



**CANADIAN UNION OF
PUBLIC EMPLOYEES
AND ITS LOCAL
4705
BY-LAWS**

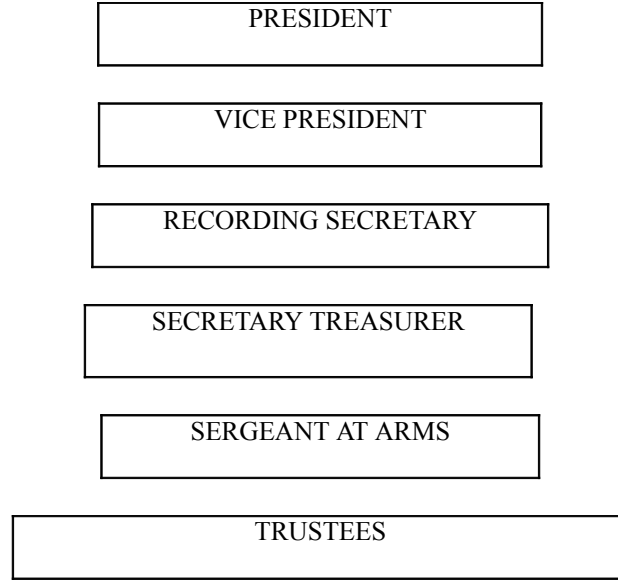
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TABLE OF CONTENTS

TABLE OF CONTENTS		Page 2, 3
LOCAL UNION STRUCTURE		Page 4
PREAMBLE		Page 5
SECTION 1	NAME	Page 5
SECTION 2	OBJECTIVES	Page 5, 6
SECTION 3	INTERPRETATION AND DEFINITIONS	Page 6
SECTION 4	MEMBERSHIP MEETINGS-Regular, Special & Sectional	Page 7, 8, 9
SECTION 5	VOTING OF FUNDS	Page 10
SECTION 6	OFFICERS	Page 11
SECTION 7	EXECUTIVE BOARD	Page 11, 12
SECTION 8	DUTIES OF OFFICERS	Page 12 to 19
	President	Page 12, 13
	Vice-President	Page 13, 14
	Sectional Chair.....	Page 14
	Sectional Co-Chair.....	Page 15
	Recording Secretary.....	Page 15, 16
	Secretary Treasurer.....	Page 16, 17
	Trustee.....	Page 17, 18
	Chief Steward.....	Page 18
	Sergeant-At-Arms.....	Page 19
	BENEFIT LIAISON REPRESENTATIVE	Page 19
	TRAINING	Page 19
SECTION 9	OUT-OF-POCKET EXPENSES	Page 19
SECTION 10	FEEES, DUES AND ASSESSMENTS	Page 19, 20
SECTION 11	NON-PAYMENT OF DUES AND ASSESSMENTS	Page 20
SECTION 12	NOMINATION, ELECTION AND INSTALLATION OF OFFICERS	Page 20 to 23

SECTION 13	DELEGATES TO CONVENTION	Page 23
SECTION 14	COMMITTEES	Page 24 to 27
SECTION 15	RULES OF ORDER	Page 27
SECTION 16	AMENDMENT	Page 27, 28
SECTION 17	GENERAL	Page 28
APPENDIX "A"	RULES OF ORDER	Page 29 to 31
POLICY PAPERS	Preamble	Page 33
Policy Paper # 1	Monthly Union Dues and Assessments	Page 34
Policy Paper # 2	Officer's Out-Of-Pocket Expenses	Page 35
Policy Paper # 3	Credit Card	Page 36
Policy Paper # 4	Payment of Expenses	Page 37
Policy Paper # 5	Strike Assistance <ul style="list-style-type: none"> • Strike Appeals • Financial Appeals 	Page 38 Page 38 Page 38w
Policy Paper # 6	Good and Welfare of the Local Union's Members <ul style="list-style-type: none"> • Accessibility • Death Benefit • Retirement Benefit • Bereavement Gesture • Attendance at Funerals • Insurance 	Page 39 Page 39 Page 39 Page 39 Page 39 Page 39
Policy Paper # 7	Inventory, Acquisitions and Disposition of Assets	Page 40
Policy Paper # 8	Union Accounts <ul style="list-style-type: none"> • Defense Fund • Strike Levy Fund • Solidarity Levy Fund 	Page 41 Page 41 Page 41

LOCAL UNION STRUCTURE 2008/ 2009



CGS OUTSIDE UNIT	CGS INSIDE UNIT	Greater Sudbury Hydro Plus Inc	GREATER SUDBURY HYDRO INC	1627596 ONTARIO INC	SUDBURY HOUSING UNIT	MSDSSAB UNIT	ESPANOLA HYDRO UNIT	OLSN
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SECTIONAL CHAIR	SECTIONAL CHAIR	SECTIONAL CHAIR	SECTIONAL CHAIR	SECTIONAL CHAIR	SECTIONAL CHAIR	SECTIONAL CHAIR	SECT CHAIR	SECT CHAIR
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CO-CHAIR	CO-CHAIR
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CHIEF STEWARD	CHIEF STEWARD	CHIEF STEWARD
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NOTE: Bargaining Units with more than 75 members are entitled to a Chief Steward

There are only three bargaining units now where a Chief Steward is required.

PREAMBLE

In order to improve the social and economic welfare of its members without regard to sex, colour, race or creed, to promote efficiency in public employment and to manifest its belief in the value of the unity of organized labour, this Local of the Canadian Union of Public Employees (hereinafter referred to as CUPE) has been formed.

The following By-Laws are adopted by the Local pursuant to, and to supplement, Appendix "B" of the C.U.P.E. Constitution, to safeguard the rights of all members, to provide for responsible administration of the Local, and to involve as many members as possible through the sharing of duties and responsibilities.

SECTION 1 -NAME

1:01 The name of this Local shall be: Canadian Union of Public Employees and it's Local 4705 Sudbury and Area Municipal Employees

SECTION 2 - OBJECTIVES

2:01 The objectives of the Local are to:

- (a) secure adequate remuneration for work performed and generally advance the economic and social welfare of its members and of all workers;
- (b) support C.U.P.E. in reaching the goals set out in the National C.U.P.E. Constitution;
- (c) provide an opportunity for its members to influence and shape their future through free democratic trade unionism;
- (d) encourage the settlement by negotiation and mediation of all disputes between the members and their employers.

2:02 The objectives of the local are to be accomplished through the following methods:

- (a) Affiliation with C.U.P.E. Ontario, Sudbury & District C.U.P.E. Council, Sudbury & District Labour Council and Ontario Federation of Labour;
- (b) Conducting an educational program designed to enlighten both the membership and the general public with respect to the problems of public employees;
- (c) Provide the tools and training necessary so as to ensure the continuity of leadership within the local;

- (d) Assist the Servicing Representative in organizing groups of un-organized employees who provide Municipal services.

