or employment, as the case may be, has ended.
2. A trustee, an officer or an employee of the board shall not be entitled to indemnification under this By-law for legal costs:
 - (a) in respect to which the Board or the trustee, the officer or the employee of the Board is insured;
 - (b) in respect of proceedings initiated by the trustee, the officer or the employee of the Board, unless indemnification under this By-law is specifically authorized by majority resolution of the Board; or
 - (c) in respect of proceedings referred to in Section 113(2) of the School Act.
3. Except as provided by the By-law, a trustee, an officer or an employee of the Board shall only be entitled to claim indemnity for legal costs or liability to the extent authorized by Board resolution passed in accordance with the School Act.
4. Claims for indemnification under this By-law shall be made in accordance with the procedure applicable under the Board policy for reimbursement of expenses incurred by the Board officers and trustees.
5. This By-law shall be retroactive to September 01, 1989.