

**Whereas** the failed GA in April 2018 was prolonged by confusion stemming from differing interpretations of the union's bylaws

**And Whereas** several of the existing elections procedures are ambiguous

**And Whereas** the appropriate actions to take in the event a GA fails to attain quorum are unclear

**And Whereas** the procedure for dealing with an equality of votes in an election is unclear

**And Whereas** the bylaws have not been fully updated to reflect the fact that non-executive positions are now elected at the fall RGA

**BIRT** the process of replacing GAs that fail to attain quorum with Special Stewards' Council Meetings be made automatic, and that said meetings be given greater powers.

**Consequently,**

**BIRT** that the following sections be added to the bylaws

- **6.1.5.1.** Notwithstanding 6.1.5, AGAs and RGAs that fail to attain quorum may be immediately converted into special SC meetings (per 5.3.1.3.1 and 5.4.1.3, respectively) without further advanced notice, provided that members were given proper notice of the planned GA.
- **6.2.2.3.1.** Stewards should also appoint a proxy (using the procedures outlined in 6.2.2.3.) for any AGA or RGA they are unable to attend. This proxy will take their place in the event the assembly is converted into a special SC meeting.
- **6.2.2.3.2.** Notwithstanding 6.2.2.3., all members present at a special SC meeting held to replace an AGA or RGA that failed to attain quorum shall be allowed to participate in debate, although only Stewards will be allowed to propose motions or vote.
- **6.3.3.3** When a Special SC meeting is held to replace an AGA or RGA that fails to attain quorum, the Stewards' Council will have the authority to deal with any business before the GA that it judges to be necessary to the union's functioning, such as the annual budget. Such matters will be approved only on an interim basis and be subject to reconsideration by the membership at the next GA.
- **5.4.1.3.** If quorum is not reached at an RGA, the meeting shall be converted into a special Stewards' Council meeting. This special Stewards' Council will have as its agenda the business of the RGA. The Special SC will have the powers outlined in Article 6.3 on Stewards' Councils and not those of the RGA.
- **C.4.5.1.** Should a vote between two candidates result in a tie, or should the two lowest candidates in a run-off vote receive exactly equal numbers of votes, the vote shall be re-administered, and the President of Assembly shall encourage any members who abstained to cast a ballot. Should a second tie result from this procedure, the winning candidate shall be chosen by a random draw.

- **7.2.1.4.** Subject to article B.2.2 of the CUPE National Constitution, no member may hold more than one position on the EB.
- **12.3.2.1.4.1.** Notwithstanding 12.3.2.1.4, a GA may forgo with the recording of the number of votes cast in the minutes if the President of Assembly notes that a clear majority has accepted or rejected a motion in a raised-hand vote.
- **10.1.5.** Unless otherwise specified, all officers are elected for a mandate of one year.
- **10.1.5.1.** Notwithstanding 10.1.5., officers will continue to hold their office until either the mandate of their replacement begins or they resign. Officers whose mandate has been extended will receive honoraria during this period, if their position is paid.

**BIFRT** the following existing sections be stricken from the bylaws

- **11.3.5.** At any time, if a General Assembly is not scheduled to take place within three months of an interim election, a Special General Assembly shall be called to hold by-elections to fill all vacant and/or interim positions.
- **C.6.1.** The President may appoint by interim a member in good standing to any position left vacant after the GA, provided that the member fulfills all the requirements of the position.
- **C.6.2.** If the position of the President remains vacant after the GA, the EB must appoint one by interim by a majority vote within the EB.
- **C.6.3.** No member can be elected to more than one position on the EB.
- **7.3.2.2.** The appointment by interim by the President of a member to a vacant EB position, or to the position of President of Assembly or that of Regular Member in Good Standing of CUPE 2626 on the Grievance Committee must be confirmed by the EB through a majority vote.