SECTION 3 – INTERPRETATION AND DEFINITIONS

- 3:01 NATIONAL OFFICE refers to C.U.P.E. headquarters, Ottawa, and the abbreviation C.U.P.E. is always used with a National connotation, unless stated otherwise.
- 3:02 LOCAL wherever used in these By-Laws refers to the Membership of Canadian Union of Public Employees and its Local 4705
- 3:03 REGULAR GENERAL MEMBERSHIP MEETING wherever used in these By-Laws refers to and means meetings held and attended by Members on a regular quarterly basis notwithstanding Bargaining Unit jurisdiction.
- 3:04 SPECIAL GENERAL MEMBERSHIP MEETING wherever used in these By-Laws refers to and means meetings as may be ordered by the Executive Board or as provided elsewhere in these By-Laws and such meetings shall only entertain topics of general interest to all Members.
- 3:05 (a)SECTIONAL MEETING wherever used in these By-Laws refers to and means meetings of specific interest to Members within that Bargaining Unit for which the Sectional Meeting is being held. Sectional meetings unless requested by special order shall not be held in the months of the regular general membership meeting.
- (b)SPECIAL SECTIONAL MEETING wherever used in these By-Laws refers to and means meetings as may be ordered by the Executive Board or as provided elsewhere in these By-Laws and such meetings shall only entertain topics of specific interest to Members within the Bargaining Unit(s) for which the Sectional Meeting has been called
- 3:06 OFFICER will mean one of the Table Officers, Sectional Chair, Sectional Co-Chair, Trustee, Chief Steward and Sergeant at Arms.
- 3:07 TABLE OFFICER will mean one of the President, Vice-President, Secretary Treasurer and Recording Secretary.
- 3:08 EXECUTIVE BOARD will be comprised of the Table Officers, Sectional Chairs and Sectional Co-Chair. (any Bargaining Unit with more than 200 members shall have a Sectional Co-Chair)
- 3:09 Article # will mean National Constitution Article(s).
- 3:10 MEMBER will mean any dues paying Employee in good standing within C.U.P.E. and its Local 4705. A member is in good standing when their dues are current and as defined in Article 11:02 of these by-laws and is not in violation of the principles of the National Constitution.

- 3:11 Retired members are allowed to attend General, Special Membership or Sectional Meetings with voice but no vote.
- 3:12 Members who are permanent employees and who are laid off are allowed to attend General, Special Membership or Sectional meetings with voice and vote until such time that their recall rights under their respective Collective Agreements are exhausted.
- 3:13 Members who are terminated either for disciplinary reasons, innocent incapacity or innocent absenteeism and who subsequently grieve such termination are allowed to attend General, Special Membership or Sectional meetings with voice and vote until such time that the grievance is disposed of.

SECTION 4- MEMBERSHIP MEETINGS - Regular, Special & Sectional

- 4:01(a)4:01(a)Regular General Membership Meetings shall be held each quarter on the third Thursday at 7:00 p.m. in February, May (in odd years the second Thursday), September and November. If a paid holiday intervenes, the Executive Board shall give a week's notice of any change in the date of the Regular meeting. The annual schedule of meetings shall be posted at least seven (7) days prior to the first meeting of any year. Agendas for each Regular General Membership Meeting shall be posted on the Local Union's bulletin boards in workplaces no less than five (5) calendar days prior to the meeting. A fifteen (15) minute life style break will commence after two (2) hours into the regular membership meeting. There shall be only one (1) lifestyle break per regular meeting or as directed by the Membership.
- 4:01(b)A quorum for the transaction of business at any Regular General Membership Meeting shall be all those members in attendance, in good standing, including at least one Table Officer and at least one other member of the Executive Board.
- 4:02(a)Special General Membership Meetings may be ordered by the Executive Board or requested in writing by no fewer than ten percent (10%) of the Membership. The President shall immediately call and arrange for a Special General Membership Meeting when so ordered or requested and shall see that all members receive at least twenty-four (24) hours' notice of the Special General Membership Meeting and the subject(s) to be discussed. No business shall be transacted at the Special General Membership Meeting other than that for which the meeting is called and notice given.
- 4:02(b)A quorum for the transaction of business at any Special General Membership Meeting shall be all those members in attendance, in good standing, including at least one Table Officer and at least one other member of the Executive Board.

- 4:02(c) All voting at Special General Membership Meetings shall be by secret ballot or as otherwise directed by the Membership, for which a two-thirds majority of those in attendance is required.
- 4:03(a) Sectional Meetings will take place for the Municipal Inside and Outside Bargaining Units in the second week of the months of January, March, April, June, October and December. For the remaining bargaining units sectional meetings will be held at least three (3) times a year at regular intervals as determined by the bargaining unit. The meetings will be chaired by the Sectional Chair or designate. At least one Table Officer will be present including the Recording Secretary or designate. Agendas for each Meeting shall be posted on the Local Union's bulletin boards in workplaces no less than five (5) calendar days prior to the meeting. A fifteen (15) minute life style break will commence after two (2) hours into the Sectional Meeting. There shall only be one life style break per Sectional Meeting or as directed by the membership.
- 4:03 (b) Special Sectional Meetings may be ordered by the Executive Board or requested in writing by no fewer than twenty-five percent (25%) of that Section's Membership. The President shall immediately call and arrange for a Sectional Meeting when so ordered or requested and shall see that all members receive at least twenty-four (24) hours' notice of the Sectional meeting and the subject(s) to be discussed. No business shall be transacted at the Sectional Meeting other than that for which the meeting is called and notice given. A fifteen (15) minute life style break will commence after two (2) hours into the Sectional Meeting. There shall only be one life style break per Sectional Meeting or as directed by the membership.
- 4:03(c) A quorum for the transaction of business at any Sectional Meeting shall be all those members in attendance, in good standing, including the Sectional Chair or designate
- 4:03(d) That all voting at Sectional Meetings shall be by secret ballot or as otherwise directed by the Membership, for which a two-thirds majority of those in attendance is required.
- 4:03(e) Any business at a Sectional Meeting which results in a vote and may have a direct result on the General Membership as a whole must be brought forward to the next General Membership Meeting for approval before any action can be taken.
- 4:04.1 Notwithstanding anything to the contrary in these By-laws, meetings at which strike and/or ratification votes due to contract negotiations are to be held shall be carried out in accordance with the provisions of the Ontario Labour Relations Act. Although no quorum is required, employees eligible to vote and who are not on strike or locked out shall be given no less than seven (7) calendar days notice of the meeting time.
- 4:04.2 Where a bargaining unit is on strike or is locked out the seven (7) calendar day notice period provided for in Section 4:04.1 shall be reduced to provide for a notice period of no less than twenty-four (24) hours and not more than forty-eight (48) hours as determined by the bargaining committee.

4:04.3 No other business shall be transacted at strike and /or ratification votes due to contract negotiations other than that for which this meeting has been called for and notice given.

4:05 Executive Board members have the right of attendance at all C.U.P.E. and its Local 4705 meetings with voice and vote. Notwithstanding, at Sectional meetings those Executive Members from that Section may vote only

4:06 The National Representative and/or National Officers shall have the right of attendance and voice at all C.U.P.E. and it's Local 4705 meetings

4:07(a) The order of business at Regular General Membership Meetings is as follows:

- 1.Roll Call of Officers
- 2.Moment of Silence
- 3.New Members and Initiation
- 4.Read and Approve the minutes of the previous General Membership Meeting
- 5.Matters Arising
- 6.Secretary Treasurer's Report
- 7.Receive Executive Board Minutes
- 8.Adoption of Executive Board Motions
- 9.Correspondence
- 10.Receive Sectional Meeting Minutes (for information only)

11.Report of committee & Delegates

- a) Education
- b) Social Committee
- c) Political Action
- d) WSIB
- e) Benefit Committee
- f) By-Law Committee
- g) Ad-Hoc Committee
- h) Delegate Reports

11.Nominations Elections and Installations

12.Unfinished Business

13.New Business

14.Good of the Union

15.Adjournment

4:07 (b) The order of business at Sectional Meetings is as follows:

