



**MÉTIS NATION OF ALBERTA ASSOCIATION
BYLAWS**

**PROPOSED CHANGES TO THE BYLAWS TO BE
CONSIDERED AT SPECIAL MEETING TO BE HELD ON
DECEMBER 16, 2017
(CHANGES PROPOSED IN TRACK CHANGES)**

**PROPOSED AMENDMENTS TO OCTOBER 30, 2017 CONSOLIDATED BYLAWS
TO BE CONSIDERED AT SPECIAL MEETING ON DECEMBER 16, 2017**

MÉTIS NATION DECLARATION

**THE MÉTIS NATION VALUES SELF-RELIANCE,
SELF-SUFFICIENCY AND INDIVIDUAL AND
COLLECTIVE RIGHTS AND FREEDOMS. THE
MÉTIS NATION POSSESSES THE RIGHT OF
SELF-DETERMINATION, INCLUDING THE INHERENT
RIGHT OF MÉTIS GOVERNANCE WHICH MAY BE
EXPRESSED AND IMPLEMENTED BY ITS MEMBERS AT
THE LOCAL, REGIONAL, PROVINCIAL/TERRITORIAL
AND NATIONAL LEVELS.**

**ADOPTED IN THE MÉTIS HOME LAND
BY THE MÉTIS NATIONAL COUNCIL** JULY 28, 1994**

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ARTICLE 1 NAME AND OBJECTIVES

We, the Métis Nation of Alberta, are a distinct Nation among the Aboriginal people in Canada and as such our Aboriginal rights are recognized and affirmed under Section 35 of the Constitution Act, 1982.

We, the Métis Nation of Alberta, have the inherent right of self-determination and self-government.

This document contains the Bylaws of the Métis Nation of Alberta and will continue the process of self-determination and self-government of the Métis Nation.

This document gives authority to a body that shall be known as the "Métis Nation of Alberta Association" and this body shall govern its people at the Provincial Council, Regional Council and Local Council in the style and spirit of the Riel government.

1. The objectives of the Métis Nation of Alberta Association are as follows:
 - 1.1 To promote the cultural, economic, educational, political and social development of Métis in Alberta and Canada;
 - 1.2 To stand as the political representative of all Métis in Alberta and to promote self-determination and self-government for Métis in Alberta and Canada;

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- 1.3 To promote, pursue and defend aboriginal, legal, constitutional, and other rights of Métis in Alberta and Canada;
- 1.4 Re-establish land and resource bases;
- 1.5 To create awareness of the proud heritage of the Métis Nation of Alberta and to promote the history, values, culture, languages and spiritual traditions of the Métis Nation of Alberta;
- 1.6 To develop prosperity and economic self-sufficiency within the Métis Nation of Alberta;
- 1.7 To promote and ensure participation of Métis Elders, Métis Women, Métis Youth and Métis persons with disabilities in the educational, cultural, political and social development of the Métis Nation of Alberta.
- 1.8 To negotiate, on behalf of the Métis in Alberta, a modern day treaty relationship with the Crown through a “land claims agreement” or other arrangement as called for and contemplated within the meaning of section 35(3) of the *Constitution Act, 1982*.

ARTICLE 2 POLITICAL-RELIGIOUS AFFILIATION

- 2.1. The Métis Nation shall not be affiliated with any political party or religious denomination.

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ARTICLE 3 DEFINITION OF MÉTIS

- 3.1 "MÉTIS" means a person who self-identifies as a Metis, is distinct from other aboriginal peoples, is of historic Metis Nation ancestry, and is accepted by the Metis Nation.
- 3.2 A Metis must provide historical proof of his or her status as Metis:
- (a) Historical Proof - evidence of an ancestor who received a land grant or a scrip grant under the Manitoba Act or the Dominion Lands Act, or who was recognized as a Metis in other government, church or community records.
 - (b) Historic Metis Nation means the Aboriginal people then known as Metis or Half-breeds who resided in the Historic Metis Nation Homeland.
 - (c) Historic Metis Nation Homeland means the area of land in west central North America used and occupied as the traditional territory of the Metis or Half-breeds as they were then known.
 - (d) Metis Nation means the Aboriginal people descended from the Historic Metis Nation, which is now comprised of all Metis peoples and is one of the "aboriginal peoples of Canada" within the meaning of s.35 of the *Constitution Act 1982* which is attached as Appendix 1.
 - (e) Distinct from other Aboriginal peoples means distinct for cultural and nationhood purposes.

ARTICLE 4 OTHER DEFINITIONS

- 4.1 Annual Assembly - means annual general meeting.

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- 4.2 Annual Regional Meeting means annual general meeting of the Region
- 4.3 Annual Local Meeting means annual general meeting of the Local Community
- 4.4 Special Meeting means a special general meeting of the members
- 4.5 Member - means a member of the Métis Nation of Alberta Association who has met all the requirements of Articles 3.1 and 3.2 as well as the Application for Membership requirements set out in Article 10 as amended from time to time. A member shall also be recognized as being duly registered as a citizen of the Métis Nation based on the MNA's authority as the representative government of the Métis Nation within Alberta. For the purposes of these Bylaws, a member and a citizen or membership and citizenship mean the same thing.
- 4.6 Bylaws - means by-laws of the Métis Nation of Alberta Association.
- 4.7 Good Standing - means a Métis Lifetime Member who has not had any rights suspended.
- 4.8 Local Community - is a Métis Local affiliated with the Métis Nation of Alberta Association and means:
- (a) a minimum of ten (10) Métis Lifetime Members in good standing:

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- (i) who have obtained the consent of the Provincial Council to use the name "Métis Nation" in its name; and
- (ii) who have obtained the consent of a majority of the members of their Regional Council at a meeting of the Regional Council; and
- (iii) who are presently incorporated pursuant to the Societies Act of Alberta; or

4.9 Métis Nation - means Métis Nation of Alberta Association.

4.10 Ordinary Resolution - means a resolution passed by a majority of not less than fifty (50%) percent plus one (1) vote of such Métis Lifetime Members entitled to vote as are present in person at any meeting of the Métis Nation at the Provincial, Regional and Local level.

4.11 Special Resolution - means:

- (a) A Resolution passed:
 - (i) at an Annual Assembly or Special Meeting, notice of which has been duly given not less than twenty-one (21) days before, such notice also specifying the intention to propose the resolution, and
 - (ii) by the vote of not less than seventy-five (75%) percent of those Métis Lifetime Members who, if entitled to do so, vote in person.

4.12 Métis Judiciary Council means a judiciary council established under Article 29 of these Bylaws.

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4.13 Board of Directors shall mean the Provincial Council of the MÉTIS NATION OF ALBERTA ASSOCIATION; the Regional Board of Directors shall mean the members of the Regional Council; and Local Board of Directors shall mean the members of the Local Council.

ARTICLE 5 MEMBERSHIP

5.1 No Métis person who has been recognized as a Métis member may lose his or her membership rights by reason of suspension of certain rights in the Métis Nation.

ARTICLE 6 CATEGORIES OF MEMBERSHIP

6.1 The Métis Nation shall consist of the following categories of membership:

(a) Lifetime Member;

6.2 A Lifetime Member is:

- (a) A Métis who has met all the requirements of the Métis National Definition through the Métis Nation of Alberta Métis Registry and Identification Department and is issued a Métis ID number; or
- (b) A Métis child who has met all the requirements of the Métis National Definition through the Métis Nation of Alberta Métis Registry and Identification Department and is issued a Métis ID number.

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ARTICLE 7 RIGHTS OF MEMBERS**7.1 LIFETIME MEMBER**

- 7.1.1 To participate in the cultural, economic, educational, political, social and spiritual activities of the Métis Nation;
- 7.1.2 To vote at all meetings of the Métis Nation provided that the Lifetime Member is a minimum sixteen (16) years old;
- 7.1.3 To hold office provided that the Lifetime Member is a minimum sixteen (16) years old and has not had his or her right to hold office suspended.
- 7.1.4 Right - means but it is not limited to:
- (a) the opportunity to be a candidate for an elected office in the Métis Nation;
 - (b) the opportunity to hold an elected office in the Métis Nation;
 - (c) the opportunity to be employed by the Métis Nation;
 - (d) the opportunity to be appointed to the Métis Judiciary Council or Council of Elders;
 - (e) the opportunity to be an employee, officer or director of an affiliate;
 - (f) the opportunity to receive income or reimbursement of expenses from the Métis Nation or its affiliates.

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ARTICLE 8 TERMINATION OF MEMBERSHIP

8.1 Lifetime Membership shall terminate upon the occurrence of:

- (a) Entry of a member's name in a Band list or in the Indian Register according to the provisions of the Indian Act, R.S.C.; or
- (b) Withdrawal of Membership by sending or delivering a written notice to the Métis Nation of Alberta.

Deleted: ;

Deleted: (c) - A declaration by the Judiciary Council that a Lifetime Member is not a Métis as defined in Article 3.

8.2 Any member whose membership is terminated shall immediately forfeit all rights as a member in the Métis Nation.

ARTICLE 9 SUSPENSION OF MEMBER'S RIGHTS

9.1 The Métis Judiciary Council may suspend any member's rights other than the right to vote at an annual assembly, special meeting or general election for any conduct or act which the Métis Judiciary Council determines is, has been, or will be, gravely detrimental to the Métis Nation or the interests of the Métis Nation.

9.2 Any member who has had their rights suspended shall immediately forfeit those rights in the Métis Nation for the period of the suspension.

ARTICLE 10 APPLICATION FOR MEMBERSHIP

- 10.1 Any Métis who is a resident of the Province of Alberta for a minimum of ninety (90) consecutive days shall have the right to apply for membership in the Métis Nation.
- 10.2 The Métis Nation shall establish and maintain a registry of Métis members in Alberta together with the following particulars of each person:
- (a) the full name and residential address;
 - (b) the date on which the person is admitted as a member;
 - (c) the date on which the person ceases to be a member;
 - (d) the class of membership of the person;
- 10.3 All applications for membership shall be processed by the Metis Nation of Alberta Métis Registry and Identification Department.
- 10.4 The onus of proof to qualify for membership in the Métis Nation shall rest with the applicant.
- 10.5 Upon approval of membership the Métis Nation shall issue a membership card.
- 10.6 Any membership challenges or rejections may be appealed to the Métis Judiciary Council with respect to whether or not the proper procedure to determine membership eligibility was followed by the Metis Nation of Alberta's Metis Identification and Registry Department.

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- 10.7 Any Métis who has been accepted as a Member must sign and take an oath of membership to the Métis Nation;
- 10.8 The oath of membership shall be attached as Schedule "A" to these Bylaws and shall form a part of these Bylaws.
- 10.9 The oath of membership shall be a requirement for all future individuals to sign as part of their application for membership in the Métis Nation of Alberta
- 10.10 All existing members shall be provided notice of this new oath of membership.

