

The BRUNSWICKAN

Canada's Oldest Official Student Publication
University of New Brunswick, Fredericton, N.B.

Volume 128, Issue 11

November 25, 1994 • Second Class Mail #8120

INSIDE This Issue

News

**Breakfast TV
at UNB**
p.3

Red Dog launched
p.4

Editorials
p.6

Entertainment
Great Stuff
pps. - 12

Distractions
p.14

Sports
**Don Ryan likes big
men on the mat**
p.17

Classifieds
p.22

Brunsbites

Indications that Granny is a substance abuser:

Those rare stamps she keeps licking
don't have any pictures on them.

There's black dust around her nos-
trils and good ol' granddad's urn
seems lighter.

Funny, her new plants don't look like
ferns.

Her spice jars are always locked.

The black smudges on the ends of her
butter knives aren't due to lack of pol-
ishing.

She claims her little white pills aren't
just for her heart, they make her hair
grow as well.

The red punctures on her arm aren't
from sloppy crochet work.

She rocks, and rocks, and rocks, and
rocks all the day long.

Her brownies are really, really good.

Multi-coloured afghans adorn the
room she spends most of her time in.

The other residents of Sunny Valley
Manor/Rehab Centre know her affec-
tionately as Moonbeam.

She prefers South American locations
for her annual winter vacation.

She's not deaf, she gets you to repeat
yourself because it psyches her out.



Breakfast TV was here and I didn't get to eat any!?! ASN came to UNB Tuesday to check out school spirit. Here, host Scott Boyd bids us a fond farewell. For story and photos, see page 3.
Photo by Paul Mysak

UNB Law prof questions rulings

by Charlene Deyarmond
Brunswickan News

A recent Supreme Court decision allowing a man to claim extreme intoxication as a defense for sexual assault has evoked concern among the university community as to its possible ramifications.

Dr. Patricia Hughes, holder of the Mary Louise Lynch Chair in Women and Law and Associate Professor at the UNB Law School, suggested that the February, 1994 decision in *R v. Daviault* is particularly disturbing since it "...made a change in the law that men can avoid the consequences of committing a sexual assault and suggests that people don't have to be responsible for what they do."

In general the Supreme Court decision was based upon two major factors. Firstly, the majority of the court argued that it may be possible for a person to become so intoxicated that they cannot form the necessary intent prescribed by law to be convicted of sexual assault.

Secondly, the court stated that it would offend certain sections of the Canadian Rights and Freedoms if the law were to substitute the intent to get drunk as establishing the intent to commit the assault.

When asked whether she felt the charter would be used to support

such a defense, Hughes maintained that "the push for the Charter was equality."

Pointing out that the section of the Charter referred to by the Supreme Court is available to both accused and victims, Hughes said, "More often though it has been used to extend and affirm the rights of the accused."

As to the problems the court saw with substituting intent to get drunk with intent to sexually assault, Hughes likened it to the defense of temporary insanity, and suggested what may be required is for parliament to enact legislation that makes it an offence to consume alcohol to the level of intoxication that the Supreme Court argued in the *Daviault* case amounted to automatism.

In any case, no matter what the legal arguments, the implications of the decision have touched the local community in general.

Asked about her opinion on the matter, one local university student stated that she was concerned about the decision and the example it sets for others. She remarked, "It is just another obstacle a woman might face in trying to go to the police to prosecute."

A male student at STU who recognized the case immediately, said, "If a person chooses to get that drunk, he or she should suffer the conse-

quences of their actions."

Part of what many have found to be disturbing about the case is that even though the Supreme Court argued that it would be used very rarely, the defense of extreme intoxication has since been used successfully twice—once in Alberta and once in Prince Edward Island.

Hughes, however, is quick to insist people be wary of relying on this type of defense, as it is theoretically very difficult to prove and requires supporting expert testimony.

While this may be the case, Hughes does express dismay at the implications of the Supreme Court's decision, saying that it seems like the law in this regard has taken a step backward towards the rights of women. More specifically, while society had seemed to come to the point of not blaming the victim for sexual assault, this outcome would seem to once again cause women to feel that they have to be constantly beware for fear of being assaulted.

"The law is a blunt instrument in dealing with the human condition," Hughes remarked. "It often doesn't seem to be able to deal with individual situations."

Acknowledging the public's reaction to the ruling, Hughes commented, "When the law doesn't respond well, people become cynical."

Changes in federal summer job program

by Jonathan Stone
Brunswickan News

Changes to the federal government's student summer job program could mean relocating anywhere in Canada to find employment.

This year, students must fill out a standard application form that will be scanned into a national computer job bank, which just so happens to be located in Moncton. A section of the questionnaire asks the student where they would be able to work.

Second-year arts student Tanya Estabrooks said she hopes the new forms are more effective than the old ones, as she filled one out last year but went without a job in her hometown of Riverview.

"I had the odd phone call, but I didn't qualify," she said.

Raymond Landry, Youth Services Co-ordinator with Human Resources Development Canada, said skill and qualifications will be considered first. Then, he said, if 400 students fit the bill for the same opening, the computer will randomly pick several to be referred.

These new forms are currently available at the UNB Student Placement Centre, located in the Neville Homestead.

Veronica Christian, a clerk at the placement centre, explained that the first deadline for applications is December 1, for those wanting work as Customs Officers. She urges students seeking any kind of work to apply as soon as possible.

"Be sure to indicate that you are returning to school in the fall," she said, "or else you will be eliminated from the computer."

Christian said there is an abundance of information available at the centre to assist students in completing the form.

"If you've worked in a department before, you have a better chance of getting back in," she said.

Christian also believes there are more jobs available this year as the feds have increased spending in this area.

SU's health plan headaches to persist

by Gordon Loane
Brunswickan News

The health plan rebate blues continue for the UNB Student Union.

Fourth-year Education students doing teaching practicums in schools throughout the province say they missed the September 30 deadline for the \$100 health plan rebate because of a lack of information from the Student Union.

SU Vice-President Student Services Chris Alward acknowledged that there was a communication problem and promised that all Education students affected will be able to apply for the rebate by filling out an application at his office.

Alward said several students have contacted him following a complaint aired by a student on Yvonne Colbert's 'On Your Side' feature on Monday's edition of *ATV's Live at Five*.

The student, teaching this fall at a school in Quispamsis, near Saint John, told Colbert about the information shortfall. Colbert then contacted Alward who said the complaint would be dealt with promptly.

One-hundred-forty-three students in the Education faculty and 12 students in the Physical Education and Recreation Program are eligible to apply for the rebate.

"The wrinkles in the system will be

fixed next year," Alward promised.

"We intend to work with the Education Society to work out a plan," he emphasized.

"We expect to be able to include health plan information and deadline cut off dates in university mailouts to Education students slated for next June," Alward said.

In the meantime, Alward says Education students returning to campus in January will be well-informed.