01. Roll Call of Officers
02. Moment of Silence
03. New Members and Initiation
04. Read and Approve the minutes of the previous Sectional Meeting
05. Matters Arising
06. Sectional Correspondence
07. Standing Committee Reports
 - a) Grievance Report
 - b) Health & Safety Report
 - c) Labour Management Committee Report
 - d) Ad-Hoc Committee Report
 - e) Delegate Report
08. Nominations Elections and Installations
09. Unfinished Business
10. New Business
11. Good of the Union
12. Adjournment

SECTION 5 - VOTING OF FUNDS

- 5:01 Except for ordinary expenses (which shall include all expenses related to Arbitration cases) and bills as approved at Membership Meetings, all sums exceeding \$1,000.00 shall require a Notice of Motion given in writing and dealt with at the next General Membership Meeting.
- 5:02 Notices of motion shall be distributed for posting on Local Union bulletin boards.
- 5:03 The Local Union shall not be responsible for any expenses or legal fees incurred by any Member without prior approval being granted at a Regular General Membership Meeting or Special General Membership Meeting prior to such expenses or legal fees being incurred.
- 5:04 For any matters with a cost factor pertaining to advice or services requested outside of C.U.P.E., a secret ballot vote of the issue will be brought forward at the next Regular General Membership Meeting or Special General Membership Meeting.

SECTION 6 – OFFICERS

- 6:01 The Officers of the Local shall be as per the attached Officers Structure.
- 6:02 All Officers shall be elected by the Membership at large except for all Sectional Chairs, Sectional Co-Chairs and Chief Stewards. The Sectional Chairs, Sectional Co-Chairs and Chief Stewards (where applicable) shall be elected by the membership they represent.
- 6:03 A candidate for Office of Sectional Chair, Sectional Co-Chair and Chief Steward must be an employee within the Section that the candidate wishes to represent.
- 6:04 Any Officer of the Local Union shall relinquish his/her Office upon ceasing his/her employment with his/her respective employer.
- 6:05 Where no candidate comes forward or an Office becomes vacant the Executive Board of the Local shall have the power to appoint until a duly elected successor comes forth

SECTION 7 - EXECUTIVE BOARD

- 7:01 The Executive Board shall meet on a monthly basis the Wednesday, two (2) weeks prior to the General Membership meetings or the first Wednesday of each month where there is no General Membership meeting at 8:30 a.m. Executive Board Members shall be granted paid union leave of absence to attend Executive Board meetings where the Executive Board Member would have been otherwise required to work. A fifteen (15) minute lifestyle break will commence after two (2) hours into the Executive Board Meeting. Should the Executive Board meeting last more than seven (7) hours there shall be two (2) lifestyle breaks.
- 7:02 A majority of the Executive Board constitutes a quorum.
- 7:03 The Executive Board shall hold title to any real estate of the Local as trustees for the Local. They shall have no right to sell, convey, or encumber any real estate without first giving notice and then submitting the proposition to a Membership meeting and having it approved.
- 7:04 The Executive Board shall do the work delegated to it by the Local and shall be held responsible and accountable for the proper and effective functioning of all Committees. The Executive Board shall be responsible for determining whether or not any grievance shall proceed to Arbitration based on the grievance committee recommendation and the opinion of the Area Staff Representative. A decision not to proceed to Arbitration may be appealed by the affected Member(s) at the next Executive Board Meeting immediately following the decision not to proceed to arbitration with the grievance. The member will be allowed sufficient time off work (should it be required) to plead their case before the Executive and present any facts relating to the case which the member feels haven't been taken into consideration. The member if they so wish may have someone from CUPE Local

4705 present or assist with their appeal. The Executive will render a decision which will be final and binding.

- 7:05 All charges against members or Officers must be made in writing and dealt with in accordance with the provisions of the CUPE National Constitution. (Art. B.6.2a)
- 7:06 Should any Executive Board member fail to answer the roll call for either three consecutive Regular General Membership meetings, three consecutive Regular Executive Board Meetings or three consecutive sectional meetings without having submitted good reasons for those failures, the office shall be declared vacant and shall be filled by an election at the following Regular General Membership Meeting. Good reason shall be defined as illness (his\her own or family member), injury, death of a family member, vacation, work, religion, education or attendance at other Union business or by reasons as outlined in the objectives of the National Constitution (2.1H). Executive Board members shall notify one of the Table Officers when they are to be absent. An Executive Board Member in violation of this article shall be sent a registered letter, informing them that their office has been declared vacant, subject to an appeal to the Executive Board and General Membership.
- 7:07 Executive Board members removed from right of Office shall not receive out-of-pocket expenses for the applicable period in which the member failed to answer roll call.
- 7:08 Should any of the Officer, Steward or Committee member take a job outside the scope of the bargaining unit for any period of time where the Officer, Steward or Committee member will be required to supervise members of a bargaining unit within the jurisdiction of the Local Union for any period of time, the Officer, Steward or Committee Member shall be relieved of their Union responsibilities and the Secretary Treasurer shall be notified immediately. The position shall be filled in accordance with the provisions of these By-laws.

SECTION 8 - DUTIES OF OFFICERS

8:01 **The President shall:**

The President shall:

- a) enforce the C.U.P.E. National Constitution and these By-Laws;
- b) preside at all Membership meetings and preserve order;
- c) provide a written report on his/her activities for the Executive Board on a monthly basis;
- d) decide all points of order and procedure at any meeting over which he/she is presiding (subject always to appeal to the Membership);
- e) while presiding over the conduct of any meeting of the Local, be permitted to state a position on any matter prior to the commencement of debate. Should the President wish to

take part in the debate, the Chair shall be vacated and the Vice-President shall take the Chair until such time as the President can resume the Chair;

f) have a vote on all matters (except appeals against the Chair's rulings) and in case of a tie vote in any matter, have the right to cast an additional vote to break the tie;

g) ensure that all Officers perform their assigned duties;

h) be a member *ex-officio* of all Committees of the Local, whether Standing or Special, and shall have the same rights and privileges of any other member of a Committee, and shall constitute part of the quorum;

i) introduce new members and conduct them through the initiation ceremony;

j) ensure that the Local's funds are used only as authorized or directed by the Constitution, By-Laws, or vote of the Membership;

k) have first preference as a delegate to the C.U.P.E. National and the C.U.P.E. Ontario Division Conventions;

l) shall be one of the three officers with the authority to sign cheques on behalf of the local;

m) be empowered to write cheques up to the amount of One hundred Dollars (\$100.00) if so needed;

n) shall take the necessary paid leaves of absence to attend to the affairs of the local union and approve the necessary paid leaves of absence for others to attend to the affairs of the Local Union;

o) shall be in attendance at all the collective bargaining meetings of the local union;

p) shall be in attendance at all legal proceedings involving the local union;

q) Should the vice-president be unavailable to relieve the President, then the President shall appoint someone from the Executive Board to fill in during his absence.

o) on termination of office, shall surrender all books and other properties of the Local to the Officer's successor;

8:02 **The Vice-President shall:**

a) preside at all Executive Board Meeting and preserve order.

b) if the President is absent or incapacitated, perform all duties of the President;

- c) if the office of President falls vacant, be Acting President until a new President is elected;
- d) render assistance to any member of the Board as directed by the Board;
- e) on termination of office, surrender all books and other properties of the Local to the Officer's successor;