ARTICLE 11 REGIONS OF THE MÉTIS NATION

- 11.1 The Métis Nation shall consist of six (6) regions.
- 11.2 The boundaries of the six (6) regions are described in Schedule "B" attached to these Bylaws and shall form a part of these Bylaws.
- 11.3 The process to change boundaries of the Regions shall be as follows:
 - (a) The Provincial Council or Regional Council may recommend changes to the boundaries of the Regions to the Métis Judiciary Council;
 - (b) The Métis Judiciary Council shall review all boundary recommendations and make its boundary recommendations to the Annual Assembly;

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- (c) The Members at the Annual Assembly shall vote on any recommendation to change the boundaries of the Regions and the question shall be decided by special resolution.

ARTICLE 12 GOVERNMENT OF THE MÉTIS NATION

12.1 The Government of the Métis Nation shall consist of the following:

- (a) Provincial Council;
- (b) Regional Council;
- (c) Local Council.

12.2 The Provincial Council shall consist of the following Métis Lifetime Members:

- (a) President (elected province wide); and
- (b) Vice-President (elected province wide); and
- (c) Six (6) Regional Presidents (one elected from each of the six (6) regions);
and
- (d) Six (6) Regional Vice - Presidents (one elected from each of the six (6) regions).

12.3 The Regional Council shall consist of the following Métis Lifetime Members:

- (a) Regional President elected to the Provincial Council for the Region; and
- (b) Regional Vice President elected to the Provincial Council for the Region;
and
- (c) the Presidents of each Local Council within the Region.

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12.4 The Local Council shall consist of the following:

- (a) a President who shall be elected at the Annual General Meeting of the Local Community and who shall be the representative of the Local Community on the Regional Council;
- (b) a Vice-President who shall be elected at the Annual General Meeting of the Local Community;
- (c) A Secretary who shall be elected at the Annual General Meeting of the Local Community;
- (d) a Treasurer who shall be elected at the Annual General Meeting of the Local Community;
- (e) Such other Council members as the Annual General Meeting of the Local Community may decide and elect.

ARTICLE 13 POWERS OF THE PROVINCIAL COUNCIL

13.1 The Provincial Council shall be responsible to govern the affairs of the Métis Nation including but not limited to the cultural, economic, educational, political and social affairs of the Métis Nation.

13.2 The Provincial Council may exercise all powers as are permitted by these Bylaws to govern the affairs of the Métis Nation and carry out the objectives of the Métis Nation.

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- 13.3 The Provincial Council may institute and amend policies, standards for the management of the affairs of the Métis Nation provided that such policies, procedures and standards shall be consistent with resolutions approved at the Annual Assembly.
- 13.4 The Provincial Council may establish standing committees and any other committees, as it deems necessary to carry out the business of the Métis Nation, and delegate to such committees specific powers.
- 13.5 The Provincial Council shall approve all budgetary requirements of the Métis Nation and shall provide financial accountability to the Annual Assembly.
- 13.6 Each Provincial Council member shall conduct himself or herself in a dignified manner at all meetings of the Métis Nation and according to his or her oath of office to the Métis Nation.

ARTICLE 14 POWERS OF THE REGIONAL COUNCIL

- 14.1 Each Regional Council shall govern the affairs of their Region.
- 14.2 Each Regional Council shall approve all budgetary requirements for their Region and shall provide financial accountability to the Annual General Meeting of the Region.

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- 14.3 Each Regional Council shall provide direction to the Provincial Council in regards to policies, programs and goals of the Region.
- 14.4 The Regional Council may authorize the employment of such persons as they deem necessary to carry out the objectives of the Regional Council. The employee shall have such authority and perform duties as may be determined by the Regional Council or these Bylaws. The Regional Council shall when employing persons, do the following:
- (a) advertise the position in the Regional Council office; and
 - (b) where possible, employ members of the Métis Nation based on merit and qualifications.
- 14.5 The Regional Council may institute and amend policies, standards for the management of the affairs of the Region provided that such policies, procedures and standards shall be consistent with resolutions approved by the Provincial Council.
- 14.6 The Regional Council may establish such additional committees, as it deems necessary to carry out the business of the Region, and delegate to such committees specific powers.
- 14.7 Each Regional Council member shall conduct himself or herself in a dignified manner at all meetings and according to his or her oath of office to the Métis Nation.

ARTICLE 15 POWERS OF THE LOCAL COUNCIL

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- 15.1 Each Local Council shall govern the affairs of the Local Community.
- 15.2 Each Local shall approve all budgetary requirements of the Local Community and shall provide financial accountability to the Annual General Meeting of the Local Community.
- 15.3 Each Local Council shall provide direction to the Regional Council in regards to the policies, programs and goals of the Local Community.
- 15.4 The Local Council may authorize the employment of such persons as they deem necessary to carry out the objectives of the Local Community. The employees shall have such authority and perform duties as may be determined by the Local Council or these Bylaws. The Local Council shall when employing persons, do the following:
- (a) advertise the position in the Local Community; and
 - (b) where possible, employ members of the Métis Nation based on merit and qualifications.
- 15.5 The Local Council may institute and amend policies, standards for the management of the affairs of the Local provided that such policies, procedures and standards shall be consistent with resolutions approved by the Provincial Council.
- 15.6 The Local Council may establish such additional committees, as it deems necessary

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to carry out the business of the Local, and delegate to such committees specific powers.

- 15.7 Each Local Council member shall conduct himself or herself in a dignified manner at all meetings and according to his or her oath of office to the Métis Nation.

ARTICLE 16 ELECTION AND TERM OF THE PROVINCIAL COUNCIL

- 16.1 The President, Vice-President and the Regional Representatives of the Provincial Council shall be elected in accordance with the Métis Nation of Alberta Association Election By-Laws which are attached hereto as Schedule "C" and shall form a part of these Bylaws.

- 16.2 The President, Vice President and the Regional Representatives of the Provincial Council shall be elected for a term of four (4) years. This will be effective for the Métis Nation of Alberta Association election in September of 2014.

- 16.3 The President, Vice-President and the Regional Representatives of the Provincial Council shall be eligible for re-election to the Provincial Council if their rights have not been suspended.

ARTICLE 17 EXECUTIVE OFFICERS OF THE MÉTIS NATION

- 17.1 The Executive Officers of the Métis Nation shall consist of the following:

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- (a) President (elected Province Wide);
- (b) Vice-President (elected Province Wide);
- (c) Secretary;
- (d) Treasurer.

17.2 Within thirty (30) days following the General Election of the Métis Nation the Provincial Council shall meet to elect a Secretary and Treasurer.

17.3 The Secretary and Treasurer shall be elected from the members of the Provincial Council other than President and Vice-President. Such election shall be by secret ballot and require a majority vote.

17.4 The Secretary and Treasurer should be elected to a term of four (4) years effective September 2014.

ARTICLE 18 DUTIES OF THE EXECUTIVE OFFICERS

18.1 The President of the Métis Nation shall:

- (a) preside at all meetings of the Métis Nation or allow the Vice - President to preside at all meetings of the Métis Nation in the absence of the President;
- (b) call meetings of the Métis Nation when necessary or called upon to do so;
- (c) shall be an ex-officio member of all Committees of the Métis Nation;
- (d) shall see that all orders and resolutions of the Métis Nation are carried into

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effect;

- (e) shall be one of the two signing officers required on all documents, to be signed by the Métis Nation or may appoint another Provincial Council Member to sign on behalf of the President;
- (f) make regular political reports to the Provincial Council and to the Annual General Assembly;
- (g) be the spokesperson and chief negotiator for the Métis Nation;
- (h) perform other duties as may be determined by the Provincial Council.

18.2 The Vice-President of the Métis Nation shall:

- (a) preside at all meetings of the Métis Nation in the absence of the President;
- (b) shall have signing authority;
- (c) perform such duties as may be determined by the Provincial Council.

18.3 The Secretary of the Métis Nation shall:

- (a) issue notices of all meetings of the Métis Nation;
- (b) keep minutes or cause to be kept the minutes of all meetings of the Métis Nation;
- (c) be the custodian of all books and documents of the Métis Nation;
- (d) have custody of the seal of the Métis Nation;
- (e) keep a register or cause to be kept a register of all Métis Members and their addresses and shall be responsible for the Métis Membership office;
- (f) register with the Registrar of Corporations of Alberta all special resolutions

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of an Annual Assembly or Special Meeting within twenty one (21) days of the date of the Annual Assembly or Special Meeting;

- (g) keep a register of current Judiciary Council Members;
- (h) keep a register of suspended members;
- (i) shall be one of four signing authorities;
- (j) perform other duties as may be determined by the Provincial Council.

18.4 The Treasurer of the Métis Nation shall:

- (a) keep or cause to be kept full and accurate account of receipts and disbursements and books belonging to the Métis Nation;
- (b) deposit or cause to be deposited, all monies and other valuables or effects in the name and to the credit of the Métis Nation in such Chartered Banks or other financial institutions as designated by the Provincial Council;
- (c) be one of four signing officers required on Métis Nation cheques;
- (d) give a financial report at the Annual Assembly;
- (e) be responsible for and review all travelling expenses of Provincial Council members;
- (f) perform such other duties as may be determined by the Provincial Council.

ARTICLE 19 VACANCY OF OFFICE OF PRESIDENT, VICE-PRESIDENT, SECRETARY, TREASURER

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- 19.1 In the event that a vacancy occurs in the office of the President the Vice-President shall be President and shall assume all duties of the President.
- 19.2 In the event that there is no Vice-President to fill the vacancy of President the Provincial Council shall meet within twenty one (21) days of the vacancy of President and shall elect from the remaining members of the Provincial Council a person to fill the vacancy of the office of President. Such election shall be by secret ballot and require a majority vote and must be ratified by a majority of the Regional Councils.
- 19.3 In the event that a vacancy occurs in the office of Vice-President the Provincial Council shall elect from the remaining members of the Provincial Council other than the President a person to fill the vacancy of the office of Vice-President. Such election shall be by secret ballot and require a majority vote.
- 19.4 In the event that a vacancy occurs in the office of the Secretary or Treasurer then the Provincial Council shall meet to elect from the Provincial Council, other than the President or Vice-President, a person to fill the vacancy. Such election shall be by secret ballot and require a majority vote.
- 19.5 In the event that a member of the Provincial Council is convicted of a criminal offence under the Criminal Code of Canada during his or her term then that person shall as soon as possible after the conviction appear before the Métis Judiciary Council who will determine whether the person shall remain in office or whether the

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office shall be vacated.

