

Article 33**DISTANCE EDUCATION**

- 33.01 The University shall not use Distance Education courses in a way that undermines the on-site offerings of St. John's or Grenfell Campus campuses.
- 33.02 Distance Education courses shall only be created in accordance with the procedures established by the University Senate.
- 33.03 When the University has commissioned the development or major revision (about thirty-five (35) percent) of a course in Distance Education, by granting course remissions, by making special payments, or by otherwise specifically providing for it, the ASM(s) who develop the course materials in accordance with a Distance Education Contract may be assigned the teaching of that course as a part of the normal teaching assignment.
- 33.04 ASMs who develop course materials for a Distance Education course in accordance with a Distance Education Contract shall be remunerated at an amount agreed between the ASM and the University, such amount equal to or greater than a one course equivalent (pro-rated where courses are jointly developed by ASMs) as defined in Clause 32.31.
- 33.05 ASMs who develop course materials for a Distance Education course in accordance with a Distance Education Contract shall hold the copyright to the content that was created by the ASM. Copyright shall be held by the ASM in accordance with the provisions of Commissioned Works in Article 28, Clauses 28.08 through 28.11.
- 33.06 Notwithstanding Clause 33.05, the University shall be entitled to use all or part of the course materials in a digital objects repository. Copyright holders of materials placed in such repository shall retain their copyright but allow others to copy, display and perform verbatim copies of the materials, provided such persons credit every use and do not use the materials for derivative works or commercial purposes without the copyright holders' consent.
- 33.07 ASMs who develop course materials for Distance Education in accordance with a Distance Education contract shall have the first opportunity to teach the course through distance delivery for a period of twelve (12) months or for the first two (2) offerings, whichever is longer.
- 33.08 Effective May 1, 2010 an ASM who delivers a Distance Education course when extra to the assigned teaching, shall be remunerated at the rate set for an extra course or courses or equivalent as defined in Clause 32.31.