8:03 **The Sectional Chair shall:**

- a) chair all sectional meetings;
- b) be required to represent the interests of the Section with the members and the Executive Board and shall provide at each Executive Board Meeting a written Report outlining the affairs of the Section;
- c) be the liaison for at least one Local Union Standing Committee;
- d) recommend interested members for upcoming education courses and or vacant positions on committees;
- e) shall be in attendance at all the collective bargaining meetings within the Section he/she represents;
- f) shall be in attendance at all legal proceedings involving their Section;
- g) perform Chief Steward duties where otherwise not provided for;
- h) be ex-officio on all bargaining unit Standing Committees;
- i) shall take the necessary paid leaves of absence to attend to the affairs of the section;
- j) shall be responsible for determining whether or not employer requests for job posting extensions, extensions to temporary employment periods or extensions to relieving outside the scope of the bargaining unit are approved;
- k) shall approve the necessary leaves of absence for local union members to attend to the affairs of the section;
- l) In the absence of either the co-chair or chief steward for short periods of time the Chair shall have the ability to appoint a replacement;
- m) on termination of office, surrender all books and other properties of the Local to the Officer's successor;

8:04 **The Sectional Co-Chair shall:**

- a) if the Chair of that Section is absent or incapacitated perform all the duties of the Sectional Chair;
- b) assist the Sectional Chair in the discharge of his/her duties;
- c) on termination of office, surrender all books and other properties of the Local to the Officer's successor;

8:05 **The Recording Secretary shall:**

- a) keep full, accurate and impartial account of the proceedings of all Regular, Special Membership, Sectional, Special Sectional and Board meetings;
- b) answer correspondence and fulfil other secretarial duties as directed by the Board;
- c) file a copy of all letters sent out and keep on file all communications;
- d) record all alterations in the By-Laws;
- e) prepare and distribute for posting, Notices of Motion and meeting agendas; be empowered, with the approval of the president, to employ necessary stenographic or other assistance to be paid for out of the Local's funds;
- f) shall be one of the three officers with the authority to sign cheques on behalf of the local;
- g) be willing to undertake any necessary training for the operation of the local unions computer systems;
- h) include a copy of the full financial report presented by the treasurer as part of the minutes at general membership meetings;
- i) have all records ready on reasonable notice for auditors and trustees;
- j) be required to chair Executive /Membership meetings in the absence of the President and Vice-President or at any other time required;
- k) enrol members in schools/conferences/conventions; submit leaves of absence;
- l) arrange for transportation/overnight accommodation when required and cover such costs with the Recording Secretary's credit card for those not in possession of a card or for those who's credit card limit would not cover;
- m) arrange education courses and track attendance;

- n) update inventory in co-ordination with the Secretary Treasurer;
- o) maintain office equipment and direct end users of union owned or leased equipment to the proper outlet for repairs or service;
- p) prepare copies of motions and attach appropriate back up for such motions which the Secretary Treasurer is required to pay;
- q) the Recording Secretary shall have the ability to appoint a replacement;
- r) on termination of office, surrender all books, seals and other properties of the Local to the Officer's successor;

8:06 **The Secretary Treasurer shall:**

- a) receive all revenue, initiation fees, dues, and assessments, keeping a record of each member's payments, and deposit promptly all money with a bank or credit union;
- b) prepare all C.U.P.E. National per capita tax forms and remit payment, all funds to be forwarded to the National Secretary Treasurer by the last day of the following month;
- c) record all financial transactions in a manner acceptable to the Board and in accordance with good accounting practices;
- d) regularly make a full financial report to meetings of the Local's Executive Board, as well as a written financial report to each Regular General Membership Meeting detailing all income and expenditures for the period. In addition to the written financial report, the Secretary Treasurer shall provide a verbal summary of the financial report. A printed copy of the monthly Secretary Treasurer's Report shall be provided to the members of the Executive Board for their records;
- e) be bonded for not less than \$500,000.00 through the master bond held by the National Office, and any Secretary Treasurer who cannot qualify for the bond shall be disqualified from office;
- f) pay no money unless supported by a voucher, with appropriate receipt, duly signed by the President and one other member of the Board or any two other members of the Board, except that no voucher shall be required for payment of per capita fees to any organization to which the Local is affiliated
- g) make all books available for inspection by the auditors and/or Trustees on reasonable notice, and have the books audited semi-annually;
- h) provide the Trustees with any information they may need to complete the audit report forms supplied by C.U.P.E.;

- i) be empowered, with the approval of the President, to employ necessary clerical assistance to be paid for out of the Local's funds;
- j) ensure that all dues be deducted by the employers and remitted to the Local;
- k) shall be one of the three officers with the authority to sign cheques on behalf of the local;
- l) annually prepare a budget for review and approval by the Executive Board and the General Membership;
- m) be willing to undertake any necessary training for the operation of the local union's computer systems;
- n) have an inventory of all office equipment and furniture owned by the local;
- o) as directed by the Executive Board of the Membership, shall invest the monies of the Local in an insured financial instrument, insured by the CDIC (Canadian Deposit Insurance Corporation);
- p) as directed by the Executive Board of the Membership, shall establish and maintain the necessary bank accounts;
- q) on termination of office, surrender all books, records and other properties of the Local to the Officer's successor;

8:07 The Trustees shall:

- a) act as an auditing Committee on behalf of the members and audit the books and accounts of the Secretary Treasurer, the Recording Secretary and the Standing Committees semi-annually;
- b) report their findings to the first Regular General Membership Meeting following the completion of each audit;
- c) be responsible to ensure that monies are not paid out without proper constitutional or membership approval;
- d) ensure that proper financial reports are made to the Membership;
- e) audit the record of attendance;
- f) inspect at least twice a year any stocks, bonds, securities, office furniture and equipment, and titles or deeds to property that may at any time be owned by the Local, and report their findings to the Membership;

- g) shall submit forms and reports in accordance with section (b.3.12(d)) of the National Constitution which states: “The Trustees shall send a copy of the completed audit report(on the prescribed form provided by the National Secretary-Treasurer), as well as a copy of their report to the Local Union membership along with a copy of their recommendations and/or concerns to the President and Secretary-Treasurer and the Secretary-Treasurer’s response, to the national Secretary-Treasurer of the Canadian Union of Public Employees, with a copy to the assigned servicing representative.”
- h) complete the C.U.P.E. Trustee training course;
- i) submit in writing to the executive any recommendations or concerns they feel should be reviewed;
- g) on termination of office, surrender all books and other properties of the Local to the Officer's successor;

8:08 **The Chief Steward shall:**

- a) introduce themselves to all new Members, provide them with a copy of the Collective Agreement, By-Laws and, where applicable, the Job Evaluation Manual, and explain the role of the Union;
- b) ensure accurate records of all grievances are completed with the use of grievance fact sheets and be responsible for ensuring that the grievance procedures are properly administered;
- a) report on all grievances at Regular General Membership Meetings either in person or through the Sectional Chair;
- b) render assistance to any member as needed or assign a designate to attend to said matter;
- c) be required to attend all levels of steward’s courses as provided for by C.U.P.E.;
- d) attend grievance hearings and act as an advocate when requested;
- e) initiate action when a Collective Agreement has been violated even when there is no complaint;
- f) shall be Chair of the Section’s Grievance Committee;
- g) on termination of office, surrender all books and other properties of the Local to the Officer's successor;

8:09 **The Sergeant-At-Arms shall:**

- a) guard the inner door at Membership meetings and admit no one but members in good standing or Officers and Officials of C.U.P.E., except on the order of the President and by consent of the members present;
- b) assist in maintaining the record of Membership attendance at meetings;
- c) perform such other duties as may be assigned by the Board from time to time;
- d) shall distribute and collect all copies of the Secretary Treasurer's Report at each Membership Meeting and return same to the Recording Secretary;
- e) keep an ongoing list of sworn in Members;
- f) on termination of office, surrender all books and other properties of the Local to the Officer's successor;

8:10 **BENEFIT LIAISON REPRESENTATIVE**

To liaise between members and Health Care/Disability insurance carriers to facilitate communications. He/She does not represent members in appeals for benefits.