ARTICLE 20 SALARIES OF THE PROVINCIAL COUNCIL

- 20.1 The Provincial Council shall decide the salary of the President and Vice-President.
- 20.2 Each Regional Council shall decide the salary of their Provincial Council Representatives on an annual basis.
- 20.3 The Provincial Council may be paid reasonable travelling expenses for attending business of the Métis Nation, meetings of the Métis Nation and Annual Assemblies and all travelling expenses shall be reviewed and approved by the Treasurer. The Treasurer shall decline all unreasonable travelling expenses.

ARTICLE 21 MEETINGS OF THE PROVINCIAL COUNCIL

- 21.1 The Provincial Council shall meet at least six (6) times between the Annual Assembly at such times and places as the Provincial Council may decide.
- 21.2 A meeting of the Provincial Council may be convened at any time or place upon proper notice by the President or at the request of any eight (8) Provincial Council members.
- 21.3 A quorum at any meeting of the Provincial Council shall be eight (8) members of the

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Provincial Council.

- 21.4 The President shall be the Chairperson of the Provincial Council meetings or in the event that the President is unable to be Chairperson he or she shall appoint the Vice-President to be Chairperson. In the event that the Vice-President is unable to be Chairperson the President shall appoint another Provincial Council member to be the Chairperson at their discretion. The Chairperson shall only vote in case of a tie vote.
- 21.5 Each member of the Provincial Council other than the Chairperson, shall have one vote and all matters shall be decided by a majority of votes. In cases of any equality of votes the Chairperson of the meeting shall have a deciding vote.
- 21.6 Resolutions in writing signed by all of the members of the Provincial Council shall be as effective as a resolution passed at a meeting of the Provincial Council duly convened and held.
- 21.7 Notice of Provincial Council meetings shall be given to each Provincial Council member at least five (5) days before the meeting. Notice may be delivered, telephoned, faxed or mailed.
- 21.8 A meeting of the Provincial Council may be held without notice if all of the Provincial Council members are present or those present have waived notice and those absent have signified their consent in writing to the meeting being held in their absence without notice.

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- 21.9 Notice or any irregularity in notice may be waived by a Provincial Council member. No error or omission in giving notice of a Provincial Council meeting shall invalidate such meeting or void any proceedings taken at such meeting. Any Provincial Council member may ratify and approve any business at such meeting.
- 21.10 A meeting of Provincial Council members may be held by way of telephone or any other communication facility that permits all persons participating in the meeting to hear each other.
- 21.11 A member of the Provincial Council may participate in a meeting of the Provincial Council by means of telephone or any other communication facility that permits all persons participating in the meeting to hear each other and a member of the Provincial Council participating in a meeting by such means is deemed to be present in person at the meeting.
- 21.12 All meetings of the Provincial Council are open to Métis Members other than in camera meetings.
- 21.13 There shall be no voting by proxy.

ARTICLE 22 CONFLICT OF INTEREST GUIDELINES FOR PROVINCIAL COUNCIL MEMBERS

- 22.1 A member of the Provincial Council, who is a party to a contract with the Métis

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Nation or has a material interest in any company who is a party to a contract with the Métis Nation, shall fully disclose to the Provincial Council the nature and extent of his or her interest.

- 22.2 A member of the Provincial Council, shall not make or participate in making a decision in his or her capacity where the elected member reasonably knows that in the making of the decision there is the opportunity to further, directly, or indirectly, their private interest or that of their family which includes spouse, children, parents, brothers and sisters.
- 22.3 No member of the Provincial Council may do work for the Métis Nation, either as an employee or by contract, other than the fulfilment of the obligations of their elected position.
- 22.4 A member of the Provincial Council shall not conduct personal business while on Métis Nation business or use Métis Nation resources for personal business.
- 22.5 A member of the Provincial Council shall disclose to the Métis Nation the names of all Boards, Commissions, Councils or other memberships held during their term. All compensation received while sitting on any other Boards, Commissions, or Councils must be disclosed to the Provincial Council
- 22.6 No candidate running for office in the Métis Nation shall use any resources of the Métis Nation for his or her election campaign.

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ARTICLE 23 VACANCY AND REMOVAL OF A PROVINCIAL COUNCIL MEMBER

23.1 A member of the Provincial Council shall automatically cease to be a Provincial Council member if any of the following events occur:

- (a) the death of the Provincial Council member;
- (b) if any Provincial Council member, without reasonable excuse is absent from three (3) consecutive Provincial Council meetings;
- (c) a Provincial Council member resigns by delivering a written resignation to the Secretary of the Métis Nation;
- (d) if any Provincial Council member's right to hold office is suspended in which case that Provincial Council member will cease to be a Provincial Council member for the duration of the suspension;
- (e) if a Provincial Council member becomes registered in a Band list or in the Indian Register according to the provisions of the Indian Act, R.S.C.;
- (f) if a Provincial Council member other than the President or Vice-President no longer resides in the Region they represent.

23.2 A President or Vice-President may be removed from office through the following process:

- (a) A minimum of Twenty One (21) days notice of a Local Community Meeting to approve an ordinary resolution demanding the removal of the President or

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Vice - President must be given to members of all Local Communities in Alberta; and

- (b) A written resolution demanding the removal of the President or Vice - President must be approved by seventy-five (75%) percent of all Local Communities in Alberta who have held meetings and given their members a minimum of twenty-one (21) days notice of the meeting; and
- (c) The written resolution approved and signed by seventy-five (75%) percent of the Local Communities in Alberta shall be sent to their Regional Council; and
- (d) Upon receipt of the written resolution from the Local Council the Secretary of each Regional Council shall give a minimum of twenty-one (21) days notice of a meeting to the members of the Regional Council to vote on the written resolution; and
- (e) A meeting each Regional Council shall be held and if seventy-five (75%) percent of the members of each Regional Council vote to remove the President or Vice - President then each Regional Council shall send a written resolution demanding the removal of the President or Vice - President to the Provincial Council; and
- (f) Within twenty-one (21) days of the receipt of a written resolutions from seventy-five (75%) percent of the Regional Councils signed by seventy-five (75%) percent of the members of each Regional Council the Provincial Council shall remove the President or Vice - President and the position shall be declared vacant.

23.3 A Provincial Council member other than the President or Vice President may be

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removed from office through the following process:

- (a) A minimum of twenty-one (21) days notice of a Local Community Meeting to approve an ordinary resolution demanding the removal of their Provincial council member must be given to members of the Local Community; and
- (b) A written resolution demanding the removal of the Provincial Council member must be approved by seventy-five (75%) percent of the Local Councils in the Region who have held meetings and given their members a minimum of twenty-one (21) days notice of the meeting; and
- (c) The written resolution approved and signed by seventy-five (75%) percent of the Local Councils in the Region shall be sent to the Regional Council; and
- (d) Upon receipt of the written resolution from the Local Councils the Secretary of the Regional Council shall give a minimum of twenty-one (21) days notice of a meeting to the members of the Regional Council to vote on the written resolution; and
- (e) A meeting of the Regional Council shall be held and if seventy-five (75%) percent of the members of the Regional Council vote to remove their Provincial Council member then a written resolution demanding the removal of the Provincial Council member shall sent to the Provincial Council; and
- (f) Within twenty-one (21) days of the receipt of a written resolution from the Regional Council signed by seventy-five (75%) percent of the members of the Regional Council the Provincial Council shall remove the Provincial Council member and the position shall be declared vacant.

23.4 If any Provincial Council member other than the President or Vice-President ceases

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to be a Provincial Council member the position shall be filled within three (3) months of the vacancy by the Regional Council from that region who shall appoint a Lifetime member in good standing until the next election or in the case of a suspension until the end of the suspension.

ARTICLE 24 ANNUAL ASSEMBLY

- 24.1 An Annual Assembly shall be held in each calendar year during the first three weeks of August.
- 24.2 An Annual Assembly shall not be held twice in one Region before it has been held in every other Region or otherwise determined by the Provincial Council.
- 24.3 The Secretary of the Métis Nation shall give at least forty-five (45) days notice in writing of the time and place of the Annual Assembly.
- 24.4 Notice of an Annual Assembly shall be given to all members who are members at the time of the notice at their latest address as shown in the records of the Métis Nation. Notice shall be sufficient if given by newspaper or other media as determined by the Provincial Council. Notice shall be deemed to be received by the member within seven (7) days of the date of publication or mailing.
- 24.5 A quorum at an Annual Assembly shall be a minimum of one hundred (100) Lifetime members in good standing, present in person, who have registered and are

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qualified to vote at the Annual Assembly. In the event that there is no quorum at a duly called Annual Assembly, the Provincial Council shall call a new meeting within sixty (60) days in accordance with Article 24.4.

ARTICLE 25 VOTING AT ANNUAL ASSEMBLY

- 25.1 Each Lifetime member shall be entitled to one vote.
- 25.2 There shall be no voting by proxy.
- 25.3 Each Lifetime member shall be entitled to vote at the Annual Assembly provided:
 - (a) the Lifetime member is personally present at the Annual Assembly;
and
 - (b) the Lifetime member has registered at the Annual Assembly; and
 - (c) the Lifetime member has not withdrawn from membership.
- 25.4 Every question or resolution at an Annual Assembly shall be decided by a majority of the votes of Lifetime Members present unless otherwise required by these Bylaws or by the Societies Act. In the event of an equality of votes, the question or resolution shall be considered lost.
- 25.5 Every question or resolution shall be decided as follows:

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- (a) Firstly, by a show of hands; or
- (b) Secondly, by a secret ballot vote if a secret ballot vote is demanded by five (5) Lifetime Members within three (3) minutes of the announcement by the Chairperson of the results of the vote by show of hands. The Chairperson has the authority to decide the procedure of the secret ballot vote.

25.6 In the event that a question or resolution is decided by a show of hands and not a secret ballot vote, a declaration by the Chairperson that a question or resolution has been carried or lost and an entry to that effect in the minutes of the meeting shall be sufficient evidence of the fact without proof of the number or proportion of the votes recorded in favour of, or against, such question or resolution.

25.7 Special Resolutions passed at an Annual Assembly are effective from the date that they are registered with the Registrar of Corporations of Alberta by the Secretary of the Métis Nation.

ARTICLE 26 SPECIAL MEETING

26.1 A Special Meeting shall be called by the Provincial Council as follows:

- (a) Upon receipt of a written request to call a Special Meeting signed by a minimum of twenty five (25%) per cent of Lifetime Members of the Métis Nation; or
- (b) Upon a resolution approved at a meeting of the Provincial Council where:

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- (i) proper notice of the meeting has been given; and
 - (ii) seventy-five (75%) percent of the Provincial Council members are present; and
 - (iii) seventy-five (75%) percent of the Provincial Council members vote in favour of the resolution to hold a Special Meeting; or
- (c) Upon an ordinary resolution at an Annual Assembly.

26.2 The Secretary of the Métis Nation shall give at least twenty-one (21) days notice in writing of the time and place of the Special Meeting and the proposed resolutions.

