# BY-LAWS RESOLUTIONS

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# APPENDIX B

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# REPORT OF THE BY-LAWS RESOLUTIONS COMMITTEE TO THE PRAIRIE REGION CONVENTION

# JUNE 27 – 29, 2014 TCU PLACE, SASKATOON, SK

Marianne Hladun, PSAC Regional Executive Vice-President for the Prairies and the Prairie Region Council appointed Brother Glen Johnston and Brother Don Wilkie as Co-Chairs of the 2014 By-Laws Resolutions Committee for the Triennial Convention. Brother Johnston and Brother Wilkie worked with the By-Laws Resolutions Committee members during their deliberations, and the members of the Committee are as follows:

#### **Co-Chairs:**

Glen Johnston	PRC Member, North-West Manitoba
Don Wilkie	GSU, National Officer

#### **Committee Members:**

Gus Mardli	PRC Member, South East Manitoba
Jackie Nettleton	PRC Member, Saskatoon Area Council
Matt Tijani	PRC Member, Winnipeg Area Council
Deb Wiens	PRC Member, Alternate REVP

#### **Regrets:**

Shaun Brennand	PRC Member, Regina Area Council
Susan Norman	PRC Member, Westman Area Council

Any decision or recommendation made by the Committee is subject to ratification by the delegates to the 2014 Prairie Region Triennial Convention. The Committee met on April 12, 2014 at the PSAC Winnipeg Regional Office in person and via conference call. The Committee also met on April 29, 2014 via conference call.

All resolutions are moved and seconded by committee members.

The Committee established its priorities as follows:

- 1. Resolution 3
- 2. Resolution 2
- 3. Composite Resolution 11A
- 4. Resolution 5
- 5. Resolution 4
- 6. Resolution 17

- 7. Resolution 6
- 8. Resolution 10
- 9. Resolution 13

The following resolutions were also recommended as Concurrence:

• Resolutions 7, 8, 9, 14, 15, 16, 18, 19, 20, 28

The following resolutions were recommended as Non-Concurrence:

• Resolutions 22, 23, 25, 27, 29, 30

The following resolutions are covered by other resolutions (see Appendix A):

- Resolution 11
- Resolution 12
- Resolution 24
- Resolution 26

The following resolutions have been ruled Out of Order (Appendix B):

- Resolution 1
- Resolution 18 (partial)
- Resolution 21

The report begins with the Committee's priorities, followed by all those resolutions with recommendations of concurrence, followed by all those resolutions with recommendations of non-concurrence.

The Chairpersons of the Committee would like to acknowledge and thank each and every member of the Committee for their hard work and contribution during our deliberations and finalization of the report. The Chairpersons of the Committee would also like to thank the staff for their hard work on the finalization of the report.

Respectfully submitted on behalf of the Committee,

Glen Johnston Committee Co-Chair Don Wilkie Committee Co-Chair

# RESOLUTION BL-003 ELECTRONIC VOTING AT PRAIRIE REGION CONVENTION

The committee recommends **concurrence** in Resolution BL-003 which reads as follows:

## **Originator:** Prairie Region Council (PRC)

**WHEREAS** with the advent of electronic voting the current Prairie Region By-Laws does not allow for the use of this technology when conducting elections for REVP, A/REVP and PRC Representatives; and

**WHEREAS** arrangements have been made to use electronic voting measures for the election of REVP, A/REVP and where viable, PRC Representatives at the 2014 Prairie Region convention; and

**WHEREAS** Section 11 Sub-Section 3 (c) and Section 11 Sub-Section (5) (a) (i) make reference to "paper" ballots only; therefore

**BE IT RESOLVED THAT** Section 11 Sub-Section 3 (c) and Section 11 Sub-Section (5) (a) (i) be reworded to include the use of electronic voting where viable; and

BE IT FURTHER RESOLVED THAT the wording read as follows:

Section 11 Sub-Section (3)

(c) The election to the office of REVP and A/REVP shall be by secret ballot. Each voting delegate shall indicate by ballot the name of their choice for the office called, from among the nominees for office.

Section 11

Sub-Section (5) Election Procedures for Prairie Region Council Representatives

(i) The elections shall be by secret ballot. Each voting delegate shall indicate by ballot the name of their choice for the office called, from among the nominees for office.

**BE IT FURTHER RESOLVED THAT** this change be enacted immediately to allow for electronic voting at the 2014 Prairie Region convention.

# RATIONALE

The Committee agrees that the immediate change to the Prairie Region By-Laws will allow for the use of electronic voting at this and subsequent Prairie Region Conventions.

Reference:

Section 11 Sub-Section 3 (c) of the Prairie Region By-Laws Section 11 Sub-Section (5) (a) (i) of the Prairie Region By-Laws

#### RESOLUTION BL-002 YOUNG WORKER COMMITTEES

The Committee recommends **concurrence** in Resolution BL-002 which reads as follows:

# **Originator:** Prairie Region Council (PRC)

**WHEREAS** the establishment of Young Workers Committees should be a priority for the Prairie Region to ensure accordance with the PSAC Constitution Section 15; and

**WHEREAS** this responsibility should be under the purview of the Young Workers Representative; and

**WHEREAS** this is not included in the roles and responsibilities of the Young Workers Representative; therefore

**BE IT RESOLVED THAT** Section 6 Sub-Section (7) be amended to read as follows:

#### Sub-Section (7)

The Young Workers Representative shall:

- a) uphold and promote the mandate and objectives of the PRC;
- b) promote the establishment of Young Workers' Committees in the Prairie Region as outlined under Section 15 of the PSAC Constitution;
- c) communicate with Young Workers in the Prairie Region;
- d) attend PRC meetings and shall be the spokesperson for the Young Workers in the Prairie Region;
- e) submit a written report of the representative's activities and those of the Young Workers' Committees, PRC meetings and the Prairie Region Triennial Convention;
- f) promote representation in groups who defend Young Workers' interests;
- g) serve on PRC Committees and perform other roles and responsibilities as determined by the PRC and/or the REVP.

**BE IT FURTHER RESOLVED THAT** all references to Prairie Region committees be updated to include the Young Workers Committees.

**BE IT FURTHER RESOLVED THAT** any reformatting of numbering/bullets to reflect this change be carried out as needed.

# RATIONALE

The Committee recognizes this is a change to the By-Laws to establish Young Workers Committees within the Prairie Region in accordance with the PSAC Constitution, Section 15.