8:11 **TRAINING**

All elected Officers of the Local Union shall be provided the opportunity to attend training as it pertains to their office.

SECTION 9 - OUT-OF-POCKET EXPENSES

9:01 Reimbursements for all out-of-pocket expenses shall be as established within the Local's Policy Papers as appended to these by-laws.

SECTION 10 - FEES, DUES and ASSESSMENTS

Monthly Dues

10:01 The monthly dues shall be as outlined in the local's policy paper as appended to these by-laws

10:02 Changes in the Monthly Dues can be effected only by following the procedure for amendments of these by-laws, with the additional provision that the vote must be by secret ballot

10:03 Notwithstanding the above provisions if the C.U.P.E. National Convention or the C.U.P.E. Ontario Division raises minimum fees and or dues above the level herein established these

by-laws will be deemed to have been automatically amended to conform to the new minimum.

10:04 Special assessments may be levied in accordance with the C.U.P.E. National Constitution

10:05 Any members attending apprenticeship courses and not receiving wages from their employer shall be exempt from paying union dues.

SECTION 11 - NON-PAYMENT OF DUES and ASSESSMENTS

11:01 Any member in arrears for a period of three months or more shall be automatically suspended and the member's suspension shall be reported to the Executive Board by the Secretary Treasurer. The Executive Board shall report to the next Membership meeting with a recommendation. Any member under suspension wishing to be reinstated shall, upon application, pay the dues and assessments in arrears. This money will be returned if the application is rejected

11:02 If a member has been unable to work due to illness, injury, pregnancy/parental leave, or leave of absence for C.U.P.E. Union business, and is not receiving wages from the Employer; the Member shall remain in good standing and not be suspended. This member shall be exempt from paying dues for the duration of such leave and shall resume paying dues upon their return to work.

SECTION 12 - NOMINATION, ELECTION AND INSTALLATION OF OFFICERS

12:01 Except where otherwise provided for in these By-Laws or the National Constitution of the Canadian Union of Public Employees all Table Officers, Executive Board Members, Officers and Trustees, shall be elected. In the event that no member stands for election for a particular position the Executive Board may, subject to Membership approval, appoint a member to that particular position.

12:02 Nomination

- (a) Nominations shall be received at the Regular Membership meeting held in the month of October of even numbered years for the positions of President, Vice-President, Recording Secretary, Secretary Treasurer and Sergeant-at-Arms. No nomination shall be accepted unless the member is in attendance at the meeting or has allowed to be filed at the meeting, the member's consent in writing, duly witnessed by another member. Such nominations shall be valid only when presented on the Nomination Form (attached to these By-Laws) or on a Letter of Nomination, which shall list the candidate's name, and the office the member intends to run for. No member shall be eligible for nomination if the candidate is in arrears of dues and / or assessments.

- (b) Nominations shall be received at Sectional Membership meeting(s) held no later than one (1) week after the Regular membership meeting in the month of October of even numbered years for the positions of Sectional Chair, Sectional Co-Chair (where applicable) and Chief Stewards (where applicable). No nomination shall be accepted unless the member is in attendance at the meeting or has allowed, to be filed at the meeting, the member's consent in writing, duly witnessed by another member of the same section. Such nominations shall be valid only when presented on the Nomination Form (attached to these by-laws) or on a Letter of Nomination, which shall list the candidate's name, and the office the member intends to run for. No member shall be eligible for nomination if the candidate is in arrears of dues and / or assessments.
- (c) Elections will be referendum style held in the workplace and accordingly candidates may only be nominated for one position.

12:03 Elections

- (a) At the Regular Membership meeting held in the month of September of even number years, nominations and elections will take place for an Election Committee consisting of a Returning Officer and assistant(s). The Committee shall include members of the Local who are neither Officers nor Candidates for office. It shall have full responsibility for voting arrangements and shall treat information submitted to it in connection with its responsibilities as confidential.
- (b) Voting for the President, Vice President, Recording Secretary, Secretary Treasurer, Sergeant-at-Arms, Sectional Chairs, Sectional Co-Chairs (where applicable), and Chief Stewards (where applicable), shall take place between the hours of 7:00 a.m. and 7:00 p.m. on the same day as the Regular General Membership Meeting in November.
- (c) The Election Committee shall determine the form of the ballot and ensure that sufficient quantities are made available in good time to the Returning Officer
- (d) There shall be two ballots. One ballot shall be for those positions to be elected by the Membership at large. One ballot shall be for those positions to be elected by a respective Sectional Membership. The ballot shall list the position contested followed by the names of the candidates for the position in alphabetical order, last name first. The order of sequence for positions listed on the Membership at-large ballot shall be as follows: President, Vice President, Recording Secretary, Secretary Treasurer and Sergeant-at-Arms. The order of sequence for positions listed on the Sectional ballot shall be as follows: Sectional Chair, Sectional Co-Chair, (where applicable) and Chief Steward (where applicable).
- (e) The Returning Officer shall be responsible for issuing, collecting, and counting ballots. The Returning Officer must be fair and impartial and see that all arrangements are unquestionably democratic.

- (f) A plurality of unspoiled ballots cast shall be sufficient to elect any candidate. In case of a tie vote, there shall be a second ballot run -off amongst the tied candidates within fourteen (14) calendar days.
- (g) When two or more nominees are to be elected to any office by ballot, each member voting shall be required to vote for the full number of candidates
- (h) A candidate may request a recount of the votes for the election of the position to which they were nominated, prior to the end of the Regular Membership Meeting on Election Day and a recount shall be conducted immediately if supported by a simple majority of members present.
- (i) The ballots will be destroyed at the end of the meeting on Election Day by the Elections Committee

12:04 POLLING LOCATIONS

- a) Polling locations and times will be determined by the Election Committee in consultation with the National Servicing Representative prior to the October General Membership Meeting in the year of the election
- b) Mail in ballots will be allowed from work locations outside the City of Greater Sudbury.

12:05 INSTALLATION

- a) All duly elected Table Officers, Executive Board Members and Chief Stewards shall be installed at the Regular Membership meeting in November of even years and shall continue in office for two (2) years or until a successor has been elected and installed, provided, however, that no term of office shall be longer than three (3) years.
- b) The terms of office for Trustees shall be as outlined in the C.U.P.E. National Constitution (Art.B.2.4.)
- c) All duly elected sectional representatives or those Officers as outlined in subsection (a) above not already installed shall be installed at the next Executive Board Meeting and / or Regular General Membership Meeting.
- d) Members elected to office shall not take office until such time as the Member is properly installed.

12:06 TRUSTEES

At the Regular Membership meeting in September of each year nominations shall be held for the position of Trustee (three year term). Secret ballot elections shall be held at the Regular Membership meeting in November of each year. A plurality of unspoiled ballots cast shall be sufficient to elect any candidate. In case of a tie vote, there shall be second ballot run off

from amongst the tied candidates. In even numbered years nominations and elections for the trustee position shall be conducted in conformity with this section.

12:07 BY-ELECTION

Should an office fall vacant pursuant to these By-Laws or for any other reason, the resulting by-election should be conducted as quickly as possible and in conformity with this section. Table officers will be nominated and elected at Special General Membership meetings, and Sectional vacancies shall be dealt with at Sectional meetings.