26.3 Notice of a Special Meeting shall be given to all members who are members at the time of the notice at their latest address as shown in the records of the Métis Nation. Notice shall be sufficient if given by newspaper or other media as determined by the Provincial Council. Notice shall be deemed to be received by the member within seven (7) days of the date of publication or mailing.

26.4 No business shall be transacted or considered at any Special Meeting other than those proposed resolutions for which notice has been given.

26.5 No error or omissions in giving notice of a Special Meeting shall invalidate the Special Meeting or make void any proceedings taken at that Special Meeting and any member may at any time waive notice of any such meeting and may ratify, approve and confirm any or all proceedings.

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26.6 A quorum at a Special Meeting shall be a minimum of one hundred (100) Lifetime Members in good standing, present in person, who have registered and are qualified to vote at the Special Meeting.

26.7 Special Resolutions passed at a Special Meeting are effective from the date that they are registered with the Registrar of Corporations of Alberta by the Secretary of the Métis Nation.

ARTICLE 27 VOTING AT A SPECIAL MEETING

27.1 Voting at Special Meetings shall be the same as voting at Annual Assemblies. Therefore paragraphs herein 25.1 to 25.7 inclusive shall also govern voting at Special Meetings.

ARTICLE 28 RULES OF ORDER

28.1 Robert's Rules of Order shall govern meetings and proceedings of the Métis Nation insofar as they may apply without coming into conflict with these Bylaws.

ARTICLE 29 MÉTIS JUDICIARY COUNCIL

29.1 There shall be established a Métis Judiciary Council.

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29.2 The Métis Judiciary Council shall consist of six (6) Lifetime members appointed to serve by the Provincial Council, ~~one (1) for each region, selected as follows:~~

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(a) The Provincial Council will establish a standing committee to be known as the Métis Judiciary Council Selection Committee (MJC Selection Committee);

(b) Lifetime members meeting the qualifications set out below who wish to be considered for selection to the Métis Judiciary Council will complete an application form and submit it to the MJC Selection Committee;

(c) The MJC Selection Committee will review all application forms submitted from each Region and score them against standardized objective criteria and will thereafter provide recommendations to the Provincial Council of the person(s) that it recommends be appointed to serve on the Métis Judiciary Council.

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29.3 The Métis Judiciary Council members will serve a four (4) year term ~~as follows:~~

Deleted: effective September 2014

(a) An initial set of Métis Judiciary Council members will be appointed by the Provincial Council prior to December 31, 2017 or as soon thereafter as possible pursuant to this Article 29 and shall be divided by lots at the time of their appointment into two (2) sets of three (3) Métis Judiciary Council members.

(b) The term of the first set shall be two (2) years commencing January 1, 2018 (or as

soon thereafter as possible) and shall expire December 31, 2019. Thereafter, the Métis Judiciary Council members appointed to succeed the first set shall serve four (4) year terms.

(c) The term of the second set shall be four (4) years commencing January 1, 2018 (or as soon thereafter as possible) and shall expire December 31, 2021. Thereafter, the Métis Judiciary Council members appointed to succeed the second set shall serve four (4) year terms.

29.4 In order to be a candidate for appointment to the Métis Judiciary Council the individual:

Deleted: must have the following qualifications

(a) must be a Métis Lifetime member who has knowledge of Métis culture and community;

(b) must be a minimum of Thirty-Five (35) years old; and

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(c) must not have been convicted of an indictable offence in Canada.

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Further desirable qualifications of candidates for appointment to the Métis Judiciary Council will include prior experience and/or education in a relevant field such as law, mediation and dispute resolution or equivalent.

29.5 A member of the Métis Judiciary Council shall automatically cease to be a member of the Métis Judiciary Council upon the occurrence of any of the following events:

Deleted: a Judiciary Council Member if any one of the following events occur

(a) death:

Deleted: of Métis Judiciary Council Member

- (b) ~~absence~~ from three (3) ~~consecutive~~ Métis Judiciary Council meetings ~~without reasonable excuse;~~
- (c) ~~delivery of~~ a written resignation to the ~~Secretary~~ of the Métis Nation of Alberta;
- (d) if ~~a~~ Métis Judiciary Council Member's right to hold office is suspended ~~then~~ ~~such~~ Métis Judiciary Council Member will cease to be a Métis Judiciary Council Member for the duration of the suspension;
- (e) if a Métis Judiciary Council Member becomes registered in a Band list or in the Indian Register according to the provisions of the Indian Act;
- (f) if ~~a~~ Métis Judiciary Council Member no longer resides in the ~~Region~~ ~~from~~ ~~which~~ they ~~were appointed~~.

Deleted: if any Métis Judiciary Council Member without reasonable excuse is

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29.6 A Métis Judiciary Council Member may be removed by the same process and procedure as ~~is provided for~~ the removal of a Provincial Council member in Article 23.3. ~~The unexpired term created by any vacancy on the Métis Judiciary Council due to resignation, removal or incapacity shall be filled by appointment by the Provincial Council upon the recommendation of the MJC Selection Committee. The term of office of any member of the Métis Judiciary Council appointed to fill a vacancy pursuant to this Section shall commence immediately upon appointment and continue until the expiration of the term being filled.~~

29.7 Each ~~member of the~~ Métis Judiciary Council ~~shall~~ be required to take an Oath of Office ~~prior to the commencement of their term as a member of the Métis Judiciary Council.~~

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ARTICLE 30 POWERS OF THE MÉTIS JUDICIARY COUNCIL

30.1 The powers of the Métis Judiciary Council shall be:

- (a) To review ~~decisions made by the Metis Nation of Alberta's Metis Identification and Registry Department ("Registry Department") where there is a dispute as to whether or not the proper procedures were followed by the Registry Department when the Registry Department made its decision on the approval of an application for membership in the Metis Nation of Alberta pursuant to Article 10.5;~~
- ~~(b)~~ To review and decide all matters concerning the suspension of rights of any Métis member and the reinstatement thereof;
- ~~(c)~~ To review and decide all matters concerning conflict of interest;
- ~~(d)~~ To recommend changes of boundaries for Regions and Local Communities to the Annual General Assembly;
- ~~(e)~~ To decide whether a member of the Provincial, Regional or Local Council shall remain in office in the event of a conviction of an indictable offence under the Criminal Code of Canada; ~~and~~
- ~~(f)~~ To provide to the Provincial, Regional, Local Council or a Métis member in good standing a written opinion on any question put to the Judiciary Council ~~relating to the interpretation of the MNA Bylaws.~~

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Deleted: where there is a dispute;

Deleted: (b) . To review and to decide all matters respecting the Métis Nation of Alberta Association Election By-Laws where there is a dispute; -

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Deleted: (h) . To undertake reviews as directed by the Provincial, Regional or Local Council;

Deleted: (i) . To initially establish rules and procedures of the Métis Judiciary Council which will be valid until the date of the next Annual Assembly.

30.2 The procedural rules and operating standards and procedures to be followed by the Métis Judiciary Council commencing January 1, 2018 (or as soon thereafter as possible) will be established and approved by the Provincial Council and thereafter ratified (or amended) at the Annual Assembly to be held in August 2018. Thereafter, the Annual Assembly will be solely responsible for any further amendments of procedural rules to be followed by the Métis Judiciary Council.

Deleted: It will then be the responsibility of the Annual Assembly to establish rules and procedures of the Métis Judiciary Council.

30.3 The Métis Judiciary Council shall be the final Métis Judiciary authority of the Métis Nation of Alberta. All decisions of the Métis Judiciary Council shall be final and without appeal.

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30.4 The Métis Judiciary Council shall be allocated its own budget annually by the Provincial Council from which the Métis Judiciary Council will fund the cost of:

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(a) all meetings of the Métis Judiciary Council;

(b) all Hearings held by the Métis Judiciary Council;

(c) staffing and operating a Métis Judiciary Council office;

(d) retaining counsel to assist the Métis Judiciary Council in the conduct of its duties from time to time, as may be required; and

(e) retaining counsel to act as duty counsel at any Hearing held by the Métis Judiciary Council where the Métis Judiciary Council determines that having duty counsel available to assist parties at the Hearing with procedural issues that arise during the Hearing will be beneficial to the efficient conduct of the Hearing.

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30.5 The Chairman of the Métis Judiciary Council shall provide a report on the activities of the Métis Judiciary Council in the past year at each Annual Assembly during the time set aside for the provision of business reports on the Agenda for the Annual Assembly.

30.6 A member of the Métis Judiciary Council, and any person applying to serve as a member of the Métis Judiciary Council, shall not hold an elected position or an employment position with the Métis Nation of Alberta Association or otherwise be in violation of the Conflict of Interest Guidelines for members of the Métis Judiciary Council as set out below:

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(a) A member of the Métis Judiciary Council, who is a party to a contract with the Métis Nation or has a material interest in any company who is a party to a contract with the Métis Nation, shall fully disclose the nature and extent of his or her interest.

(b) A member of the Métis Judiciary Council, shall not make or participate in making a decision in his or her capacity where the member reasonably knows that in the making of the decision there is the opportunity to further, directly, or indirectly, their private interest or that of their family which includes spouse, children, parents, brothers and sisters.

(c) No member of the Métis Judiciary Council may do work for the Métis Nation, either as an employee or by contract, other than the fulfilment of the

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obligations of their appointed position.

(d) A member of the Métis Judiciary Council shall not conduct personal business while on Métis Nation business or use Métis Nation resources for personal business.

(e) A member of the Métis Judiciary Council shall disclose the names of all Boards, Commissions, Councils or other memberships held during their term as well as pertinent information about any compensation received while sitting on any other Boards, Commissions, or Councils.

(f) No candidate seeking appointment to the Métis Judiciary Council shall use any resources of the Métis Nation in connection with his or her efforts to seek such appointment.

30.7 Any disclosure that must be made as outlined in s.30.6, above, must be made:

(a) to the MJC Selection Committee at the time a person applies for appointment to the Métis Judiciary Council; or

(b) in the case of a person serving as a member of the Métis Judiciary Council, to the other members of the Métis Judiciary Council, who shall thereafter be solely responsible for the determination of whether or not the disclosure will require that the member in question recuse himself or herself from

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any given matter or Hearing before the Métis Judiciary Council.

ARTICLE 31

APPEARANCES BEFORE THE MÉTIS JUDICIARY COUNCIL

Deleted: RIGHTS OF PARTIES

31.1 All parties that are required to appear before the Métis Judiciary Council shall have the following rights:

- (a) To receive a minimum of twenty-one (21) days notice of a hearing;
- (b) To be represented by any person including a lawyer at their own expense;
- (c) To be provided a fair and impartial hearing. All parties to an action shall have the right to be personally present at any hearing. The Métis Judicial Council may proceed with the hearing in the event of the non-attendance of any party if proper notice of the hearing has been given.