**And BIFRT** the following existing wordings be revised

*\*\*NB bold text is used to emphasise changed sections and is not to be recorded in the bylaws\*\**

Article	Current Text	Proposed Text
C.4.2.	The positions will be filled in the following order, as applicable under art. 11:	The positions to be elected will be filled in the following order, <b>with elections to be held only to be held for those posts which are vacant, or which are scheduled for election</b> , as applicable under art. 11:
C.6.4	If, by lack of quorum, the GA is not held <b>and if there is not enough time to call another one before the beginning of the new mandate, a special SC meeting will be called as soon as possible</b> in order to hold elections by interim. The procedure to follow will be the same as that stipulated in sections	If, by lack of quorum, the GA is not held <b>the GA will be immediately converted into a special SC</b> meeting as per 6.1.5 to hold elections by interim. The procedure to follow will be the same as that stipulated in sections C.1, C.2, C.3 and C.4 of the present Appendix. <b>Should an insufficient number of stewards be present, or should there be no qualified candidates for a position, the procedures for vacancies</b>

	C.1, C.2, C.3 and C.4 of the present Appendix.	<b>outlined in 11.3 will be followed.</b>
6.4.4	Stewards are obliged to attend SC meetings.	Stewards are obliged to attend SC meetings <b>and GAs, and to appoint a proxy should they be unable to do so.</b>
5.3.1.3.1.	If quorum is not reached at an AGA, the meeting <b>may be converted</b> into a Stewards' Council meeting <b>by a simple majority of Stewards present.</b>	If quorum is not reached at an AGA, the meeting <b>shall be converted</b> into a Special Stewards' Council meeting.
5.4.1.3.	5.4.1.3. Quorum	5.4.2 [i.e., that the section be re-numbered]
5.3.1.3.	The quorum for an Annual General Assembly is sixty-five (65) members.	The quorum for an Annual General Assembly is the <b>lesser of sixty-five (65) or two percent of members.</b>
5.4.1.3. (To become 5.4.2)	The quorum for a Regular General Assembly is <b>sixty-five (65)</b> members.	The quorum for an Regular General Assembly is the <b>lesser of sixty-five (65) or two percent of members.</b>
5.5.1.4.	The quorum for a Special General Assembly is sixty-five (65) members.	The quorum for a Special General Assembly is the <b>lesser of sixty-five (65) or two percent of members.</b>
11.2.1.	By-elections will be possible at a <b>RGA</b> in cases where a position is vacant, be it because it remained vacant after the <b>AGA</b> or because it has become vacant since then.	<b>Notwithstanding 5.5.3.6.</b> , by-elections will be possible at a <b>GA</b> in cases where a position is vacant, be it because it remained vacant after since the <b>GA</b> or because it has become vacant since then.
10.14.1.	The Local will have three (3) Trustees, who are elected by the membership at the <b>AGA</b> .	The Local will have three (3) Trustees, who are elected by the membership at the <b>RGA</b> .
10.14.1.2.	The term of office for Trustees is <b>May 1st of the year in which their election takes place to April 30th of the second year following.</b>	<b>Notwithstanding article B.2.4 of the CUPE National Constitution</b> , the term of office for Trustees is for <b>two years following their election.</b>
6.2.2.3.	Notwithstanding Article 12.3.1.2, Stewards who cannot attend a Stewards' Council meeting <b>have the right to nominate someone from their respective Faculty or Department</b> to attend a meeting by	Notwithstanding Article 12.3.1.2, Stewards who cannot attend a Stewards' Council meeting <b>shall nominate a member from the academic unit they represent</b> to attend a meeting by proxy. <b>The Steward</b> will inform one or both of the Chief Stewards in advance of the meeting. The Chief