SECTION 13 - DELEGATES TO CONVENTION

13:01.1 Except as provided for elsewhere in these By-Laws, the Executive Board members shall have priority to attend Conventions and shall be approved by the Membership.

13:01.2 Delegates to Conventions as identified in 13:01.1 shall be in the following order of priority; firstly the President, followed by the Recording Secretary then followed by the Secretary Treasurer. Should additional delegates be required then the names shall be selected through a random draw of the remaining Executive Board Members. Should the need arise where sufficient numbers of the Executive Board members are not able to attend Conventions, then the remaining delegates shall be elected at large from amongst the members present. Conventions are identified as C.U.P.E. National, C.U.P.E. Ontario, CLC, OFL

13:01.3 Attendance at Conventions/Conferences shall be determined by the Membership upon a recommendation by the Executive Board. The Executive Board shall consider the following:

- i) Funds available
- ii) Executive Board Members who have representation right for the jurisdiction
- iii) Those other individuals who represent members in that jurisdiction

13:02 Delegates to the Sudbury and District Council of C.U.P.E. and the Sudbury and District Labour Council shall be elected bi-annually by the Executive Board and approved by the General Membership. An official reporter shall be selected from among these delegates and shall be required to report at each Regular General Membership meeting of the Local on the proceedings at recent meetings of the Council(s).

SECTION 14 – COMMITTEES

14.01 To be eligible for election as a Member of any of the following Committees a Member must be in good standing as defined in the Article 11:01 and 11:02 of these by-laws and is not in violation of the principals of the National Constitution.

14:02 Special Committees

A Special *Ad Hoc* Committee may be established for a specified purpose and period by the Membership at a meeting. The members shall be elected at the same or another Membership meeting or may, by specific authorization of the Membership, be appointed by the President or the Executive Board. The Committee shall elect from among themselves a member as Chairperson, whose position shall be referred to and confirmed by the Executive Board. Two members of the Board may sit on any Special Committee as *ex-officio* members.

14:03 Negotiating Committee

This shall be an Ad Hoc Committee established at least twelve (12) months prior to the expiry of the Section's collective agreements. The Committee for each Bargaining Unit shall be elected by that bargaining unit and be comprised of the following:

- Bargaining units of one hundred fifty (150) or less: three (3); one of which shall be the Sectional Chair and 2 elected at a Sectional meeting plus the President.
- Bargaining units over one hundred fifty (150); five (5): one of which shall be the Sectional Chair and 4 elected at a Sectional meeting, plus the President.

The function of the Committee is to prepare collective bargaining proposals and to negotiate a collective agreement from formulating proposals, through negotiations, to contract ratification by the membership and signing of the Collective Agreement. The C.U.P.E. Staff Representative assigned to the Local shall assist the committee in negotiations. The CUPE Staff Representative shall be given first consideration as chief spokesperson during negotiations.

14.4 Standing Committees

The committee shall elect from amongst themselves a member as Chairperson, whose position shall be referred to and confirmed by the Executive Board. The President shall be a member, *ex-officio*, of each Committee. Each and every Standing Committee shall have a liaison on the Executive Board to which the Committee shall report and through which the Committee shall address the Executive. The committee shall appoint its secretary from amongst its members.

- The Chairperson (or designate) of each Committee shall be available to present a report at each Regular Membership meeting.
- Elections for Standing Committees will be held at the Regular Membership meeting in January of odd numbered years.

A. LOCAL UNION STANDING COMMITTEES

(i) Education Committee

It shall be the duty of this Committee to arrange courses of interest or as requested by the local union and maintain a log of courses taken and completed.

(ii) Social Committee

This Committee shall arrange and conduct all social and recreational activities of the Local either on the Committee's own initiative or as a result of decisions taken at Membership meetings. The committee shall submit proposals and reports to the executive board and membership for approval. All social and recreational events and activities shall be self-supporting. Notwithstanding the above any request for funding from the local union shall be made in accordance with section 5:01 of these by-laws. The Committee shall appoint a treasurer from among its members. That treasurer will submit a written financial report no less than twice a year.

(iii) Political Action Committee

This Committee will be responsible for co-ordinating political action on behalf of the local union. This Committee shall receive and distribute information between members, councils, boards and the general public for the benefit of the Membership and the Union.

(iv) WSIB Committee

The Committee shall be comprised of elected W.S.I.B. advocates. They shall assist in matters dealing with safe return to work and accommodation issues when requested by the Sectional Chairs/Co-Chairs or designated alternates. The Committee shall strive to ensure fairness and justice for all members injured in the workplace, identify, evaluate and recommend a resolution for all matters pertaining to the Workers' Safety & Insurance Board. When requested by a member who has suffered a compensable injury and who requests to be represented by the Local Union, the Local Union shall provide the necessary representation in a manner prescribed by the Local Union Executive. The committee shall co-operate with the Health & Safety Committee in order to report unsafe work conditions by reviewing accident frequency.

(v) Benefit Committee

This Committee shall meet and remain informed of all issues as they relate to Pensions, Health Care and Income Replacement Plans and related legislation/policy, which may affect the coverage and well being of both Members and Pensioners

(vi) By-Law Committee

This committee must have one member of the Executive Board. The Committee shall appoint a chair from among its members. By-laws will be reviewed on an annual basis or more frequently as determined by the committee. The Committee will ensure that the proper processes are employed in amending these by-laws.

(vii) Communication Committee

This committee shall be responsible for the local union's website, publishing and distribution of news letters, flyers and any other media and public relations campaigns the local deems necessary.

(viii) Anti-Privatization Committee

— This committee shall be responsible for co-ordinating the Local Union's anti privatization efforts. The Committee shall educate both members and the general public with respect to the negative effects of privatizing public services. The Committee shall, where required, make presentations to the membership, community partners and elected bodies.

B. BARGAINING UNIT STANDING COMMITTEES (election shall be concurrent with elections for sectional representatives)

The composition of these committees shall be consistent with the numbers allowed for in the collective agreements:

(i) Grievance Committee

This Committee shall process all grievances not settled at the initial stages and its written reports shall be submitted first to the Executive Board, with a copy to the C.U.P.E. Representative, and then to a Membership meeting. Grievances must be in writing on the forms provided by the National Office and be signed by the complainant or complainants, as provided for in the collective agreement. The Committee shall be comprised of stewards and shall meet at least monthly prior to the Executive Board Meeting.

(ii) Job Evaluation Committee

Wherever a job evaluation plan is in place, it shall be this Committee's function to work within the parameters of the joint job evaluation manual for the benefit of its Membership. It shall also aid others in formulating and establishing JE plans that would benefit the Membership.

(iii) Health & Safety Committee

This Committee shall maintain the spirit of the Occupational Health and Safety Act; shall identify, evaluate and recommend a resolution for all matters pertaining to health and safety in the workplace; ensure adequate education and training programs are provided in order that all employees are knowledgeable in their rights, restrictions, responsibilities and duties under the Occupational Health and Safety Act; deal with any Health and Safety matter relating to regulations, policies, designated substances, W.H.I.M.I.S and related acts, and co-operate with the WSIB Committee in order to report unsafe work conditions.

(iv) Labour Management Committee

The Committee shall meet with the employer to discuss issues of mutual interest. The committee shall not have jurisdiction over any matters which pertain to collective bargaining or are the responsibility of another committee. Decisions arrived at committee meetings need to be ratified by the membership of the respective bargaining unit prior to taking effect. The composition of this Committee shall be consistent with the provisions of the applicable Collective Agreement and include the Sectional Chair and/or Sectional Co-Chair where provided for.