#### Reference:

Section 6 Sub-Section (7) of the Prairie Region By-Laws All references to Prairie Region Committees in the Prairie Region By-Laws

#### COMPOSITE RESOLUTION BL-011A MEMBERSHIP RIGHTS (Which covers BL-011 and BL-012)

The Committee recommends **concurrence** in Composite Resolution BL-011A which reads as follows:

#### **Originator:** Prairie Region Council (PRC)

**WHEREAS** the PSAC Harassment Statement last adopted in January 29, 2010 lists "gender identity or expression" and is read out at every current PSAC meeting or event; and

**WHEREAS** the current published PSAC Constitution of November 2012 only lists "gender identity" under Section 5 – Membership Rights; and

**WHEREAS** the LGBT members who identify under "gender expression" are currently excluded by the current constitution; therefore

**BE IT RESOLVED THAT** Section 4, Sub-Section 2 (a) of the Prairie Region Bylaws be amended to read:

to be free from any act or omission on the part of the Prairie Region members that would discriminate against the member on the basis of age, sex, colour, national or ethnic origin, race, religion, marital status, family status, criminal record, physical or mental disability, sexual orientation, gender identity **or expression**, language, political belief, social and economic class or employer,

**BE IT RESOLVED THAT** all references of 'gender identity' in the **PSAC Prairies By-***Laws* be replaced with 'gender identity <u>or expression</u>' and any formatting of numbering/bullets be carried out as needed, and

**BE IT FURTHER RESOLVED THAT** the PSAC Constitution **Section 5**, **Membership Rights**, **subsection (b)** be amended to read as follows:

#### Subsection (b)

to be free from any act or omission on the part of the union, or other members, that would discriminate against the member on the basis of age, sex, colour, national or ethnic origin, race, religion, marital status, family status, criminal record, physical or mental disability, sexual orientation, gender identity **or expression**, language, political belief, social and economic class or employer,

**BE IT FURTHER RESOLVED THAT** all references of 'gender identity' be replaced with 'gender identity or expression' elsewhere in the PSAC Constitution, website or reference materials.

# RATIONALE

To bring the Prairie Region bylaws in line with the PSAC harassment statement and to ensure this is addressed at the 2015 PSAC National Convention.

<u>Reference:</u> Section 4 Sub-Section 2 (a) of the Prairie Region By-Laws Section 5 of the PSAC Constitution

Convention Decision

#### RESOLUTION BL-005 PRC OBJECTIVES

The committee recommends **concurrence** in Resolution BL-005 which reads as follows:

# **Originator: Prairie Region Council (PRC)**

**WHEREAS** Section 3 Objectives is unclear on who will carry out the objectives as at all Sub-Sections; and

WHEREAS it is the PRC's mandate to carry out these objectives; therefore

**BE IT RESOLVED THAT** the words "The PRC shall" be added to Section 3 immediately following Objectives; and

**BE IT FURTHER RESOLVED THAT** in all Sub-Sections the word "to" be deleted.

# RATIONALE

The Committee recognizes the need to have consistency within the Prairie Region Bylaws as per Section 2 Mandate. The Committee also recognizes the need to provide clear direction to the PRC.

Reference:

Section 3 of the Prairie Region By-Laws

#### RESOLUTION BL-004 AREA COUNCIL OBJECTIVE

The Committee recommends **concurrence** in Resolution BL-004 which reads as follows:

## **Originator:** Prairie Region Council (PRC)

**WHEREAS** Section 12 Sub-Section (2) speaks to the creation of Area Councils in the Region; and

**WHEREAS** the organization of Area Councils is already an objective of the PRC, as at Section 3 Sub-Section (6); and

WHEREAS the creation of Area Councils is not a function of Area Councils; therefore

**BE IT RESOLVED THAT** Section 12 Sub-Section (2) be deleted in its entirety to eliminate the redundancy; and

**BE IT FURTHER RESOLVED THAT** any reformatting of numbering/bullets to reflect this change be carried out as needed.

# RATIONALE

The Committee recognizes that the creation of Area Councils is not a responsibility of Area Councils as stated in the By-law. Section 14 Sub-section 1 of the PSAC Constitution speaks to the organization and operation of Area Councils which is already an objective of the PRC under Section 3 (6) of the Prairie Region By-Laws.

<u>Reference:</u> Section 12 Sub-Section (2) of the Prairie Region By-Laws

# RESOLUTION BL-017 2ND ALTERNATE FOR PRC POSITIONS

The Committee recommends **concurrence** in Resolution BL-017 which reads as follows:

# **Originator: Prairie Region Council (PRC)**

**WHEREAS** in the current Prairie Region By-Laws there is no provision for a 2<sup>nd</sup> Alternate to the positions of the Geographic Rep, Regional Women's Committees Rep, Equity Group Reps (Aboriginal Peoples, Persons with Disabilities, Racially Visible Persons and Gay, Lesbian, Bisexual and Transgendered Persons), Directly Chartered Locals Rep, Young Workers Rep, Separate Employer Rep and Area Council Rep; and

**WHEREAS** in the previous mandate several of these positions became vacant and were filled by their Alternate which then left the Alternate position vacant; and

**WHEREAS** in several cases, both the representative and the alternate were unable to complete the term of office which necessitated a call for nomination and where necessary, a mail-in balloting process; and

**WHEREAS** the establishment of a 2<sup>nd</sup> Alternate to these positions would ensure a smooth and timely transition of office and reduce the necessity for an expensive and labour intensive mail-in election process; therefore

**BE IT RESOLVED THAT** the Prairie Region By-Laws be amended to establish the position of a 2<sup>nd</sup> Alternate to the positions of the Geographic Rep, Regional Women's Committees Rep, Equity Group Reps (Aboriginal Peoples, Persons with Disabilities, Racially Visible Persons and Gay, Lesbian, Bisexual and Transgendered Persons), Directly Chartered Locals Rep, Young Workers Rep, Separate Employer Rep and Area Council Rep; and

**BE IT FURTHER RESOLVED THAT** Section 11 Sub-Section (5) and Sub-Section (6) of the PR By-Laws be amended to include the position of a 2<sup>nd</sup> Alternate for all Representatives; and

**BE IT FURTHER RESOLVED THAT** all references to Alternates for the Geographic Rep, Regional Women's Committees Rep, Equity Group Reps (Aboriginal Peoples, Persons with Disabilities, Racially Visible Persons and Gay, Lesbian, Bisexual and Transgendered Persons), Directly Chartered Locals Rep, Young Workers Rep, Separate Employer Rep and Area Council Rep found within the By-Laws be updated to include a reference to the 2<sup>nd</sup> Alternate.