31.2 All meetings and hearings held by the Métis Judiciary Council may be conducted in whole or in part using telephone and/or internet technology and applications in order to alleviate the need of the parties to the hearing, including the members of the Métis Judiciary Council themselves, to be physically present in the same room.

31.3 The Métis Judiciary Council shall have the right to retain counsel to assist with the preparation for and procedural conduct of a hearing as well as with respect to any issues it wishes to refer to counsel in connection with the preparation and publishing of decisions of the Métis Judiciary Council.

ARTICLE 32 MÉTIS JUDICIARY COUNCIL PROCEDURE ON CONFLICT OF
INTEREST OF PROVINCIAL COUNCIL MEMBERS

- 32.1 A Lifetime Member who has reason to believe that a Provincial Council member did not comply with the Conflict of Interest guidelines may, by letter, request that the Métis Judiciary Council give an opinion respecting the compliance of the Provincial Council member with the Conflict of Interest guidelines.
- 32.2 The Métis Judiciary Council may on their initiative, conduct an inquiry to determine whether a Provincial Council member has failed to comply with the Conflict of Interest guidelines.
- 32.3 The Provincial Council may by ordinary resolution, request that the Métis Judiciary Council give an opinion on a matter respecting the compliance of a Provincial Council member with the Conflict of Interest guidelines.
- 32.4 Upon receiving a request under Article 32.1 or 32.3 the Métis Judiciary Council shall conduct an inquiry.
- 32.5 The Métis Judiciary Council shall conduct a fair and impartial inquiry and allow all parties to the inquiry to be present and represented by a lawyer.
- 32.6 The Métis Judiciary Council shall allow all parties to the inquiry to make representations.

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32.7 After an inquiry has been concluded and the Métis Judiciary Council has decided that there was no failure by the Provincial Council member to comply with the Conflict of Interest guidelines, it shall issue a letter of clearance with an explanation to justify the decision.

32.8 Where the Métis Judiciary Council determines that a Provincial Council member has failed to comply with the Conflict of Interest guidelines the Métis Judiciary Council may:

- (a) reprimand the Provincial Council member;
- (b) order that the Provincial Council member make restitution or pay compensation;
- (c) may suspend the Provincial Council member's rights.

ARTICLE 33 MÉTIS COUNCIL OF ELDERS

33.1 The Métis Council of Elders shall consist of six (6) Métis Lifetime Members who are at least fifty-five (55) years old appointed as follows:

- (a) One Elder appointed by each of the six (6) Regional Councils.

33.2 Each Elder should be appointed for a four (4) year term and shall be eligible for re-appointment upon expiry of the term effective September 2014.

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33.3 Each appointed Elder shall serve as an Ambassador in their region and shall be responsible for the following:

- (a) provide advice and wisdom to Métis Members including Métis leaders;
- (b) promote the history, culture, language, education and spiritual traditions of the Métis Nation;
- (c) promote understanding and tolerance in the Métis Nation;
- (d) attend at schools and other institutions to promote Métis culture and provide guidance to Métis Youth;
- (e) attend Annual General Assemblies of the Métis Nation and Regional Councils.
- (f) to administer the Oath of Office to any Member elected to the Provincial Council.

33.4 An Elder shall cease to be a member of the Council of Elders:

- (a) if the Elder, because of medical problems, is unable to carry out their duties or is otherwise incapable of acting as an Elder in the opinion of a qualified medical practitioner; or
- (b) on the resolution of a majority of the members of the Regional Council which appointed the Elder.

33.5 An Elder shall be paid for expenses and an honorarium by the Provincial Council.

33.6 No Elder shall be involved in any employment position with the Métis Nation.

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ARTICLE 34 INDEMNITY

34.1 Each member of the Provincial Council, or other person who has undertaken any liability on behalf of the Métis Nation, and their heirs and estate shall at all times, be indemnified by the Métis Nation, against:

- (a) all expenses whatsoever which result from any claims, actions, or proceedings which are brought, commenced or prosecuted against them or in respect of any act, deed, matter or thing whatsoever, made, done, or permitted by them, in the execution of the duties of their office or in respect of any such liability; except the Métis Nation shall not be responsible for any costs, charges, expenses whatsoever caused by the negligence or misconduct of the Provincial Council member or other person.

ARTICLE 35 ACCOUNTS

35.1 The Provincial Council shall cause accounting details to be kept of all monies received and expended by the Métis Nation.

35.2 The fiscal year of the Métis Nation shall end on the 31st day of March in each year or such other date as may from time to time be determined by the Provincial Council.

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35.3 The books, accounts and records of the Métis Nation shall be audited at least once yearly by an auditor who is duly qualified chartered accountant and is appointed by the Provincial Council.

35.4 A Financial Statement setting out the Métis Nation's income, disbursements, individual expenses of the Provincial Council, assets, liabilities shall be audited and signed by the auditor and presented at the Annual Assembly by the Treasurer.

ARTICLE 36 BOOKS AND RECORDS

36.1 The Provincial Council shall ensure that all necessary books and records of the Métis Nation required by these Bylaws or by any applicable statute or law are regularly and properly kept.

36.2 All accounting records and other books and records of the Métis Nation shall be kept at such place in the Province of Alberta as the Provincial Council may decide and shall at all times be open for inspection by any member of the Métis Nation upon written application to the Provincial Council.

ARTICLE 37 EXECUTION OF CONTRACTS AND OTHER DOCUMENTS

37.1 Contracts and other documents other than Métis Nation cheques requiring the signature of the Métis Nation shall:

(a) Firstly be approved at a meeting of the Provincial Council where proper

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notice has been given; and

(b) Signed by two Provincial Council members as follows:

(i) The President; and

(ii) Any one (1) of the twelve (12) Provincial Council members.

37.2 The President may delegate his signing authority to another Provincial Council Member.

ARTICLE 38 SEAL

38.1 The Métis Nation shall have a seal, which shall be approved by the Provincial Council and may be changed by special resolution of the Annual Assembly.

38.2 The seal shall be kept under the control of the Secretary at the head office of the Métis Nation.

38.3 The seal may, when required, be affixed to contracts, documents, or instruments in writing by persons authorized by these Bylaws to sign on behalf of the Métis Nation.

ARTICLE 39 AMENDMENT OF BYLAWS

39.1 The Bylaws of the Métis Nation shall not be rescinded, altered or added to except by Special Resolution.

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- 39.2 No rescission or alteration of or addition to these Bylaws has effect until it has been registered with the Registrar of Corporations of Alberta by the Secretary of the Métis Nation.

ARTICLE 40 INTERPRETATION

- 40.1 When interpreting these Bylaws, reference shall be made to the Societies Act of Alberta and words and expressions used in these Bylaws shall, so far as the context does not require, have the same meaning as when used in the Societies Act of Alberta.

- 40.2 Unless the context otherwise requires, words imparting the singular number or the masculine gender shall include the plural number or feminine gender, as the case may be, and vice-versa.

ARTICLE 41 BORROWING POWERS

- 41.1 For the purpose of carrying out its object the society may borrow or raise or secure payment of money in such manner as it thinks fit and in particular by the issue of debentures, but this power shall be exercised only under the authority of the Society and in no case shall debentures be issued without the sanction of a special resolution of the society.

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ARTICLE 42 ELECTION AND TERM OF THE REGIONAL COUNCIL

- 42.1 Each of the two (2) Representatives elected to the Provincial Council for the Region shall be members of the Regional Council for so long as each individual is a member of the Provincial Council.
- 42.2 Each Local Council President shall be a member of the Regional Council for so long as he or she is the President of the Local Council.

ARTICLE 43 EXECUTIVE OFFICERS OF THE REGIONAL COUNCIL

- 43.1 The Executive Officers of the Regional Council shall consist of the following:
 - (a) Regional President;
 - (b) Regional Vice-President;
 - (c) Secretary;
 - (d) Treasurer.
- 43.2 The Regional President shall be the President of the Regional Council.
- 43.3 The Regional Vice-President shall be the Vice President of the Regional Council.
- 43.4 The Secretary and Treasurer shall be elected by each Regional Council. Such

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election shall be by secret ballot and require a majority vote.

43.5 The Secretary and Treasurer should be elected to a term of four (4) years effective September 2014.

ARTICLE 44 DUTIES OF THE EXECUTIVE OFFICERS

44.1 The President of the Regional Council shall:

- (a) preside at all meetings of the Regional Council or allow the Vice President to preside at all meetings of the Regional Council in the absence of the President;
- (b) call meetings of the Regional Council when necessary or called upon to do so;
- (c) shall be an ex-officio member of all Committees of the Regional Council;
- (d) shall see that all orders and resolutions of the Regional Council are carried into effect;
- (e) shall be one of the two signing officers required on all documents, including cheques to be signed by the Regional Council or may appoint another Regional Council Member to sign on behalf of the President;
- (f) perform other duties as may be determined by the Regional Council.

44.2 The Vice-President shall:

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- (a) Preside at all meetings of the Regional Council in the absence of the President;
- (b) perform such duties as may be determined by the Regional Council.

44.3 The Secretary of the Regional Council shall:

- (a) issue notices of all meetings of the Regional Council;
- (b) keep minutes or cause to be kept the minutes of all meetings of the Regional Council;
- (c) be the custodian of all books and documents of the Regional Council;
- (d) have custody of the seal of the Regional Council;
- (e) register with the Secretary of the Métis Nation all special resolutions of a Regional Council Meeting or Special Meeting within twenty one (21) days of the date of the Meeting and ensure that the Special Resolution is presented at the Annual Assembly for ratification;
- (f) perform other duties as may be determined by the Regional Council.

44.4 The Treasurer of the Regional Council shall:

- (a) keep or cause to be kept full and accurate account of receipts and disbursements and books belonging to the Regional Council;
- (b) deposit or cause to be deposited, all monies and other valuables or effects in the name and to the credit of the Regional Council in such Chartered Banks or other financial institutions as designated by the

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Regional Council;

- (c) be one of two signing officers required on Regional Council cheques or in a situation where the Treasurer is not available to sign, appoint another Regional Council member to sign on behalf of the Treasurer;
- (d) perform such other duties as may be determined by the Regional Council.

ARTICLE 45 VACANCY OF OFFICE OF PRESIDENT, VICE-PRESIDENT, SECRETARY, TREASURER

- 45.1 In the event that a vacancy occurs in the office of the President the Vice President shall be President and shall assume all duties of the President.
- 45.2 In the event that there is no Vice-President to fill the vacancy of President the Regional Council shall meet within twenty one (21) days of the vacancy of President and shall elect from the remaining members of the Regional Council a person to fill the vacancy of the office of President. Such election shall be by secret ballot and require a majority vote.
- 45.3 In the event that a vacancy occurs in the office of Vice-President the Regional Council shall elect from the remaining members of the Regional Council other than the President a person to fill the vacancy of the office of Vice-President. Such election shall be by secret ballot and require a majority vote.
- 45.4 In the event that a vacancy occurs in the office of the Secretary or Treasurer then the Regional Council shall meet to elect from the Regional Council, other than the

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President or Vice-President a person to fill the vacancy. Such election shall be by secret ballot and require a majority vote.

