

KAIST International Students Association

국제 학생 총학생회

## **Constitution**

Accepted:

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## I. Constitutional Administration

### A. The KAIST International Students Association:

The KAIST International Students Association (hereafter named KISA) is

1. Established by the Presidential Administration of the Korea Advanced Institute of Science and Technology (hereafter named KAIST) and will remain independent, autonomous and not affiliated to any other organization, office, or entity
2. The Student Government that encompasses all KAIST members satisfying the following conditions:
  - i. Individuals holding Non-Korean Passport(s)
  - ii. Individuals who fall under either of the following categories: KAIST Bachelor, KAIST Masters, KAIST PhD, KAIST Post-Doctorate, Researcher at KAIST, or KAIST Exchange.
3. The Student Government that exists to do the following for its students (Under Article I.A.2.):
  - i. Assist them to the best of its abilities with their lives at KAIST
  - ii. Represent their voice to the KAIST Administration and other (official) entities
  - iii. Protect them and their rights to the best of its abilities while at KAIST
4. Composed of two branches of Government:
  - i. The Executive Branch (hereafter named Cabinet)
  - ii. The Representative Branch (hereafter named Representative)
5. Composed of two independent Boards:
  - i. The Central Executive Advisory Board (hereafter named CEAB)
  - ii. The Electoral Board (hereafter named Electoral)

### B. The Constitution:

1. Is the highest authoritative power in KISA that must be exercised under all circumstances and/or costs.
2. Can be amended if and only if one of the following conditions has been satisfied:
  - i. More than 2/3 of all of the active Cabinet's approval, The Executive Council's (Article II.A.3) approval and The Central Executive Advisory Board's (Article IV) approval.
  - ii. Consensus is achieved, excluding the Executive Council, and approved by CEAB.
  - iii. A state of emergency directly pertaining to a Constitutional clause is declared by The Executive Council for which a valid reason in the form of an officially signed letter must be presented to the CEAB for approval.

## **II. The Executive Branch (Cabinet)**

### **A. The Executive Branch (Cabinet):**

The Cabinet is the active branch of Government with the sole purpose of executing the Constitution as well as the will of KISA to the best interests of its students. The Cabinet is the branch of Government that represents KISA within and without KAIST. It consists of:

#### **1. The Cabinet Executive:**

- i. The President
  - a. Is elected for a period of 1 year (extensible only under Article V.C.)
  - b. Serves as the leader and primary representative of the Cabinet
  - c. Must serve the Constitution and KISA's best interests
  - d. Must assume a position of primary responsibility for all Cabinet activities
  - e. With a review from the CEAB, can issue Executive Orders only non-contradictory to the Constitution
  - f. Must oversee the entire workings of the Cabinet
  - g. Must perform duties in a sincere and transparent manner
- ii. The Secretary
  - a. Is appointed by the President for a period of 1 year
  - b. Oversees the documentation protocols and the Finance of the Cabinet (under direct monitoring of the President)
  - c. Supports the President in his duties pertaining to KISA within and without the Cabinet
  - d. Reports directly to the President
  - e. Must serve the Constitution and KISA's best interests
  - f. Must perform duties in a sincere and transparent manner

#### **2. The Cabinet Divisions:**

Every other member of the Cabinet will belong to one of the Cabinet Divisions (hereafter named Division). The President determines the number of divisions and their duties for his/her term. Each Division consists of:

- i. The Director
  - a. Serves as the primary leader of his/her Division.
  - b. Appointed by the President for 1 (extensible) academic semester
  - c. Ensures the functional workings of his/her Division
  - d. Assumes primary responsibility for his/her Division
  - e. Reports directly to the Executive Council
  - f. Must serve the Constitution and KISA's best interests
  - g. Must perform duties in a sincere and transparent manner
- ii. The Member
  - a. Must dedicate a maximum contribution to his/her Division
  - b. Reports directly to his/her Director
  - c. Must serve the Constitution and KISA's best interests
  - d. Must perform duties in a sincere and transparent manner

### **3. The Executive Council:**

The Executive Council (Hereafter named Council) consists of the Cabinet Executives and Division Directors.