# RATIONALE

The Committee feels that this will provide a smoother transition should one of the positions be vacated; streamlines the process; and is more cost-effective.

# Reference:

Section 11 Sub-Section (5) and Sub-Section (6) of the Prairie Region By-Laws

#### RESOLUTION BL-006 PRC OBJECTIVES

The Committee recommends **concurrence** in Resolution BL-006 which reads as follows:

# **Originator:** Prairie Region Council (PRC)

**WHEREAS** some Area Councils and Prairie Region Committees are struggling to remain active and relevant; and

**WHEREAS** Section 3 Sub-Section (6) speaks to the organization and operation of Area Councils and PR Committees; and

**WHEREAS** promoting the sustainability of Area Councils and PR Committees within the Prairie Region should be a function of the PRC; therefore

**BE IT RESOLVED THAT** Section 3 Sub-Section (6) be amended to reflect the need for the PRC to promote the sustainability of Area Councils and PR Committees; and

**BE IT FURTHER RESOLVED THAT** the wording shall read as follows:

Section 3

Sub-Section (6)

To promote the organization, operation and sustainability of Area Councils, Regional Women's, Human Rights, Aboriginal Peoples, Racially Visible Persons, Pride and Access Committees within the Prairie Region.

#### RATIONALE

The Committee feels that it should be an objective of the PRC to promote sustainability of the Area Councils and the Prairie Region Committees as in accordance with Section 14 subsection 1 of the PSAC Constitution.

<u>Reference:</u> Section 3 Sub-Section (6) of the Prairie Region By-Laws

# RESOLUTION BL-010 PRC MEMBERSHIP RIGHTS

The Committee recommends **concurrence** in Resolution BL-010 which reads as follows:

# **Originator: Prairie Region Council (PRC)**

**WHEREAS** the definition of Membership is not clearly defined within the Prairie Region Bylaws; and

**WHEREAS** the definition of membership rights is also not clearly defined in the Prairie Region By-Laws; and

WHEREAS this definition must conform to the PSAC Constitution; therefore

**BE IT RESOLVED THAT** Section 4 of the PRC By-Laws be amended to reflect the following changes:

## **SECTION 4**

MEMBERSHIP AND MEMBERSHIP RIGHTS

Sub-Section (1) – Membership

Membership is defined in accordance with the PSAC Constitution, Section 4, and Regulation 5.

Sub-Section (2) – Membership Rights

Every member in good standing is entitled to:

- (a) all rights in accordance with the PSAC Constitution Section 5, and
- (b) observe meetings of the PRC, except where matters deemed confidential by the PRC are to be discussed.

# RATIONALE

To align with the PSAC Constitution

Reference: Section 4 of the Prairie Region By-Laws

## **RESOLUTION BL-013** DELEGATE STATUS TO PRAIRIE REGION CONVENTION

The Committee recommends **concurrence** in Resolution BL-013 which reads as follows:

# **Originator:** Prairie Region Council (PRC)

**WHEREAS** Section 10 Sub-Section (3) (b) makes reference to the PSAC Equal Opportunities Committee which no longer exists; therefore

**BE IT RESOLVED THAT** Section 10 Sub-Section (3) (b) be deleted in its entirety and Sub-Section (3) (c) be renumbered to reflect this change.

# RATIONALE

The Committee agrees that the Prairie Region By-Laws require updating to delete the reference to the PSAC EOC as it no longer exists.

Reference: Section 10 Sub-Section 3 (b) & (c) of the Prairie Region By-Laws

Convention Decision

#### RESOLUTION BL-007 PRC QUORUM

The committee recommends **concurrence** in Resolution BL-007 which reads as follows:

# **Originator:** Prairie Region Council (PRC)

**WHEREAS** Section 7 Sub-Section (d) states that a quorum shall consist of 50% of Council members ensuring representation from all three provinces; and

**WHEREAS** while this may be achievable when teleconferencing or using other available means, weather conditions may make this impossible to achieve if the scheduled meeting requires travel to meet in session (face to face); and

**WHEREAS** if travel from several locations is shut down, under the current By-Laws, quorum could not be met but the cost to cancel and reschedule the meeting would be prohibitive and not cost effective if Council members are already at the meetings location; therefore

**BE IT RESOLVED THAT** Section 7 Sub-Section (d) be amended to remove "ensuring representation from all three provinces".

#### RATIONALE

The Committee realizes that in consideration of budgetary restraints and taking into account unforeseen travel restrictions, i.e. weather it is not always possible to ensure representation from all three provinces.

<u>Reference:</u> Section 7 Sub-Section (d) of the Prairie Region By-Laws

The following member of the Committee wishes to be recorded against the committee's recommendation: Deb Wiens

#### RESOLUTION BL-008 PRC STANDING COMMITTEES

The Committee recommends **concurrence** in Resolution BL-008 which reads as follows:

## **Originator:** Prairie Region Council (PRC)

**WHEREAS** standing committees of the PRC have existed since the beginning of the PRC but have not been formally identified; and

WHEREAS these standing committees should be identified in the PR By-Laws; and

**WHEREAS** the PRC has the authority to establish standing committees which is not readily spelled out in the By-Laws; therefore

**BE IT RESOLVED THAT** Section 8 Sub-Section (a) on the PRC By-Laws be amended to identify the standing committees; and

**BE IT FURTHER RESOLVED THAT** Section 8 Sub-Section (a) on the PRC By-Laws be amended to clarify the PRC's authority in regard to committees; and

**BE IT FURTHER RESOLVED THAT** Section 8 Sub-Section (a) on the PRC By-Laws be amended to read as follows:

(a) The PRC shall have the authority to, and the responsibility for establishing operational committees as needed and the following standing committees:

Education Committee Health & Safety Committee Finance Committee Communications Committee By-Laws Committee

RATIONALE

The Committee recognizes the value of recognizing all standing committees.