45.5 In the event that a member of the Regional Council is convicted of a criminal offence under the Criminal Code of Canada during his or her term then that person shall as soon as possible after the conviction appear before the Métis Judiciary Council who will determine whether the person shall remain in office or whether the office shall be vacated.

ARTICLE 46 SALARIES OF THE REGIONAL COUNCIL

46.1 Each Regional Council shall decide the salary of their Provincial Council Representatives.

46.2 The Regional Council may be paid reasonable travelling expenses for attending business of the Regional Council, meetings of the Regional Council and all travelling expenses shall be reviewed and approved by the Treasurer. The Treasurer shall decline all unreasonable travelling expenses.

ARTICLE 47 MEETINGS OF THE REGIONAL COUNCIL

47.1 The Regional Council shall meet at least six (6) times between the Annual Regional Meeting at such times and places as the Regional Council may decide.

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- 47.2 A meeting of the Regional Council may be convened at any time or place upon proper notice by the President or at the request of the majority of Regional Council members.
- 47.3 A quorum at any meeting of the Regional Council shall be a majority of members of the Regional Council.
- 47.4 The President shall be the Chairperson of the Regional Council meetings or in the event that the President is unable to be Chairperson he or she shall appoint the Vice-President to be Chairperson. In the event that the Vice-President is unable to be Chairperson the President shall appoint another Regional Council member to be the Chairperson at their discretion. The Chairperson shall only vote in case of a tie vote.
- 47.5 Each member of the Regional Council other than the Chairperson, shall have one vote and all matters shall be decided by a majority of votes. In cases of any equality of votes the Chairperson of the meeting shall have a deciding vote.
- 47.6 Resolutions in writing signed by all of the members of the Regional Council shall be as effective as a resolution passed at a meeting of the Regional Council duly convened and held.
- 47.7 Notice of Regional Council meetings shall be given to each Regional Council member at least twenty-one (21) days before the meeting. Notice may be delivered, telephoned, faxed or mailed.

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- 47.8 A meeting of the Regional Council may be held without notice if all of the Regional Council members are present or those present have waived notice and those absent have signified their consent in writing to the meeting being held in their absence without notice.
- 47.9 Notice or any irregularity in notice may be waived by a Regional Council member. No error or omission in giving notice of a Regional Council meeting shall invalidate such meeting or void any proceedings taken at such meeting. Any Regional Council member may ratify and approve any business at such meeting.
- 47.10 A meeting of Regional Council members may be held by way of telephone or any other communication facility that permits all persons participating in the meeting to hear each other.
- 47.11 A member of the Regional Council may participate in a meeting of the Regional Council by means of telephone or any other communication facility that permits all persons participating in the meeting to hear each other and a member of the Regional Council participating in a meeting by such means is deemed to be present in person at the meeting.
- 47.12 All meetings of the Regional Council are open to Métis Members other than in camera meetings and only Métis Lifetime Members of the Region can participate in the Regional Council meetings.
- 47.13 There shall be no voting by proxy.

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ARTICLE 48 CONFLICT OF INTEREST GUIDELINES FOR REGIONAL
 COUNCIL MEMBERS

- 48.1 A member of the Regional Council, who is a party to a contract with the Regional Council or has a material interest in any company who is a party to a contract with the Regional Council, shall fully disclose to the Regional Council the nature and extent of his or her interest.
- 48.2 A member of the Regional Council, shall not make or participate in making a decision in his or her capacity where the elected member reasonably knows that in the making of the decision there is the opportunity to further, directly, or indirectly, their private interest or that of their family which includes spouse, children, parents, brothers and sisters.
- 48.3 No member of the Regional Council may do work for the Regional Council, either as an employee or by contract, other than the fulfilment of the obligations of their elected position unless such work has been approved by a majority of the members of the Regional Council at a meeting of the Regional Council.
- 48.4 A member of the Regional Council shall not conduct personal business while on Regional Council business or use Regional Council resources for personal business.
- 48.5 A member of the Regional Council shall disclose to the Regional Council the names

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of all Boards, Commissions, Councils or other memberships held during their term. All compensation received while sitting on any other Boards, Commissions, or Councils must be disclosed to the Regional Council.

48.6 No candidate running for office in the Regional Council shall use any resources of the Métis Nation, Regional Council or Local Council for his or her election campaign.

ARTICLE 49 REMOVAL AND VACANCY OF A REGIONAL COUNCIL MEMBER

49.1 A member of the Regional Council shall automatically cease to be a Regional Council member if any of the following events occur:

- (a) the death of the Regional Council member;
- (b) if any Regional Council member, without reasonable excuse is absent from three (3) consecutive Regional Council meetings;
- (c) a Regional Council member resigns by delivering a written resignation to the Secretary of the Regional Council;
- (d) if any Regional Council member's right to hold office is suspended in which case that Regional Council member will cease to be a Regional Council member for the duration of the suspension;
- (e) if a Regional Council member becomes registered in a Band list or in the Indian Register according to the provisions of the Indian Act, R.S.C.;
- (f) if a Regional Council member no longer resides in the Region they represent;

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- (g) if the Regional Council member is no longer President of a Local Council;
- (h) if the Provincial Council Representative is no longer a member of the Provincial Council.

ARTICLE 50 ANNUAL REGIONAL MEETING

- 50.1 An Annual Regional Meeting shall be held in each calendar year on a date to be determined by the Regional Council.
- 50.2 The Secretary of the Regional Council shall give at least twenty-one (21) days notice in writing of the time and place of the Annual Regional Meeting.
- 50.3 Notice of an Annual Regional Meeting shall be given to all members who are members at the time of the notice at their latest address as shown in the records of the Métis Nation. Notice shall be sufficient if given by newspaper or other media as determined by the Regional Council. Notice shall be deemed to be received by the member within seven (7) days of the date of publication or mailing.
- 50.4 A quorum at an Annual Regional meeting shall be a minimum of twenty five (25) Lifetime Members in good standing, present in person, who have registered and are qualified to vote at the Annual Regional Meeting.
- 50.5 No error or omissions in giving Notice of an Annual Regional Meeting shall invalidate the Annual Regional Meeting or make void any proceedings taken at that

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Annual Regional Meeting and any member may at any time waive notice of any such meeting and may ratify, approve and confirm any or all proceedings

- 50.6 The Regional Council may recommend the order of business and the Annual Regional Meeting shall decide the order of business.

ARTICLE 51 VOTING AT ANNUAL REGIONAL MEETING

- 51.1 Each Lifetime Member of the Region shall be entitled to one vote.
- 51.2 There shall be no voting by proxy.
- 51.3 Each Lifetime Member of the Region shall be entitled to vote at the Annual Regional Meeting provided:
- (a) the Lifetime Member is personally present at the Annual Regional Meeting; and
 - (b) the Lifetime Member has registered at the Annual Regional Meeting, and;
 - (c) the Lifetime Member has not withdrawn from membership.
- 51.4 Every question or resolution at an Annual Regional Meeting shall be decided by a majority vote of Lifetime Members present unless otherwise required by these Bylaws or by the Societies Act. In the event of an equality of votes, the question or resolution shall be considered lost.

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51.5 Every question or resolution shall be decided as follows:

- (a) Firstly, by a show of hands; or
- (b) Secondly, by a secret ballot vote if a secret ballot vote is demanded by five (5) Lifetime Members within three (3) minutes of the announcement by the Chairperson of the results of the vote by show of hands. The Chairperson has the authority to decide the procedure of the secret ballot vote.

51.6 In the event that a question or resolution is decided by a show of hands and not a secret ballot vote, a declaration by the Chairperson that a question or resolution has been carried or lost and an entry to that effect in the minutes of the meeting shall be sufficient evidence of the fact without proof of the number or proportion of the votes recorded in favour of, or against, such question or resolution.

51.7 Special Resolutions passed at an Annual Regional Meeting must be ratified by Special Resolution at an Annual Assembly, and are effective from the date that they are registered with the Registrar of Corporations of Alberta by the Secretary of the Métis Nation.

ARTICLE 52 SPECIAL MEETING

52.1 A Special Meeting shall be called by the Regional Council as follows:

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- (a) Upon receipt of a written request to call a Special meeting signed by a minimum of twenty five (25%) per cent of Lifetime Members of the Region;
or
- (b) Upon a resolution approved at a meeting of the Regional Council where:
 - (i) proper notice of the meeting has been given; and
 - (ii) seventy five (75%) per cent of the Regional Council members are present; and
 - (iii) seventy-five (75%) per cent of the Regional Council members vote in favour of the resolution to hold a Special Meeting.

52.2 The Secretary of the Regional Council shall give at least twenty-one (21) days notice in writing of the time and place of the Special Meeting and the proposed resolutions.

52.3 Notice of a Special Meeting shall be given to all members who are members at the time of the notice at their latest address as shown in the records of the Métis Nation. Notice shall be sufficient if given by newspaper or other media as determined by the Regional Council. Notice shall be deemed to be received by the member within seven (7) days of the date of publication or mailing.

52.4 No business shall be transacted or considered at any Special meeting other than those proposed resolutions for which notice has been given.

52.5 No error or omissions in giving notice of a Special Meeting shall invalidate the Special Meeting or make void any proceedings taken at that Special Meeting and

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any member may at any time waive notice of any such meeting and may ratify, approve and confirm any or all proceedings.

52.6 A quorum at a Special meeting shall be a minimum of twenty five (25) Lifetime Members in good standing, present in person, who have registered and are qualified to vote at the Special Meeting.

52.7 Special Resolutions passed at a Special meeting must be ratified by Special Resolution at an Annual Assembly and are effective from the date that they are registered with the Registrar of Corporations of Alberta by the Secretary of the Métis Nation.

ARTICLE 53 VOTING AT A SPECIAL MEETING

53.1 Voting at Special Meetings shall be the same as voting at the Annual Regional Meetings. Therefore paragraphs herein 51.1 to 51.7 inclusive shall govern voting at Special Meetings.

ARTICLE 54 RULES OF ORDER

54.1 Robert's Rules of Order shall govern meetings and proceedings of the Region and Regional Council insofar as they may apply without coming into conflict with these Bylaws.