- i. Responsible for the overview of all KISA activities.
- ii. The President appoints one of the Council members to be the acting President in the absence of the President.
- iii. Council meetings are presided over by the President.
- iv. Confirms all Presidential appointments (including those of new Council members) and important KISA decisions by a majority. President only participates in the voting to break the tie.
- v. Reports directly to CEAB.
- vi. One can be a member of the Council for no more than 2 regular semesters.

## **B. Removal from the Cabinet:**

Removal of any Cabinet members is initiated in the Council meeting. The Council appoints an independent Council member for inquiry. The member submits a detailed report to the Council for its review.

### **1. President:**

Removal of the President can be initiated if the President

- i. Takes or endorses acts against the Constitution or KISA's best interests
- ii. Takes or endorses acts against Korean or International Law
- iii. Abuses the President's power of office
- iv. Is responsible for any major mistake made by the Cabinet
- v. Does not perform his/her duties transparently and sincerely as dictated by the Constitution.

If the Council reaches a 2/3rd majority after reviewing the report, the President is impeached. Then the Central Executive Advisory Board will impartially review the President's eligibility to continue his/her duties and issue a final decision.

### **2. Other Cabinet Members:**

Removal of the members can be initiated if the member

- i. Takes or endorses acts against the Constitution or KISA's best interests
- ii. Takes or endorses acts against Korean or International Law
- iii. Is responsible for any major mistake made by the Cabinet
- iv. Does not perform his/her duties transparently and sincerely as dictated by the Constitution.
- v. Is inactive for sufficient (as decided by the division) meetings and tasks

If the Council reaches a majority after reviewing the report, the member is removed.

### **III. The Representative Branch (Representative):**

The Representative Branch represents the respective country communities in KAIST. It consists of all the countries from which Article I.A.2.'s students come.

#### **A. The Representative Branch (Representative):**

1. Reserves a right to discuss among itself on matters related to the International community at KAIST
2. Will have regular meetings with the Executive Branch (Cabinet)
3. Reserves the right to discuss, question and request the Cabinet for issues of concern upon voting within itself

#### **B. Country Representative:**

Each country community will elect a potent representative satisfying the following conditions and attributes:

1. The Representative must be a registered KAIST student under Article I.A.2.
2. The Representative will serve a term determined at the pleasure of the country community
3. The Representative must serve as the sole primary representative of his/her country in KAIST
4. The Representative can be removed by the Cabinet in consultation with the country's members for appropriate reasons
5. The Representative must carry his/her duties transparently and sincerely
6. The Representative must carry his/her duties in favor of the Constitution

### **IV. The Central Executive Advisory Board (CEAB):**

The Central Executive Advisory Board is the independent committee, which serves as the body inactively regulating the Executive Branch (Cabinet). The CEAB will provide counsel as well as a rough overseeing of the active Cabinet.

#### **A. The CEAB:**

1. The Immediate Former President
  - i. Serves as the Chair of the CEAB
  - ii. Must perform duties in a sincere and transparent manner
  - iii. Assumes responsibility for all CEAB activities
2. The Advisory Professor
  - i. Serves as the CEAB's Faculty Member
  - ii. Must perform duties in a sincere and transparent manner
3. The Immediate Former Acting President
  - i. Serves as the Vice-Chair of the CEAB
  - ii. Supports the CEAB Chair in all CEAB activities
  - iii. Must perform duties in a sincere and transparent manner

In the possible case that the Immediate Former Acting President assumes office as the active President of the Cabinet, the CEAB's Chair will appoint another member of the CEAB (except for the Advisory Professor) as the Vice-Chair.