<u>Reference:</u> Section 8 Sub-Section (a) of the Prairie Region By-Laws

Convention Decision

# RESOLUTION BL-009 DELEGATE STATUS TO PRAIRIE REGION CONVENTION

The Committee recommends **concurrence** in Resolution BL-009 which reads as follows:

# **Originator:** Prairie Region Council (PRC)

**WHEREAS** structure and name changes of national bodies has made it necessary to update Section 10 Sub-Section (3) of the Prairie Region By-Laws to ensure clarity of the wording; and

**WHEREAS** a review of all PSAC Regional Council By-Laws has provided wording that clarifies the representation of these national bodies; and

**BE IT RESOLVED THAT** Section 10 Sub-Section (3) be deleted in its entirety and replaced by the following wording:

PSAC members who hold a PSAC national elected office, National Aboriginal Peoples' Circle (NAPC) representatives and Component National Officers who are members of the Prairie Regional Caucus shall be entitled to attend Prairie Regional Triennial Conventions as delegates.

#### RATIONALE

The Committee agrees that updates to the By-Laws were necessary to:

1.) properly recognize NAPC (formerly known as NAIM)

2.) clarify the definition of national officers and remove the reference to the PSAC Equal Opportunities Committee which no longer exists.

Reference: Section 10 Sub-Section (3) of the Prairie Region By-Laws

# **RESOLUTION BL-014 DELEGATE STATUS TO PRAIRIE REGION CONVENTION**

The Committee recommends **concurrence** in Resolution BL-014 which reads as follows:

# **Originator:** Prairie Region Council (PRC)

**WHEREAS** Section 10 Sub-Section (3) (c) makes reference to the National Aboriginal, Inuit and Métis (NAIM) Circle which has been renamed to National Aboriginal Peoples Circle (NAPC); therefore

BE IT RESOLVED Section 10 Sub-Section (3) (c) be amended and read as follows:

Each National Aboriginal Peoples Circle (NAPC) representative elected from the Prairie Region shall be a delegate to the Prairie Region Triennial Convention.

## RATIONALE

The Committee agrees that the Prairie Region By-Laws require updating to bring them in line with the name change from NAIM to NAPC.

<u>Reference:</u> Section 10 Sub-Section (3) (c) of the Prairie Region By-Laws

Convention Decision

#### RESOLUTION BL-015 PRAIRIE REGION TRIENNIAL CONVENTION LOCATION

The Committee recommends **concurrence** in Resolution BL-015 which reads as follows:

## **Originator:** Prairie Region Council (PRC)

**WHEREAS** Section 9 of the By-Laws states that the Triennial Convention shall be held in the Prairie Region but does not reference rotation of the Convention throughout the Prairies; and

WHEREAS the rotation should be enshrined in the By-Laws;

**THEREFORE BE IT RESOLVED THAT** Section 9 Sub-Section (1) (a) be amended to read as follows:

The Prairie Region shall hold its Triennial Convention in the Prairie Region within the period commencing 14 months and ending nine months prior to the PSAC National Triennial Convention. The PRC shall make every effort to ensure that the Regional Convention rotates through the three provinces of the Prairie Region.

# RATIONALE

While the Committee recognizes the importance of rotating the Prairie Region Triennial Convention through the three provinces the PRC cannot always guarantee that accommodations and meeting spaces are always available. However, we feel confident that the PRC will make every effort to do so.

<u>Reference:</u> Section 9 Sub-Section (1) (a) of the Prairie Region By-Laws

The following members of the Committee wish to be recorded against the committee's recommendation: Gus Mardli, Jackie Nettleton

### RESOLUTION BL-016 PRC REPORTING

The Committee recommends **concurrence** in Resolution BL-016 which reads as follows:

# **Originator:** Prairie Region Council (PRC)

**WHEREAS** Section 13 Sub-Section (6) of the By-Laws states that the budget variance report shall be posted on the Prairie Region's Website quarterly; and

**WHEREAS** this report is included and forms part of the PRC minutes and is therefore redundant; therefore

BE IT RESOLVED THAT Section 13 Sub-Section (6) be amended to read as follows:

## Sub-Section (6)

The Prairie Region Council budget variance report be presented to all regularly scheduled PRC meetings in accordance with Section 7 (a) of the Prairie Region By-Laws.

#### RATIONALE

The Committee feels that the needs of transparency are being met because the budget variance report is part of the financial report. This financial report is presented to each PRC meeting and is included in the minutes of record. All of this material is posted on the website.

Reference: Section 7 (a) of the Prairie Region By-Laws

The following members of the Committee wish to be recorded against the Committee's recommendation: Jackie Nettleton, Deb Wiens

## RESOLUTION BL-018 RESPONSIBILITIES OF DCL PRC REPRESENTATIVE

The Committee recommends **concurrence** in Resolution BL-018 which reads as follows:

## **Originator:** Prairie Region Council (PRC)

**WHEREAS** with the increase of Directly Chartered Locals within the Prairie Region there are further roles and responsibilities that can be undertaken by the DCL Rep to the PRC; and

**WHEREAS** these roles and responsibilities are found in Section 6 Sub-Section (6) of the PR By-Laws; therefore

**BE IT RESOLVED THAT** the following roles and responsibilities be inserted into Section 6 Sub-Section (6) of the PR By-Laws and numbered accordingly:

promote discussions between DCL's to aid in mutually benefiting projects and priorities within the Prairie Region

## RATIONALE

The Committee recognizes the benefit of promoting open communication among the DCL's.

<u>Reference:</u> Section 6 Sub-Section (6) of the Prairie Region By-Laws

# RESOLUTION BL-019 VACANCY OF PRC REPRESENTATIVE

The Committee recommends **concurrence** in Resolution BL-019 which reads as follows:

# **Originator:** Prairie Region Council (PRC)

WHEREAS the PR Bylaws do not address the process for a mail-in nomination and ballot procedure for PRC Representative positions if no alternates are in place; and

**WHEREAS** in the previous term, several PRC representatives and their respective alternate vacated positions which required a subsequent election to fill the position; and

**BE IT RESOLVED THAT** Section 11, Sub-Section (7) – Vacancy in the Position of a Representative be amended to read as follows:

Section 11, Sub-Section (7) – Vacancy in the Position of a Representative

- a) In the event of a vacancy, the position of a PRC Representative shall be filled by the Alternate.
- b) In the event, there is no alternate to assume the PRC Representative position, the vacancy, occurring six months or more prior to the Prairie Region Triennial Convention, shall be filled in the following manner:
  - i. nominations shall be called by the Regional Coordinator, Prairie Region from amongst the members in the Prairie Region;
  - ii. the Regional Coordinator shall ensure that all nominees are members in good standing of the PSAC in the Prairie Region of the PSAC, and that the nominator and seconder were delegates at the previous Prairie Region Triennial Convention;
  - iii. the nominations process will be concluded within 60 days from the date of notice of vacancy in the position;
  - iv. if there is more than one nominee for the PRC Representative position, and an election is necessary, it shall be conducted by the Regional Coordinator from amongst those members in good standing who were voting delegates at the preceding Prairie Region Triennial Convention.
- c) Should a vacancy occur in the position of Alternate, at least one year before the next Prairie Region Triennial Convention, the appropriate caucus delegates will elect a representative in the same manner as identified in Sub-Section (7)(b).