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ARTICLE 55 MÉTIS JUDICIARY COUNCIL PROCEDURE ON CONFLICT OF
INTEREST OF REGIONAL COUNCIL MEMBERS

- 55.1 A Lifetime Member who has reason to believe that a Regional Council member did not comply with the Conflict of Interest guidelines may, by letter, request that the Métis Judiciary Council give an opinion respecting the compliance of the Regional Council member with the Conflict of Interest guidelines.
- 55.2 The Métis Judiciary Council may on their initiative, conduct an inquiry to determine whether a Regional Council member has failed to comply with the Conflict of Interest guidelines.
- 55.3 The Regional Council may by ordinary resolution, request that the Métis Judiciary Council give an opinion on a matter respecting the compliance of a Regional Council member with the Conflict of Interest guidelines.
- 55.4 Upon receiving a request under Article 55.1 or 55.3 the Métis Judiciary Council may conduct an inquiry.
- 55.5 The Métis Judiciary Council shall conduct a fair and impartial inquiry and allow all parties to the inquiry to be present and represented by a lawyer.
- 55.6 The Métis Judiciary Council shall allow all parties to the inquiry to make

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representations.

55.7 After an inquiry has been concluded and the Métis Judiciary Council has decided that there was no failure by the Regional Council member to comply with the Conflict of Interest guidelines, it shall issue a letter of clearance with an explanation to justify the decision.

55.8 Where the Métis Judiciary Council determines that a Regional Council member has failed to comply with the Conflict of Interest guidelines the Métis Judiciary Council may:

- (a) reprimand the Regional Council member;
- (b) order that the Regional Council member make restitution or pay compensation;
- (c) may suspend the Regional Council member or declare his or her office vacant.

ARTICLE 56 INDEMNITY

56.1 Each member of the Regional Council, or other person who has undertaken any liability on behalf of the Regional Council, and their heirs and estate shall at all times, be indemnified by the Regional Council, against:

- (a) all expenses whatsoever which result from any claims, actions, or proceedings which are brought, commenced or prosecuted against

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them or in respect of any act, deed, matter or thing whatsoever, made, done, or permitted by them, in the execution of the duties of their office or in respect of any such liability;

except the Regional Council shall not be responsible for any costs, charges, expenses whatsoever caused by the negligence or misconduct of the Regional Council member or other person.

ARTICLE 57 ACCOUNTS

- 57.1 The Regional Council shall cause accounting details to be kept of all monies received and expended by the Regional Council.
- 57.2 The fiscal year of the Regional Council shall end on the 31st day of March in each year or such other date as may from time to time be determined by the Regional Council.
- 57.3 The books, accounts and records of the Regional Council shall be audited at least once yearly by an auditor appointed by the Regional Council who shall be a duly qualified Chartered Accountant.
- 57.4 A Financial Statement setting out the Regional Council's income, disbursements, individual expenses of the Regional Council, assets, liabilities shall be audited and signed by the auditor and presented at the Annual Regional Meeting on a year basis by

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the Treasurer.

ARTICLE 58 BOOKS AND RECORDS

58.1 The Regional Council shall ensure that all necessary books and records of the Regional Council required by these Bylaws or by any applicable statute or law are regularly and properly kept.

58.2 All accounting records and other books and records of the Regional Council shall be kept at such place in the Province of Alberta as the Regional Council may decide and shall at all times be open for inspection by any member of the Métis Nation upon written application to the Regional Council.

ARTICLE 59 EXECUTION OF CONTRACTS AND OTHER DOCUMENTS

59.1 Contracts and other documents including Regional Council cheques requiring the signature of the Regional Council shall:

- (a) Firstly be approved at a meeting of the Regional Council where proper notice has been given; and
- (b) Signed by two Regional Council members as follows:
 - (i) The President; and
 - (ii) Any other Regional Council member;

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59.2 The President may delegate his signing authority to another Regional Council Member.

ARTICLE 60 SEAL

60.1 The Regional Council shall have a seal, which shall be approved by the Regional Council and may be changed by special resolution.

60.2 The seal shall be kept under the control of the Secretary at the head office of the Regional Council.

60.3 The seal may, when required, be affixed to contracts, documents, or instruments in writing by persons authorized by these Bylaws to sign on behalf of the Regional Council.

ARTICLE 61 ELECTION AND TERM OF THE LOCAL COUNCIL

61.1 The Local Council shall be elected at an Annual General Meeting of the Local Community.

61.2 The Local Council should be elected to a term of four (4) years effective September 2014.

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61.3 The Members of the Local Council shall be eligible for re-election to the Local Council.

ARTICLE 62 EXECUTIVE OFFICERS OF THE LOCAL COUNCIL

62.1 The Executive Officers of the Local Council shall consist of the following:

- (a) President;
- (b) Vice-President;
- (c) Secretary;
- (d) Treasurer.

and shall be elected at the Annual General Meeting of the Local Community and such election shall be by secret ballot and require a majority vote.

ARTICLE 63 DUTIES OF THE EXECUTIVE OFFICERS

63.1 The President of the Local Council shall:

- (a) preside at all meetings of the Local Council or allow the Vice President to preside at all meetings of the Local Council in the absence of the President;
- (b) call meetings of the Local Council when necessary or called upon to do so;
- (c) shall be an ex-officio member of all Committees of the Local Council;
- (d) shall see that all orders and resolutions of the Local Council are carried into effect;

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- (e) shall be one of the two signing officers required on all documents including cheques, to be signed by the Local Council or may appoint another Local Council member sign on behalf of the President;
- (f) be the representative of the Local Council on the Regional Council;
- (g) perform other duties as may be determined by the Local Council.

63.2 The Vice-President shall:

- (a) preside at all meetings of the Local Council in the absence of the President;
- (b) perform such duties as may be determined by the Local Council.

63.3 The Secretary of the Local Community shall:

- (a) issue notices of all meetings of the Local Council;
- (b) keep minutes or cause to be kept the minutes of all meetings of the Local Council;
- (c) be the custodian of all books and documents of the Local Council;
- (d) have custody of the seal of the Local Council;
- (e) register with the Secretary of the Métis Nation of Alberta all special resolutions of an Annual Local Meeting or a Special Meeting within twenty-one (21) days of the date of the Meeting and ensure that the Special Resolution is presented at the Annual Assembly for ratification;
- (f) perform other duties as may be determined by the Local Council.

63.4 The Treasurer of the Local Community shall:

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- (a) keep or cause to be kept full and accurate account of receipts and disbursements and books belonging to the Local Council.
- (b) deposit or cause to be deposited, all monies and other valuables or effects in the name and to the credit of the Local Council in such Chartered Banks or other financial institutions as designated by the Local Council;
- (c) be one of two signing officers required on Local Council cheques or in a situation where the Treasurer is not available to sign, appoint another Local Council member to sign on behalf of the Treasurer;
- (d) perform such other duties as may be determined by the Local Council.

ARTICLE 64 VACANCY OF OFFICE OF PRESIDENT, VICE-PRESIDENT
SECRETARY, TREASURER

64.1 In the event that a vacancy occurs in the office of the President the Vice-President shall be the President and shall assume all duties of the President.

64.2 In the event that there is no Vice-President to fill the vacancy of President the Local Council shall meet within twenty one (21) days of the vacancy of President and shall elect from the remaining members of the Local Council a person to fill the vacancy of the office of President. Such election shall be by secret ballot and require a majority vote.

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- 64.3 In the event that a vacancy occurs in the office of Vice-President the Local Council shall elect from the remaining members of Local Council other than the President a person to fill the vacancy of the office of Vice-President. Such election shall be by secret ballot and require a majority vote.

- 64.4 In the event that a vacancy occurs in the office of the Secretary or Treasurer then the Local Council shall meet to elect from the Local Council other than the President or Vice-President a person to fill the vacancy. Such election shall be by secret ballot and require a majority vote.

- 64.5 In the event that a member of the Local Council is convicted of a criminal offence under the Criminal Code of Canada during his or her term then that person shall as soon as possible after the conviction appear before the Métis Judiciary Council who will determine whether the person shall remain in office or whether the office shall be vacated.

ARTICLE 65 SALARIES OF THE LOCAL COUNCIL

- 65.1 The annual general meeting of the Local Community shall decide the salary of their Local Council.

- 65.2 The Local Council may be paid reasonable travelling expenses for attending business of the Local Council, meetings of the Local Council and Annual Assemblies and all travelling expenses shall be reviewed and approved by the

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Treasurer. The Treasurer shall decline all unreasonable travelling expenses.

ARTICLE 66 MEETINGS OF THE LOCAL COUNCIL

- 66.1 The Local Council shall meet at least four (4) times between the Annual General Meeting at such times and places as the Local Council may decide.
- 66.2 A meeting of the Local Council may be convened at any time or place upon proper notice by the President or at the request of any one (1) Local Council member.
- 66.3 A quorum at any meeting of the Local Council shall be the majority members of the Local Council.
- 66.4 The President shall be the Chairperson of the Local Council meetings or in the event that the President is unable to be the Chairperson he or she shall appoint the Vice-President to be Chairperson. In the event that the Vice-President is unable to be Chairperson the President shall appoint another Local Council member to be the Chairperson at their discretion. The Chairperson shall only vote in case of a tie vote.
- 66.5 Each member of the Local Council other than the Chairperson, shall have one vote and all matters shall be decided by a majority of votes. In cases of any equality of votes the Chairperson of the meeting shall have a deciding vote.
- 66.6 Resolutions in writing signed by all of the members of the Local Council shall be as effective as a resolution passed at a meeting of the Local Council duly convened and

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held.

- 66.7 Notice of Local Council meetings shall be given to each Local Council member at least twenty-one (21) days before the meeting. Notice may be delivered, telephoned, faxed or mailed.
- 66.8 A meeting of the Local Council may be held without notice if all of the Local Council members are present or those present have waived notice and those absent have signified their consent in writing to the meeting being held in their absence without notice.
- 66.9 Notice or any irregularity in notice may be waived by a Local Council member. No error or omission in giving notice of a Local Council meeting shall invalidate such meeting or void any proceedings taken at such meeting. Any Local Council member may ratify and approve any business at such meeting.
- 66.10 A meeting of Local Council members may be held by way of telephone or any other communication facility that permits all persons participating in the meeting to hear each other.
- 66.11 A member of the Local Council may participate in a meeting of the Local Council by means of telephone or any other communication facility that permits all persons participating in the meeting to hear each other and a member of the Local Council participating in a meeting by such means is deemed to be present in person at the meeting.

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66.12 All meetings of the Local Council are open to Métis Members other than in camera meetings and only Métis Lifetime Members of the Local Community can participate in the Local Council Meeting.

66.13 There shall be no voting by proxy.

ARTICLE 67 CONFLICT OF INTEREST GUIDELINES FOR LOCAL COUNCIL MEMBERS

67.1 A member of the Local Council, who is a party to a contract with the Local Community or has a material interest in any company who is a party to a contract with the Local Community, shall fully disclose to the Local Council the nature and extent of his or her interest.