	<p>proxy. <b>If a Steward decides to nominate an individual to sit for their at a Stewards' Council meeting, they</b> will inform one or both of the Chief Stewards <b>forty-eight (48) hours</b> in advance of the meeting. The Chief Stewards must then verify that the proposed individual is a member. A member's proxy role ends after one meeting.</p>	<p>Stewards must then verify that the proposed individual is a member. A member's proxy role ends after one meeting.</p>
5.4.1.1.	<p>A RGA must be held at least once <b>between September 1st and March 1st</b> of each year.</p>	<p>An RGA must be held at least once between <b>September 1st and December 15th</b> of each year.</p>
11.3. VACANCIES	<p><b>11.3.1.</b> If a position becomes vacant, the President may make an appointment by interim to that position.  <b>11.3.2.</b> The EB must confirm that appointment at the subsequent EB meeting by a two-thirds majority of members present.  <b>11.3.2.1.</b> Any individual not confirmed by the EB cannot be re-appointed by the President to the same position.  <b>11.3.2.2.</b> The EB may reject by two-thirds majority of members present any appointment by the President at any time.  <b>11.3.3.</b> The CSs must call a Special SC within fifteen (15) to forty (40) days of any vacancy to elect a member by interim to said vacant position.  <b>11.3.3.1.</b> Any interim election by said special SC supersedes appointment by the President.  <b>11.3.4.</b> Any election by the GA supersedes either appointments made by the President or an election by a Special SC.</p>	<p><b>11.3.1.</b> If a position becomes vacant or remains vacant following a GA, and a GA is not scheduled within forty (40) days, the CSs must call a Special SC within fifteen (15) to forty (40) days to elect a member by interim to said vacant position.  <b>11.3.2</b> Should a replacement be needed immediately, or should the SC be for some reason unable to hold elections, the President may make an appointment by interim to that position.  <b>11.3.2.1.</b>The EB must confirm any such appointment at the subsequent EB meeting by a two-thirds majority of members present.  <b>11.3.2.2.</b> Any individual not confirmed by the EB cannot be re-appointed by the President to the same position.  <b>11.3.2.3.</b> The EB may reject by two-thirds majority of members present any appointment by the President at any time.  <b>11.3.2.4.</b> If the position of the President becomes vacant or remains vacant after the GA, the Vice-President shall become Acting President until the SC or GA is able to hold an interim election.  <b>11.3.2.4.1.</b> Should the SC be unable to hold interim elections promptly, or should the EB judge that an immediate replacement is necessary, the EB may appoint one by interim by a majority vote within the EB. Should the replacement appointed be a EB member, they shall resign their position and it shall be filled using the procedures of <b>11.3.3.</b>  <b>11.3.3.</b> Even if the president makes an interim appointment, the CSs must convene the SC within the time specified in 13.3.1. to hold elections by</p>

		<p>interim . Should said meeting fail to attain quorum, the CSs must reschedule the meeting within sixty (60) days, unless a GA is scheduled within that time.</p> <p><b>11.3.3.1.</b> Any interim election by said special SC supersedes appointment by the President.</p> <p><b>11.3.4.</b> Any election by the GA supersedes either appointments made by the President <b>or the EB</b> or an election by a Special SC.</p>
6.2.3.2.	Both Chief Stewards have the right to speak on all the issues brought up at the SC meeting but do not have the right to present motions, to vote nor to nominate <b>or be nominated.</b>	Both Chief Stewards have the right to speak on all the issues brought up at the SC meeting but do not have the right to present motions, to vote nor to nominate.
12.3.3. MAJORITY VOTES	Unless otherwise specified in the present Bylaws or in Bourinot's Rules of Order, a majority vote, excluding abstentions, is sufficient to render a decision at the meetings of any of the decision-making bodies of CUPE 2626.	Unless otherwise specified in the present Bylaws or in Bourinot's Rules of Order, a majority vote, excluding abstentions, is sufficient to render a decision at the meetings of any of the decision-making bodies of CUPE 2626. <b>If not otherwise specified, 'majority vote' will be understood to refer to a simple majority (12.3.3.1.).</b>
10.11.4.	The President of Assembly has the right to speak at any meeting of any decision-making body of CUPE 2626 over which they preside; they have the right to break a tie; they have the right to clarify certain issues and the right to take necessary measures to ensure that good order is maintained and that the Bylaws of CUPE 2626 are respected.	The President of Assembly has the right to speak at any meeting of any decision-making body of CUPE 2626 over which they preside; they have the right to break a tie <b>on votes done by show of hands</b> ; they have the right to clarify certain issues and the right to take necessary measures to ensure that good order is maintained and that the Bylaws of CUPE 2626 are respected.
12.4.2.3.c	If, twenty (20) minutes after the Assembly's scheduled start time, quorum has still not been reached, they will announce that quorum has not been reached and that the meeting of the Assembly cannot take place.	If, twenty (20) minutes after the Assembly's scheduled start time, quorum has still not been reached, <b>and if the President of Assembly estimates from the number of members present that it will not be reached within a reasonable time</b> , they will announce that quorum has not been reached and that the meeting of the Assembly cannot take place.