**BE IT FURTHER RESOLVED THAT** all sections of the Prairie Region Bylaws be amended to reflect this change.

# RATIONALE

The Committee recognizes that a more comprehensive process should be in place.

Reference:

Section 11, Sub-Section (7) of the Prairie Region By-Laws

# RESOLUTION BL-020 YOUNG WORKERS DELEGATES TO THE PRAIRIE REGION CONVENTION

The Committee recommends **concurrence** in Resolution BL-020 which reads as follows:

## ORIGINATOR: UTE Local 30024

**WHEREAS** the PSAC Constitution now allows for the creation of Regional Youth Committees; and

**WHEREAS** our Prairie Region By-Laws do not allow for delegates from Regional Youth Committees to the Prairie Region Convention; and

**WHEREAS** allowing Youth delegates will encourage more young workers to become involved:

**BE IT RESOLVED THAT** Section 10 subsection (4) and (5) of the Prairie Region By-Laws be amended as follows:

Sub-Section (4)

Each Regional Women's Committee in good standing will be entitled to one delegate to the Prairie Region Triennial Convention.

Sub-Section (5)

Each Regional Access, Pride, Aboriginal Peoples, Racially Visible Persons and Human Rights Committees in good standing will be entitled to one delegate to the Prairie Region Triennial Convention.

Sub Section (4)

Each Regional Committee, as defined under Section 15 of the PSAC constitution, in good standing, will be entitled to one delegate to the Prairie Region Triennial Convention

**BE IT FURTHER RESOLVED** that the Prairie Region By-Laws be re-numbered accordingly.

# RATIONALE

The Committee recognizes the importance of the inclusion of all recognized committees.

<u>Reference:</u> Section 10 subsection (4) and (5) of the Prairie Region By-Laws

Convention Decision

#### **RESOLUTION BL-028 PRAIRIE REGION TRIENNIAL CONVENTION – DELEGATE ENTITLEMENT**

The Committee recommends **concurrence** in Resolution BL-028 which reads as follows:

## Originator: UEW Local 40721

**WHEREAS** prairie regional triennial convention is not a fully funded convention for delegates; and

**WHEREAS** each Local/Branch in good standing, shall be entitled to one delegate for the first 100 members or part thereof, and to one delegate for each additional 100 members or part thereof; therefore

**BE IT RESOLVED THAT** subsection 10(1) of the PSAC Prairie Region By-Laws be changed that each local/branch in good standing is entitled to one delegate for the first 200 members or part thereof, and to one delegate for each additional 200 members or part thereof.

# RATIONALE

The Committee recognizes that the submitting body is referring to Section 10 Subsection (1) of the Prairie Region By-Laws.

The Committee feels that the numbers should be reviewed and on the whole, balancing cost efficiency against representation feel that this was a more equitable formula. Considerations also included recognizing that with a smaller delegate entitlement, more options for accommodations and meeting spaces would be available.

Reference: Section 10 sub-section 1 of the Prairie Region By-Laws

The following members of the Committee wish to be recorded against the Committee's recommendation: Matt Tijani, Deb Wiens

#### RESOLUTION BL-022 REVP REPORTING

The Committee recommends **non-concurrence** in Resolution BL-022 which reads as follows:

#### Originator: UTE Local 30027

WHEREAS the membership has the right to know how their funds are being spent; and

**WHEREAS** to create a more transparent understanding of the activities of the Regional Executive Vice-President; therefore

**BE IT RESOLVED THAT** the Prairie Region By-Law Section 6, subsection 1 (d) be amended to read as follows:

"Submit a written report of the REVP activities and expenses to the PRC meetings and the Prairie Region Triennial Convention".

#### RATIONALE

The Committee felt that the term "and expenses" was too broad and sought clarification from the submitting Local on what expenses they were looking for. The return from the submitting Local did not clarify how detailed the report on expenses was to be and therefore it was felt that there was no clear direction on the intent, i.e. was the report to detail Regional expenses, National expenses, office expenses, etc.

The Committee also sought clarification from the REVP on how the position's expenses were reported. We were advised that a report is submitted to the AEC Officer assigned to the finance portfolio and is available by request to the Officer.

Convention Decision

#### RESOLUTION BL-023 ELIMINATION OF YOUTH REPRESENTATIVE POSITION (which covers BL-24)

The Committee recommends **non-concurrence** in Resolution BL-023 which reads as follows:

#### **Originator: Regina Area Council**

WHEREAS the youth representative position has not been consistently filled; and

**WHEREAS** the youth representative position has not provided a tangible benefit for the region; therefore

**BE IT RESOLVED THAT** the youth representative position be eliminated from the Prairie Region Council.

## RATIONALE

The Committee strongly feels that the Elimination of this position could send the message that Young Workers are being excluded from the broader labour movement.

Convention Decision

#### RESOLUTION BL-025 PRAIRIE REGION TRIENNIAL CONVENTION DELEGATE ENTITLEMENT (which covers BL-26)

The Committee recommends **non-concurrence** in Resolution BL-025 which reads as follows:

#### **Originator: Regina Area Council**

**WHEREAS** prairie regional triennial convention is not a fully funded convention for delegates; and

**WHEREAS** Each Local/Branch in good standing, shall be entitled to one delegate for the first 100 members or part thereof, and to one delegate for each additional 100 members or part thereof; therefore

**BE IT RESOLVED THAT** subsection 10 (1) of the PSAC Prairie Region By-Laws be changed that each local/branch in good standing gets one fully funded delegate that is entitled to 1 vote for every 100 members.