SECTION 15 - RULES OF ORDER

15:01 All meetings of the Local shall be conducted in accordance with the basic principles of Canadian parliamentary procedure. Some of the more important rules to ensure free and fair debate are appended to these By-Laws as Appendix "A". These rules shall be considered as an integral part of the By-Laws and may be amended only by the same procedure used to amend the By-Laws.

In situations not covered by Appendix "A", the C.U.P.E. Constitution may provide guidance, but, if the situation is not dealt with there, Bourinot's Rules of Order shall be consulted and applied.

SECTION 16 - AMENDMENT

16:01 These By-Laws are always subordinate to the C.U.P.E. Constitution (including Appendix "B") as it now exists or may be amended from time to time, and in the event of any conflict between these By-Laws and the C.U.P.E. Constitution the latter shall govern. Constitutional interpretation, including determination of conflict, is the prerogative of the National President. (Art. B.7.1.)

16:02 These By-Laws shall not be amended, added to, or suspended except upon a two thirds majority vote of those present and voting at a Regular General Membership Meeting or Special General Membership Meeting following at least seven days notice at a previous meeting or at least sixty days written notice has been given and further provided that such By-Laws do not conflict with the C.U.P.E. National Constitution. (Art.B.7.1.)

16:03 No change in these By-Laws shall be valid and take effect until approved by the National President of C.U.P.E. The validity shall date from the letter of approval of the National President. (Art.B.7.1.)

SECTION 17-GENERAL

17:01 The Executive Board shall be the governing body of the Local when no quorum is present. The Executive Board shall take such action and render such decision as may be necessary to carry out the business of the Local if needed.

17:02 Any issue that may lead to a change in a member's seniority date shall only be dealt with at a general membership meeting or a sectional membership meeting after at least one (1) month's notice at a prior membership meeting has been given concerning the seniority issue. Only members from the section where the seniority issue arises will be eligible to vote.

17:03 Members who have held positions outside the scope on a permanent basis and are returning to the Bargaining Unit will not carry over their previous seniority unless the respective Collective Agreement allows for carry over.

APPENDIX "A" TO THE BY-LAWS OF LOCAL 4705, CUPE

RULES OF ORDER

1. The President or, in the President's absence, the Vice-President, shall take the Chair at all Membership meetings. In the absence of both the President and Vice-President, the Recording Secretary shall act as President, and in Recording Secretary's absence a President pro-tem shall be chosen by the Local.
2. No member, except the Chairperson of a Committee making a report or the mover of a resolution, shall speak more than three minutes, or more than once on the same question without the consent of the meeting or until all who wish to speak have had an opportunity. Chairpersons and movers of a resolution shall be limited to fifteen minutes, except with the consent of the meeting.
3. The President shall state every question coming before the Local, and before allowing debate thereof, and again immediately before putting it to a vote, shall ask: "Is the Local ready for the question?" Should no member rise to speak, the question shall then be put.
4. A motion to be entertained by the presiding officer must be moved and seconded; both mover and seconder must rise and be recognized by the Chair.
5. A motion to amend, or to amend an amendment, shall be in order, but no motion to amend an amendment to an amendment, which is a direct negative of the resolution shall be in order.
6. On motion, the regular order of business may be suspended by a two-thirds vote of those present, to deal with any urgent business.
7. All resolutions and motions other than those named in Rule 17, or those to accept or adopt the report of a Committee, shall, if requested by the presiding Officer, be presented in writing before being put to the Local.
8. At the request of any member, and upon a majority vote of those present, a question may be divided when the sense will admit of it.
9. Any member having made a motion can withdraw it with the consent of the seconder, except that any motion, once debated, cannot be withdrawn except by a majority vote of those present.
10. When a member wishes to speak on a question or to make a motion, the member shall rise in his/her place and respectfully address the presiding Officer, but,

except to state that the member rises to a point of order or on a question of privilege, the member shall not proceed further until recognized by the Chair.

11. When two or more members rise to speak at the same time, the presiding Officer shall decide which one is entitled to the floor.
12. Every member, while speaking, shall adhere to the question under debate and avoid all personal, indecorous, or offensive language.
13. If a member, while speaking, is called to order, the member shall cease speaking until the point is determined; if it is decided the member is in order, the member may again proceed.
14. No religious discussion shall be permitted.
15. The President shall take no part in debate while presiding, but may yield the Chair to the Vice-President in order to speak on any question before the Local, or to introduce a new question.
16. The presiding Officer shall have the same rights as other members to vote on any question. In case of a tie, the Officer may in addition give a casting vote, or, if the Officer chooses, refrain from breaking the tie, in which case the motion is lost.
17. When a motion is before the Local, no other motion shall be in order except (1) to adjourn (2) to put the previous question (3) to lay on the table (4) to postpone for a definite time (5) to refer (6) to divide or amend, which motions shall have precedence in the order named. The first three of these shall be decided without debate.
18. A motion for the previous question, when regularly moved and seconded, shall be put in this form: "Shall the main question be not put?" If it is adopted, the President shall proceed to take the vote on the resolution and amendments thereto (if any) according to their priority. If an amendment or an amendment to an amendment is adopted, the original resolution, as amended, shall be put to the Local.
19. A motion to adjourn is in order except (1) when a member has the floor, and (2) when members are voting.
20. A motion to adjourn, having been put and lost, shall not be in order again, if there is further business before the Local, until fifteen minutes have elapsed.
21. After the presiding Officer declares the vote on a question, and before the Local proceeds to another order of business, any member may ask for a division. A standing vote shall then be taken and the Secretary shall count same.
22. If any member wishes to challenge (appeal) a decision of the Chair, the member must do so at the time the decision is made. If the challenge is seconded, the member shall be asked to state briefly the basis for member's challenge. The Chairperson may then state briefly the basis for Officer's decision, following which the Chairperson shall immediately and without

debate put the question: "Shall the decision of the Chair be sustained?" A majority vote shall decide except that in the event of tie the Chair is sustained.

23. After a question has been decided, any two members who have voted in the majority may, at the same or next meeting, move reconsideration thereof.
24. No member shall enter or leave a meeting during the reading of the minutes, the initiation of new members, the installation of Officers, or the taking of a vote; and no member shall be allowed to leave without the permission of the Vice-President.
25. The Local's business, and proceedings of meetings, are not to be divulged to any persons outside the Local or the Canadian Union of Public Employees.

POLICY PAPERS

FOR C.U.P.E.

AND ITS LOCAL

4705

Revised May 28, 2008

PREAMBLE

Policy Papers as adopted by the Membership of C.U.P.E. and its Local 4705 are designed to provide the Officers with the necessary guidance to effectively administer the affairs of the Local Union on a daily basis. The following Policy Papers govern the payment of remuneration, expenses for those Members responsible to carry out business of the Local, and other related expenditures.

Policy Papers are not limited to matters of a financial nature. Provided that a Policy Paper receives the necessary approval, a policy of the Local Union may cover any topic, which is of interest to all Members.

These Policy Papers are always subordinate to the C.U.P.E. Constitution (including Appendix “B”) as it now exists or may be amended from time to time, and in the event of any conflict between these Policy papers and the C.U.P.E. Constitution, the latter shall govern. Constitutional interpretation, including determination of conflict, is the prerogative of the National President.