67.2 A member of the Local Council, shall not make or participate in making a decision in his or her capacity where the elected member reasonably knows that in the making of the decision there is the opportunity to further, directly, or indirectly, their private interest or that of their family which includes spouse, children, parents, brothers and sisters.

67.3 No member of the Local Council may do work for the Local Council, either as an employee or by contract, other than the fulfilment of the obligations of their elected position unless such work has been approved by a majority of the members of the Local Council at a meeting of the Local Council.

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67.4 A member of the Local Council shall not conduct personal business while on Local Council business or use Local Council resources for personal business.

67.5 A member of the Local Council shall disclose to the Local Council the names of all Boards, Commissions, Councils or other memberships held during their term. All compensation received while sitting on any other Boards, Commissions, or Councils must be disclosed to the Local Council

67.6 No candidate running for office in the Local Council shall use any resources of the Métis Nation, Regional Council or Local Council for his or her election campaign.

ARTICLE 68 REMOVAL AND VACANCY OF A LOCAL COUNCIL MEMBER

68.1 A member of the Local Council shall automatically cease to be a Local Council member if any of the following events occur:

- (a) the death of the Local Council member;
- (b) if any Local Council member, without reasonable excuse is absent from three (3) consecutive Local Council meetings;
- (c) a Local Council member resigns by delivering a written resignation to the Secretary of the Local Council;
- (d) if any Local Council member's right to hold office is suspended in which case that Local Council member will cease to be a Local Council member

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- for the duration of the suspension;
- (e) if a Local Council member becomes registered in a Band list or in the Indian Register according to the provisions of the Indian Act, R.S.C.;
 - (f) if a Local Council member no longer resides in the Local Community he or she represents.

ARTICLE 69 ANNUAL LOCAL MEETING

- 69.1 An Annual Local Meeting shall be held in each calendar year on a date to be determined by the Local Council.
- 69.2 The Secretary of the Local Council shall give at least twenty-one (21) days notice in writing of the time and place of the Annual Local Meeting.
- 69.3 Notice of an Annual Local Meeting shall be given to all members who are members at the time of the notice at their latest address as shown in the records of the Métis Nation. Notice shall be sufficient if given by newspaper or other media as determined by the Local Council. Notice shall be deemed to be received by the member within seven (7) days of the date of publication or mailing.
- 69.4 A quorum at an Annual Local Meeting shall be a minimum of ten (10) Lifetime members in good standing, present in person, who have registered and are qualified to vote at the Annual Local Meeting.
- 69.5 No error or omissions in giving Notice of an Annual Local Meeting shall invalidate

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the Annual Local Meeting or make void any proceedings taken at that Annual Local Meeting and any member may at any time waive notice of any such meeting and may ratify, approve and confirm any or all proceedings.

69.6 The Local Council may recommend the order of business and the Annual Local meeting shall decide the order of business.

ARTICLE 70 VOTING AT ANNUAL LOCAL MEETING

70.1 Each Lifetime member who is a member of the Local Community shall be entitled to one vote.

70.2 There shall be no voting by proxy.

70.3 Each Lifetime member of the Local Community shall be entitled to vote at the Annual Meeting provided:

- (a) the Lifetime member is personally present at the Annual Meeting;
and
- (b) the Lifetime member has registered at the Annual Meeting; and
- (c) the Lifetime member has not withdrawn from membership.

70.4 Every question or resolution at an Annual Meeting shall be decided by a majority of the votes of the Lifetime Members present unless otherwise required by these

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Bylaws or by the Societies Act. In the event of an equality of votes, the question or resolution shall be considered lost.

70.5 Every question or resolution shall be decided as follows:

- (a) Firstly, by a show of hands; or
- (b) Secondly, by a secret ballot vote if a secret ballot vote is demanded by five (5) Lifetime Members within three (3) minutes of the announcement by the Chairperson of the results of the vote by show of hands. The Chairperson has the authority to decide the procedure of the secret ballot vote;

70.6 In the event that a question or resolution is decided by a show of hands and not a secret ballot vote, a declaration by the Chairperson that a question or resolution has been carried or lost and an entry to that effect in the minutes of the meeting shall be sufficient evidence of the fact without proof of the number or proportion of the votes recorded in favour of, or against, such question or resolution.

70.7 Special Resolutions passed at an Annual Meeting must be ratified by Special Resolution at an Annual Assembly and are effective from the date that they are registered with the Registrar of Corporations of Alberta by the Secretary of the Métis Nation.

ARTICLE 71 SPECIAL MEETING

71.1 A Special Meeting shall be called by the Local Council as follows:

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- (a) Upon receipt of a written request to call a Special Meeting signed by a minimum of twenty five (25%) per cent of Lifetime Members of the Local Community; or
- (b) Upon a resolution approved at a meeting of the Local Council where:
 - (i) proper notice of the meeting has been given; and
 - (ii) seventy-five (75%) percent of the Local Council members are present; and
 - (iii) seventy-five (75%) percent of the Local Council members vote in favour of the resolution to hold a Special Meeting.

71.2 The Secretary of the Local Community shall give at least twenty-one (21) days notice in writing of the time and place of the Special Meeting and the proposed resolutions.

71.3 Notice of a Special Meeting shall be given to all members who are members at the time of the notice at their latest address as shown in the records of the Métis Nation. Notice shall be sufficient if given by newspaper or other media as determined by the Local Council. Notice shall be deemed to be received by the member within seven (7) days of the date of publication or mailing.

71.4 No business shall be transacted or considered at any Special Meeting other than those proposed resolutions for which notice has been given.

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71.5 No error or omissions in giving notice of a Special Meeting shall invalidate the Special Meeting or make void any proceedings taken at that Special Meeting and any member may at any time waive notice of any such meeting and may ratify, approve and confirm any or all proceedings.

71.6 A quorum at a Special Meeting shall be a minimum of ten (10) Lifetime Members in good standing, present in person, who have registered and are qualified to vote at the Special Meeting.

71.7 Special Resolutions passed at a Special Meeting must be ratified by Special Resolution at an Annual Assembly and are effective from the date that they are registered with the Registrar of Corporations of Alberta by the Secretary of the Métis Nation.

ARTICLE 72 VOTING AT A SPECIAL MEETING

72.1 Voting at Special Meetings shall be the same as voting at Annual Local Meetings. Therefore paragraphs herein 70.1 to 70.7 inclusive shall also govern voting at Special Meetings.

ARTICLE 73 RULES OF ORDER

73.1 Robert's Rules of Order shall govern meetings and proceedings of the Local

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Community and Local Council insofar as they may apply without coming into conflict with these Bylaws.

ARTICLE 74 MÉTIS JUDICIARY COUNCIL PROCEDURE ON CONFLICT OF INTEREST OF LOCAL COUNCIL MEMBERS

- 74.1 A Lifetime Member who has reason to believe that a Local Council member did not comply with the Conflict of Interest guidelines may, by letter, request that the Métis Judiciary Council give an opinion respecting the compliance of the Local Council member with the Conflict of Interest guidelines.
- 74.2 The Métis Judiciary Council may on their initiative, conduct an inquiry to determine whether a Local Council member has failed to comply with the Conflict of Interest guidelines.
- 74.3 The Local Council may by ordinary resolution, request that the Métis Judiciary Council give an opinion on a matter respecting the compliance of a Local Council member with the Conflict of Interest guidelines.
- 74.4 Upon receiving a request under Article 74.1 or 74.3 the Métis Judiciary Council may conduct an inquiry.
- 74.5 The Métis Judiciary Council shall conduct a fair and impartial inquiry and allow all parties to the inquiry to be present and represented by a lawyer.

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74.6 The Métis Judiciary Council shall allow all parties to the inquiry to make representations.

74.7 After an inquiry has been concluded and the Métis Judiciary Council has decided that there was no failure by the Local Council member to comply with the Conflict of Interest guidelines, it shall issue a letter of clearance with an explanation to justify the decision.

74.8 Where the Métis Judiciary Council determines that a Local Council member has failed to comply with the Conflict of Interest guidelines the Métis Judiciary Council may:

- (a) reprimand the Local Council member;
- (b) order that the Local Council member make restitution or pay compensation;
- (c) may suspend the Local Council member or declare his or her office vacant.

ARTICLE 75 INDEMNITY

75.1 Each member of the Local Council, or other person who has undertaken any liability on behalf of the Local Council, and their heirs and estate shall at all times, be indemnified by the Local Council, against:

- (a) all expenses whatsoever which result from any claims, actions, or proceedings which are brought, commenced or prosecuted against

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them or in respect of any act, deed, matter or thing whatsoever, made, done, or permitted by them, in the execution of the duties of their office or in respect of any such liability;

except the Local Council shall not be responsible for any costs, charges, expenses whatsoever caused by the negligence or misconduct of the Local Council member or other person.

ARTICLE 76 ACCOUNTS

- 76.1 The Local Council shall cause accounting details to be kept of all monies received and expended by the Local.

- 76.2 The fiscal year of the Local Community shall end on the 31st day of March in each year or such other date as may from time to time be determined by the Local Council.

- 76.3 A financial statement of the Local Council shall be prepared and audited at least once yearly.

- 76.4 An audited financial statement of the Local Council shall be presented for approval at the Annual Meeting of the Local Council.

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ARTICLE 77 BOOKS AND RECORDS

77.1 The Local Council shall ensure that all necessary books and records of the Local required by these Bylaws or by any applicable statute or law are regularly and properly kept.

77.2 All accounting records and other books and records of the Local Council shall be kept at such place in the Province of Alberta as the Local Council may decide and shall at all times be open for inspection by any member of the Métis Nation upon written application to the Local Council.

ARTICLE 78 EXECUTION OF CONTRACTS AND OTHER DOCUMENTS

78.1 Contracts and other documents including Local Council cheques requiring the signature of the Local Council shall:

- (a) Firstly be approved at a meeting of the Local Council where proper notice has been given; and
- (b) Signed by two Local Council members as follows:
 - (i) The President; and
 - (ii) Any one (1) of the Local Council members.

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78.2 The President may delegate his signing authority to another Local Council Member.

ARTICLE 79 SEAL

79.1 The Local Council shall have a seal, which shall be approved by the Local Council and may be changed by special resolution.

79.2 The seal shall be kept under the control of the Secretary at the head office of the Local Council.

79.3 The seal may, when required, be affixed to contracts, documents, or instruments in writing by persons authorized by these Bylaws to sign on behalf of the Local Council.

SCHEDULE A

I agree to the Metis Nation's Bylaws and Policies, as amended from time to time and voluntarily authorize the Metis Nation to assert and advance collectively-held Metis rights, interests and claims on behalf of myself, my community and the Metis in Alberta, including negotiating and arriving at agreements that advance, determine, recognize and respect Metis rights. In signing this oath, I also recognize that I have the right to end this authorization at any time, by terminating my membership within the Métis Nation.

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