#### RATIONALE

The Committee recognizes that the submitting body is referring to Section 10 Subsection (1) of the Prairie Region By-Laws.

The Committee feels that the resolution would exclude locals that have less than 100 members from having a delegate at Prairie Region Triennial convention.

# RESOLUTION BL-027 PRAIRIE REGION TRIENNIAL CONVENTION DELEGATE ENTITLEMENT

The Committee recommends **non-concurrence** in Resolution BL-027 which reads as follows:

#### Originator: Regina Area Council

**WHEREAS** prairie regional triennial convention is not a fully funded convention for delegates; and

**WHEREAS** Each Local/Branch in good standing, shall be entitled to one delegate for the first 100 members or part thereof, and to one delegate for each additional 100 members or part thereof; therefore

**BE IT RESOLVED THAT** subsection 10(1) of the PSAC Prairie Region By-Laws be changed that each local/branch in good standing is entitled to one delegate for the first 250 members or part thereof, and to one delegate for each additional 250 members or part thereof.

## RATIONALE

The Committee recognizes that the submitting body is referring to Section 10 Subsection (1) of the Prairie Region By-Laws.

The Committee believes that this would be too drastic of a change and less representative of the membership body.

# RESOLUTION BL-029 ELIMINATION OF AREA COUNCIL REPRESENTATIVE POSITIONS

The Committee recommends **non-concurrence** in Resolution BL-029 which reads as follows:

#### Originator: UEW Local 40721

WHEREAS there are 8 area council representative positions across our region; and

**WHEREAS** the 8 area council representative positions cost approximately \$63 000 over 3 years; and

**WHEREAS** many of the area council representatives report that they attend the same events as the geographic representatives do; and

WHEREAS the membership demands fiscal responsibility; therefore

BE IT RESOLVED THAT the area council representative positions be eliminated;

**BE IT FURTHER RESOLVED THAT** geographical representatives also communicate to the area councils in their respective geographical areas.

#### RATIONALE

The Committee feels that based on the work done by the Area Council Reps, it still adds viability of the Prairie Region Council. The Area Council Reps are a link from the PRC to the Area Council.

The following member of the Committee wishes to be recorded against the Committee's recommendation: Deb Wiens

# RESOLUTION BL-030 REDUCE GEOGRAPHICAL REPRESENTATIVE POSITIONS

The Committee recommends **non-concurrence** in Resolution BL-030 which reads as follows:

# Originator: UEW Local 40721

WHEREAS there are 6 geographical representative positions across our region; and

**WHEREAS** the 6 geographical representative positions cost approximately \$47 000 over 3 years; and

**WHEREAS** some of the geographic representative positions have not been filled or consistently held over the past three years; and

**WHEREAS** many of the geographical representatives report that they attend the same events that area council representatives do; and

WHEREAS the membership demands fiscal responsibility; therefore

**BE IT RESOLVED THAT** the geographical representatives be reduced to 3, one for each prairie province.

#### RATIONALE

The Committee feels that these positions have a far reaching arm extending outside the area council to make sure that the members are well represented for accessibility.

The following member of the Committee wishes to be recorded against the Committee's recommendation: Glen Johnston

# APPENDIX A "COVERED BY" RESOLUTIONS

- Resolution BL-011 covered by Composite Resolution BL-011A
- Resolution BL-012 covered by Composite Resolution BL-011A
- Resolution BL-024 covered by Resolution BL-023
- Resolution BL-026 covered by Resolution BL-025

#### RESOLUTION # BL-011 MEMBERSHIP RIGHTS (covered by Composite Resolution BL-011A)

#### Originator: Prairie Region Council (PRC)

**WHEREAS** the PSAC Harassment Statement last adopted in January 29, 2010 lists "gender identity or expression" and is read out at every current PSAC meeting or event; and

**WHEREAS** the current published PSAC Constitution of November 2012 only lists "gender identity" under Section 5 – Membership Rights; and

**WHEREAS** the LGBT members who identify under "gender expression" are currently excluded by the current constitution: therefore

**BE IT RESOLVED THAT** Section 4, Sub-Section 2 (a) of the Prairie Region Bylaws be amended to read:

to be free from any act or omission on the part of the Prairie Region members that would discriminate against the member on the basis of age, sex, colour, national or ethnic origin, race, religion, marital status, family status, criminal record, physical or mental disability, sexual orientation, gender identity **or expression**, language, political belief, social and economic class or employer,

**BE IT FURTHER RESOLVED** the PSAC Constitution **Section 5**, **Membership Rights**, **subsection (b)** be amended to read as follows:

#### Subsection (b)

to be free from any act or omission on the part of the union, or other members, that would discriminate against the member on the basis of age, sex, colour, national or ethnic origin, race, religion, marital status, family status, criminal record, physical or mental disability, sexual orientation, gender identity **or expression**, language, political belief, social and economic class or employer,

**BE IT FURTHER RESOLVED THAT** all references of 'gender identity' be replaced with 'gender identity or expression' elsewhere in the PSAC Constitution, website or reference materials.

# RESOLUTION BL-012 MEMBERSHIP RIGHTS (covered by Composite Resolution BL-011A

#### Originator: Winnipeg Area Council

**WHEREAS** the PSAC Harassment Statement was last adopted in January 29, 2010 lists 'gender identity <u>or expression'</u> and is read out at every current PSAC meeting or event; and

**WHEREAS** the current published PSAC Constitution of November 2012 only lists 'gender identity' under Section 5 – Membership Rights; and

**WHEREAS** the LGBT members who identify under 'gender expression' are currently excluded by the current constitution:

**BE IT RESOLVED THAT** all references of 'gender identity' in the **PSAC Prairies By-***Laws* be replaced with 'gender identity <u>or expression</u>' and any formatting of numbering/bullets be carried out as needed, and

#### BE IT FURTHER RESOLVED THAT in the *PSAC Constitution, Section 5, Membership Rights, subsection (b)* be amended to read as follows:

**Subsection (b)** to be free from any act or omission on the part of the union, or other members, that would discriminate against the member on the basis of age, sex, colour, national or ethnic origin, race, religion, marital status, family status, criminal record, physical or mental disability, sexual orientation, gender identity <u>or expression</u>, language, political belief, social and economic class or employer.

