

Terms and Definitions

Note: Many of the definitions below were informed by the Developing a Response to Sexual Violence: A Resource Guide for Ontario's Colleges and Universities document, developed by the Government of Ontario.

The College: A person(s) or group of people responsible for the safety of the College Community.

College Community: Any person that is a student, employee, governor, contractor, supplier, volunteer, or visitors of the College. This includes external organizations that lease College space, operate on College property or who are directly connected to any College initiatives.

Consent: The voluntary agreement and willing participation in sexual activity, from individuals who have reached the age of consent to sexual activity and have the mental capacity to understand the nature, purpose, and consequences of a decision to participate in sexual activity. An individual must actively and willingly give consent to sexual activity. Consent must be informed, freely given, and continuous.

The following are some factors relating to consent:

- ▶ Consent is active, not passive, and must be ongoing.
- ▶ Consent is never assumed or implied.
- ▶ Consent is not silence or the absence of "no"
- ▶ Consent cannot be given by someone who is impaired by alcohol or drugs or is unconscious or sleeping.
- ▶ Consent can never be obtained through threats or coercion.
- ▶ Consent can be revoked at any time.
- ▶ Consent cannot be obtained if the perpetrator abuses a position of trust, power or authority.

Consent is only possible when:

- ▶ There is equal power between people.
- ▶ Everyone feels safe.
- ▶ Everyone can freely choose.
- ▶ It is given independently.

Sexual Violence Education & Prevention Definitions

Cyber harassment/cyber stalking: Often used interchangeably, cyber harassment and cyber stalking are defined as repeated, unsolicited, threatening behaviour by a person or group using cell phone or Internet technology with the intent to bully, harass, and intimidate a victim. The harassment can take place in any electronic environment where communication with others is possible, such as on social networking sites, on message boards, in chat rooms, through text messages, or through email.

Date rape: The term "date rape" is interchangeable with "acquaintance sexual assault". It is sexual contact that is forced, manipulated, or coerced by a partner, friend or acquaintance.

Disclosure: For the purposes of Policy M14: Sexual Violence Education & Prevention, a disclosure is when a person tells a College Community Member that they have experienced or witnessed sexual violence. A disclosure is different from a report/complaint of sexual violence. Someone may make a disclosure to access support, accommodations, or information.

Indecent Exposure: The deliberate exposure in public or in view of the general public by a person of a portion or portions of their body, in circumstances where the exposure is contrary to local moral or other standards of appropriate behavior.

2SLGBTQIA+: The community includes people who identify as two-spirited, lesbian, gay, bisexual, transgender, queer, questioning, intersex, asexual, pansexual and/or gender fluid. The "plus sign" refers to identities not captured by the ones listed here; it is not an exhaustive list.

Rape: Rape is a term used to describe forced vaginal, oral or anal penetration without consent. Although the term is no longer used in a legal sense in Canada, it is still commonly used and widely understood.

Sexual Assault: Sexual Assault is a criminal offence under the Criminal Code of Canada. It is illegal. Sexual assault is any type of unwanted sexual act done by one person to another that violates the sexual integrity of the victim; this may include activities like forced kissing, fondling, oral or anal sex, or other forms of penetration, without consent. Sexual assault does not require there to be touch; it is any unwanted sexual contact. Sexual assault is characterized by a broad range of behaviours that involve the use of force, threats, or

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control towards a person, which can make that person feel uncomfortable, distressed, frightened, threatened, carried out in circumstances in which the person has not freely agreed, consented to, or is incapable of consenting to. Sexual assault can occur between strangers, acquaintances or by someone known to the survivor. It can also occur in a dating relationship, between spouses, or in any other relationship.

Sexual Exploitation: Sexual exploitation is the act of coercing, luring, or engaging someone into a sexual act, and involvement in the sex trade or sexual abuse images and sexually explicit websites, with or without consent, in exchange for money or drugs, or in exchange for food, protection, or other necessities. Sexual exploitation is not limited to children and youth.

Sexual Harassment: as defined in the *Manitoba Human Rights Code*, can be any of the following:

- ▶ A series of objectionable and unwelcome sexual solicitations or advances
- ▶ A single sexual solicitation or advance if it is made by a person who is in a position to confer a benefit on, or deny a benefit to the recipient of the solicitation or advance, if the person making the advance knows or ought to reasonably know that it is unwelcome.
- ▶ A reprisal or threat of reprisal for rejecting a sexual solicitation or advance.

Sexual Violence: means any sexual act or act targeting a person's sexuality, gender identity or gender expression, whether the act is physical or psychological in nature, that is committed, threatened or attempted against a person without the person's consent, and includes, sexual assault, sexual harassment, stalking, indecent exposure, voyeurism and sexual exploitation.

Stalking: Stalking is a crime called criminal harassment. Stalking consists of repeated behaviour that is carried out over a period of time, and which causes a person to reasonably fear for their safety.

Stealthing: Non-consensual condom removal during sexual intercourse.

Survivor: A survivor is an individual who chooses to identify their experience as sexual violence. The College recognizes that an individual may not identify with the label "survivor" or "victim". The College will respect everyone's preferred term in its interactions with them.

Victim Blaming: Victim blaming occurs when the victim of a crime or an accident is held responsible, in

whole or in part, for the crimes that have been committed against them.

Voyeurism: is secretly observing (including by mechanical or electronic means) or making a visual recording (including photographs, film or video recording) of a person who is in circumstances that give rise to a reasonable expectation of privacy.