4. The Former President(s) and Former Acting President(s)
  - i. Serves as a member (not necessarily active) of the CEAB
  - ii. May be called upon and discussed for important matters

B. The Cabinet and The CEAB:

1. The CEAB shall conduct regular meetings with the President throughout the President's term wherein the President will deliver a summary of the Cabinet's progress
2. The President must submit to the CEAB, a brief summary of the Cabinet's year-long Financial Transactions at the end of his/her term in office
3. The CEAB shall play other roles in the Cabinet as stated in the clauses of the Constitution

V. Presidential Election and Succession:

The general election will take place during the 11th week of the regular semester. The new president will take charge from the start of the next semester.

A. The Electoral Board (Electoral):

The Electoral Board is the electoral body of KISA. It primarily oversees the general election process for the President (hereafter named the Election). It consists of the following members after sworn pledges of impartiality and non-candidacy:

1. The President:
  - i. Serves as the Chair of the Electoral
  - ii. Oversees the election process
  - iii. Ensures fairness throughout the process
  - iv. Assumes responsibility for all Electoral activities
  - v. Must perform duties in a sincere and transparent manner
2. The Acting President:
  - i. Serves as the Vice-Chair of the Electoral
  - ii. Supports the Electoral Chair in all Electoral activities
  - iii. Must perform duties in a sincere and transparent manner
3. A Cabinet Director:
  - i. Serves as an Electoral member
  - ii. Supports the Electoral in its activities
  - iii. Must perform duties in a sincere and transparent manner
4. A Cabinet Member:
  - i. Serves as an Electoral member
  - ii. Supports the Electoral in its activities
  - iii. Must perform duties in a sincere and transparent manner
5. Additional Member(s):

The Electoral may enlist additional member(s) based on valid reasons to be validated by the President and approved by the CEAB.

## **B. The General Election:**

The Election must fulfil the following:

1. Eligibility of the Presidential candidate:
  - i. The candidate must satisfy Article I.A.2.
  - ii. The candidate must be able to serve for 1 year continuously
  - iii. The candidate must be a current cabinet member for at least 1 uninterrupted academic semester and have at least a decent track record while serving in the Cabinet
  - iv. The candidate must be willing to pledge to the Constitution and KISA for the upcoming Presidential term
  - v. Have not been elected as president through a general election before
2. Electoral Protocol:
  - i. An official written candidacy form must be completed by the candidate; to be submitted to the Electoral for review and approval (based on Article V.B.1.)
  - ii. Candidates fulfilling Article V.B.2.a. will be required to deliver a speech in front of the Cabinet along with a debate against the Electoral and another among themselves.
  - iii. The Election results will be determined based on voting by both the Cabinet and all individuals satisfying Article I.A.2. Cabinet members and other members can have different weights of their votes.
  - iv. The Electoral shall determine and inform publicly the rules and details of the Election process prior to the voting period. The rules need to be confirmed through a vote of all of the KISA cabinet.
  - v. In the case that only a single candidate is present, the voting process will follow a confidence vote of Yeses against Noes.

## **C. Absence of a President-Elect:**

The absence of a President-Elect will cause:

1. The Election to take place after 1 academic semester from this recent Election
2. An extended term of 1 academic semester by the Incumbent President upon approval by the Cabinet and review by the CEAB
3. If the Incumbent President is not on an extended-term (for any possible reason), a council member will assume the role of Incumbent President after confirmation by the Council, approval by the Cabinet and review by the CEAB subject to Article V.C.2.

## **D. Succession of a President:**

If the president is removed or resigns before completing their term, then the acting president becomes the new president for the rest of the term. If the president leaves before completing at least 9 months of their term, then the acting president first needs to pass a confidence vote among all of the KISA cabinet members with their votes having equal weight. If they fail the confidence vote, an emergency election is called where any member satisfying V.B.1 can declare candidacy for an election following V.B.2 but only KISA cabinet members can vote. The new president shall complete the rest of the term.

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