#### RESOLUTION BL-024 ELIMINATION OF THE YOUTH REPRESENTATIVE POSITION (Covered by Resolution BL-023)

#### Originator: UEW Local 40721

WHEREAS the youth representative position has not been consistently filled; and

**WHEREAS** the youth representative position has not provided a tangible benefit for the region; therefore

**BE IT RESOLVED THAT** the youth representative position be eliminated from the Prairie Region Council.

# <u>RESOLUTION BL-026</u> <u>PRAIRIE REGION TRIENNIAL CONVENTION – DELEGATE ENTITLEMENT</u> (Covered by Resolution BL-025)

#### Originator: UEW Local 40721

**WHEREAS** prairie regional triennial convention is not a fully funded convention for delegates; and

**WHEREAS** Each Local/Branch in good standing, shall be entitled to one delegate for the first 100 members or part thereof, and to one delegate for each additional 100 members or part thereof; therefore

**BE IT RESOLVED THAT** Section 10 subsection (1) of the PSAC Prairie Region By-Laws be changed that each local/branch in good standing gets one fully funded delegate that is entitled to 1 vote for every 100 members.

# APPENDIX B: RESOLUTIONS RULED OUT OF ORDER

- Resolution BL-001
- Resolution BL-018 (partial)
- Resolution 21

# RESOLUTION # BL-001 2<sup>ND</sup> ALTERNATE REVP

# **Originator:** Prairie Region Council (PRC)

**WHEREAS** in the current Prairie Region By-Laws there is no provision for a 2<sup>nd</sup> Alternate to the Regional Executive Vice President (REVP); and

**WHEREAS** in the previous mandate the position became vacant and was filled by the Alternate REVP which then left the A/REVP vacant; and

**WHEREAS** this was and can be problematic in terms of continuity and smooth transition if either position becomes vacant between Prairie Region Conventions; and

**WHEREAS** the establishment of a 2<sup>nd</sup> Alternate to the REVP would ensure a more cost effective means of filling the position and a timely transition for the office of the A/REVP: therefore

**BE IT RESOLVED THAT** the Prairie Region By-Laws be amended to establish the position of a 2<sup>nd</sup> Alternate to the REVP and any reformatting of numbering/bullets be carried out as needed; and

**BE IT FURTHER RESOLVED THAT** the following sub-para be added to Section 5; and (c) 2<sup>nd</sup> Alternate Regional Executive Vice-President (A/REVP);

**BE IT FURTHER RESOLVED THAT** the following Sub-Section be added to Section 6; and

Sub-Section (3)

The 2<sup>nd</sup> Alternate Regional Executive Vice President shall

 (a) assume the position and the roles and responsibilities of the Alternate Regional Executive Vice President should the position become vacant between Prairie Region Conventions;

**BE IT FURTHER RESOLVED THAT** Section 9 Sub-Section (3) (f) be amended to include the 2<sup>nd</sup> Alternate REVP and read as follows; and

(f) elect the REVP, Prairie Region, the Alternate REVP, Prairie Region and the 2<sup>nd</sup> Alternate REVP Prairie Region

**BE IT FURTHER RESOLVED THAT** Section 11 Sub-Section (1 -4) be amended to reflect the addition of the position of a 2<sup>nd</sup> A/REVP and read as follows; and

# SECTION 11 ELECTIONS AT THE PRAIRIE REGION TRIENNIAL CONVENTION

Sub-Section (1) - Eligibility of Nominees for Office – REVP, A/REVP and 2<sup>nd</sup> A/REVP

(a) All nominees for the office of REVP Prairie Region, A/REVP Prairie Region, and 2<sup>nd</sup> A/REVP Prairie Region shall be members in good standing of the PSAC.

(b) A nominee for the office of the REVP, A/REVP and 2<sup>nd</sup> A/REVP shall work or reside in the Prairie Region.

(c) Nominees for the office of REVP, Prairie Region shall be prepared to live in a location as determined by the AEC.

Sub-Section (2) - Nomination of REVP, A/REVP and 2<sup>nd</sup> A/REVP

(a) At each Prairie Region Triennial Convention, a Nominations Committee of at least three (3) persons shall be appointed by the PRC from among those present, other than staff.

(b) The duties of the Nominations Committee shall be to:

(i) receive nominations for the offices of REVP, A/REVP and 2<sup>nd</sup> A/REVP;

(ii) verify the eligibility of nominees for office;

(iii) ascertain the willingness of nominees to accept and perform the duties of the office to which they may be elected;

(iv) report to the Prairie Region Triennial Convention the names of all such nominees.

(c) Nominations for the office of REVP, A/REVP and 2<sup>nd</sup> A/REVP filed with the Nominations Committee shall be in writing, signed by a nominator and a seconder, each of whom shall be an accredited delegate.

(d) Nominees who are not present at the Convention must submit a nomination form to the Prairie Regional Staff Coordinator prior to the start of the Prairie Region Triennial Convention.

(e) Nominees who are present at the Prairie Region Triennial Convention can submit a nomination form to the Prairie Regional Staff Coordinator prior to the start of the Prairie Region Triennial Convention, to the Nominations Committee during Convention or be nominated from the floor of the Prairie Region Triennial Convention. The Prairie Regional Staff Coordinator will provide nomination forms received prior to the commencement of Convention to the Chair of the Nominations Committee as soon as the Nominations Committee has been ratified by Convention.

(f) The Chairperson of the Nominations Committee shall be appointed by the PSAC Prairie Region Council. Either the Chairperson of the Nomination Committee, or a

member or former member of the AEC, shall conduct the election of the REVP and the Alternate REVP. The Election Chairperson shall have the power to appoint scrutineers and assistants as deemed necessary to conduct the elections in an orderly manner, subject to the limitations of Sub-Section (2) (a) above.

#### Sub-Section (3) - Election of the REVP, Alternate REVP and 2<sup>nd</sup> A/REVP

(a) The election of the REVP, Prairie Region, and A/REVP, Prairie Region and 2<sup>nd</sup> A/REVP, Prairie Region shall be conducted in turn. Each office shall be called in turn and completed before the next office is called.

(b) As the election for the office of REVP, A/REVP and 2<sup>nd</sup> A/REVP is called, the nominee, nominator or seconder of each nominee, whether filed previously with the Nominations Committee or nominated from the floor, may speak to the Prairie Region Triennial Convention for not more than three (3) minutes on behalf of that nominee.

(c) The election to the office of REVP, A/REVP and 2<sup>nd</sup> A/REVP shall be by secret ballot. A blank ballot paper shall be distributed to all voting delegates, for each office in turn, as it is called. Each voting delegate shall write on the ballot paper the name of their choice for the office called, from among the nominees for office.

(d) Election to the office of REVP, A/REVP and 2<sup>nd</sup> A/REVP shall be declared only on receipt of a clear majority of the ballots cast with standings revealed to voting delegates after each ballot. In the event that more than two (2) nominees stand for election to any one office, the election procedure shall be by way of elimination.

(e) In the event of a tie vote, the Chairperson shall immediately take a second ballot without recess or adjournment. If this results in a second tie vote, the Chairperson shall call a short recess before taking the third ballot.

(f) Upon completion of the election of the REVP, A/REVP and 2<sup>nd</sup> A/REVP, the Nominations Committee will sign a declaration outlining the number of accredited delegates, the number of accredited delegates voting, the vote tally for each candidate and the number of spoiled ballots for each ballot during the election of the REVP, A/REVP and 2<sup>nd</sup> A/REVP. The signed declaration will be forwarded to the PSAC National President and maintained on file.

(g) The REVP, A/REVP and 2<sup>nd</sup> A/REVP shall take office at the end of the Prairie Region Triennial Convention.

(h) Members elected to the position of REVP shall not hold Component, Local or Branch Executive Officer positions, other than Steward.

Sub-Section (4) - Vacancy in the Position of REVP, A/REVP and 2<sup>nd</sup> A/REVP

(a) A vacancy in the office of REVP shall be filled by the A/REVP.

(b) A vacancy in the office of Alternate REVP shall be filled by the 2<sup>nd</sup> A/REVP.

(c) in the event that both the A/REVP and 2<sup>nd</sup> A/REVP become vacant 6 months prior to the PR Convention then the position of the A/REVP shall be filled in the following manner:

(i) nominations shall be called by the AEC from amongst all members in the Prairie Region;

(ii) the AEC shall ensure that all nominees are members in good standing of the PSAC in the Prairie Region of the PSAC, and that the nominator and seconder were delegates at the previous Prairie Region Triennial Convention;

(iii) the nominations process will be concluded within 60 days from the date of notice of vacancy in the position of Alternate REVP;

(iv) if there is more than one nominee for the office of A/REVP, and an election is necessary, it shall be conducted by the AEC from amongst those members in good standing who were voting delegates at the preceding Prairie Region Triennial Convention.

Be it further resolved that all references to A/REVP be updated to reflect this change.

#### RATIONALE

In 2006, then-President Nycole Turmel provided a ruling to the Québec REVP to the effect that the election of the second alternate REVP goes against Section 16, Sub-Section (4) (a) that says that Regional Triennial Conventions will elect a REVP and an Alternate REVP" (singular, emphasis added).

The PSAC Constitution needs to be amended before Regional Bylaws can be amended.

# RESOLUTION # BL-18 RESPONSIBILITIES OF DCL PRC REPRESENTATIVE

# Originator: Prairie Region Council (PRC)

**WHEREAS** with the increase of Directly Chartered Locals within the Prairie Region there are further roles and responsibilities that can be undertaken by the DCL Rep to the PRC; and

**WHEREAS** these roles and responsibilities are found in Section 6 Sub-Section (6) of the PR By-Laws: therefore

**BE IT RESOLVED THAT** the following roles and responsibilities be inserted into Section 6 Sub-Section (6) of the PR By-Laws and numbered accordingly

(g) assist DCL's within the Prairie Region with preparing their annual budgets and collating and compiling their financial records for presentation for audit, and

(h) promote discussions between DCL's to aid in mutually benefiting projects and priorities within the Prairie Region, and

(i) review the minutes of the AGM's and members meetings of the DCL's and ensure the Executive Contact information is updated when new members are elected, and

(j) attend at least one AGM of each respective DCL during their mandate to familiarize the DCL members with the PRC and the Rep's roles and responsibilities, and

(k) review the respective By-Laws of the DCL's to ensure compliance with the PR By-Laws and the PSAC Constitution and Regulations. The DCL Rep should also be prepared to provide guidance where discrepancies exist

# RATIONALE

(g), (i), (j) (k) are out of order

The duties the resolution seeks to attribute to the DCL Director go against the spirit and letter of Sections 10 and 11 of the PSAC Constitution, which clearly define the reporting lines and the authority, jurisdiction and rights of each DCL. At no point do Regional Councils or any position on the Regional Council, save the REVP, have any administrative authorities over DCLs.

We would point out:

- Section 10, Sub-Section (1) (f) specifies that DCLs will report to the NBoD through the REVP.
- Section 11, Sub-Section (6) specifies that "The internal operations of a DCL shall be the primary concern and responsibility of that DCL and its members subject only to

Sub-Section (2) of this Section" (which in turn refers to a member having exhausted all avenues within the DCL to address a problem).

- Section 11, Sub-Section (8) specifies that the National President receives the audited financial statements (a function that can be delegated to the REVP)
- Section 11, Sub-Section (4) specifies that the National President or his/her nominee has the right to attend the AGM of all DCLs; no similar right is afforded to other PSAC positions.

#### RESOLUTION BL-021 REVP REPORTING

# Originator: USGE Local 30010

WHEREAS communication is purported to a priority of PSAC;

**WHEREAS** succession planning is important and to avoid unnecessary delay, especially in the current political climate;

**WHEREAS** at any time the alternate REVP could be called up to step into the role of the REVP;

**WHEREAS** currently there is no mechanism to ensure that the alternate REVP is prepared to assume the role of REVP; there is a lack of information and awareness of current issues;

**BE IT RESOLVED THAT** PSAC Prairie Regional By-Laws, Section 6, Subsection 1 be amended to include a new paragraph f) the alternate REVP be informed and updated in a timely manner (the length of time to be determined by agreement between both the REVP and the alternate REVP, for that elected term) the activities of the REVP, including his/her schedule, and any issues or concerns that are currently being dealt with by the REVP.

**BE IT FURTHER RESOLVED THAT** if an agreement between both the REVP and alternate REVP cannot be reached in relation to an appropriate length of time between reports, it will be deferred to the Prairie Region Council to determine and set an appropriate time period.

**BE IT FURTHER RESOLVED THAT** all sections of the affected PSAC bylaws and/or regulations be amended to reflect this change.

# RATIONALE

This resolution was ruled out of order (procedural).