These Policy Papers shall not be amended, added to, or suspended except upon a two thirds majority vote of those present and voting at Regular General Membership Meeting or Special General Membership Meeting following at least seven days notice at a previous meeting or at least sixty days written notice has been given and further provided that such Policy Papers do not conflict with the C.U.P.E. National Constitution.

Changes in these Policy Papers shall not be valid or take effect until approved by the General Membership of C.U.P.E. and its Local 4705.

POLICY PAPER # 1: Monthly Union Dues and Assessments

The monthly dues for all Members of C.U.P.E. and its Local # 4705 shall be two percent (2%) of the employee's weekly earnings excluding overtime and all premiums including standby. Further increases shall be in accordance with the National Constitution (Article B4.1 and B4.2) and C.U.P.E. and its Local 4705 By-Law Section 10

The monthly dues for all Members of C.U.P.E. and its Local 4705 who cross their own bargaining unit's picket line shall be fifty percent (50%) of the Member's monthly wages.

Employees who are covered by an Essential Services Agreement and who are members of a Bargaining Unit which is on strike or locked out by the Employer shall pay dues in the amount of 25% of their regular monthly wages for the duration of the strike/lockout.

POLICY PAPER # 2: Officer's Out-Of-Pocket Expenses (2008 Rates)

The Officers of the Local Union shall be reimbursed for out-of-pocket expenses in the following manner:

President	\$3,789.00 per annum-issued quarterly
Vice-President	\$2,165.16 per annum-issued quarterly
Recording Secretary	\$3,206.44 per annum-issued quarterly
Secretary Treasurer	\$2,500.00 per annum-issued quarterly
Sectional Chair	(1-10 members in bargaining unit) \$811.96 per annum-issued quarterly (11-200 members in bargaining unit) \$ 1,082.60 per annum-issued quarterly (201 + members in bargaining unit) \$1,894.52 per annum-issued quarterly
Sectional Co-Chair	\$1,082.60 per annum-issued quarterly
Chief Stewards	\$811.96 per annum-issued quarterly
Sergeant at Arms	\$433.04 per annum-issued quarterly

On every January 1st, these rates shall increase by an amount equal to the average general wage increase for all bargaining units coming under CUPE and its Local 4705 in the preceding calendar year.

Representation of bargaining units without Sectional Chairs shall be deemed part of the President's regular duties.

C.U.P.E. and its Local 4705 shall be the Holder of credit cards under one account number. Credit cards shall be entrusted to the President, Vice-president, Secretary Treasurer, Recording Secretary, Sectional Chairs and Sectional Co-Chairs (where applicable) The Local Union's credit cards shall be used for the sole purpose of paying expenses related to the affairs of the Local Union.

Some examples of such expenses would be hotel rooms for conventions or negotiations, travel, or meals in place of a Per Diem.

The Secretary Treasurer shall be responsible to ensure all outstanding monthly credit card balances are paid promptly so as to avoid interest charges.

When the credit card is used for meals, the gratuity paid is limited to a maximum of 15%.

POLICY PAPER # 4: Payment of Expenses

Members elected, approved or required as a duty of Office to carry out the affairs of the Local Union shall be reimbursed in the following manner:

- a) Members shall receive compensation for any loss of wage for a normally scheduled workday while attending to Union Business;
- b) Members shall be reimbursed for travel. However, mode of transportation to and from the activities shall be determined at the discretion of the Executive giving consideration to the distance travelled;
- c) Members using their personal vehicle to attend to Union Business shall be reimbursed a kilometre allowance equivalent to that paid by the Ontario Division as amended from time to time; (41 cents per Kilometre-as amended by the Ontario Division) Should the kilometres be greater than the distance to their workplace and return, the difference will be reimbursed;
- d) Members shall be reimbursed for all accommodations for an overnight stay, including parking at the place of accommodation or function. Taxi fares shall be reimbursed as part of the out of town expenses;
- e) Members shall be reimbursed for Registration Fees;
- f) Members attending to Union Business requiring overnight stay shall receive a Per Diem of seventy-five dollars (\$75.00) per day;
- g) Members attending to Union Business incurring out of pocket expenses shall be reimbursed for said expenses upon submission of receipts for said expenses up to a maximum of Twenty-five dollars (\$25.00) per day excluding parking;
- h) Special appeals during a Convention shall be dealt with by a delegate selected by the Executive Board. This person shall have cheques from the Local to donate to appeals not to exceed the amount of one hundred dollars (\$100.00) per appeal to the limit of five (5) appeals;
- i) All Union paid Leaves of Absence are subject to the approval of the President (in the absence of the President in emergency cases only a Table Officer may approve a union paid leave of absence) or Sectional Chairs unless otherwise provided elsewhere;
- j) Monthly expenses shall be submitted within two months of the expense

STRIKE APPEALS

The Local, throughout the year, will receive numerous requests for financial assistance regarding strikes. Strike appeals cover a varied group of affiliates and non-affiliates. The Executive Board may at their discretion provide the following assistance:

1. Up to \$500.00 for all C.U.P.E. Locals
2. Up to \$200.00 for all other non-affiliates.

FINANCIAL APPEALS

The Local, throughout the year, will receive numerous requests for financial appeals. Financial appeals cover a varied group of affiliates and non-affiliates. The Executive Board may at their discretion provide the following assistance.

1. Up to \$200.00 for C.U.P.E. and its Local 4705 members
2. Up to \$50.00 for C.U.P.E. Local Unions within the Province of Ontario & within Canada
3. Up to \$25.00 for all other non-affiliates

POLICY PAPER # 6: Good and Welfare of the Local Union's Members

ACCESSIBILITY

The Local Union is committed to having as many Members as possible participating in the affairs of the Local Union. Therefore the Executive Board shall ensure that all meetings of the Local Union occur in buildings that are accessible to Members with disabilities.

Members with disabilities who may require special arrangements should discuss their needs with an Executive Board Member.

DEATH BENEFIT

Upon the death of a Member of the Local Union, the Secretary Treasurer shall pay to the legal estate of the deceased Member three hundred and seventy five dollars (\$375.00).

RETIREMENT BENEFIT

Every Member at the time of normal retirement shall be entitled to a retirement gift from the Local Union in the amount of three hundred and seventy five dollars (\$375.00).

BEREAVEMENT GESTURE

Upon the death of a Member or upon the death of a Member's spouse or children, the Local Union shall provide for a gesture of flowers or donation to an organization of the family's choice. Such flowers or donation shall not exceed seventy-five dollars (\$75.00). The Sectional Chair will arrange for such gesture.

ATTENDANCE AT FUNERALS

Upon the death of a Member of CUPE and its Local # 4705, the Sectional Chair or designate from that section will be granted up to one (1) day off with pay from the Local Union, unless payment is provided for otherwise, to attend to the funeral services for the deceased Member.

INSURANCE

The Secretary Treasurer shall ensure that all Executive Board Members have accident insurance coverage in accordance with Plan # 5- Year Round Program, as provided by the Co-Operators for C.U.P.E. Chartered Organizations. Any other member attending to Union business shall be covered under the Individual Delegate Program as provided by The Co-Operators.

POLICY PAPER # 7: Inventory, Acquisitions and Disposition of Assets

During the month of May and prior to May 31st of each year, the Secretary-Treasurer and the Recording Secretary shall jointly conduct a detailed inventory of the Local's assets. A complete list of those assets will be presented at the next Executive Board Meeting and General Membership meetings and will be maintained by the Secretary-Treasurer.

As assets are acquired by the Local, the Secretary-Treasurer must be informed so the Inventory List remains current.

Whenever the Local Union purchases an asset over \$500.00, the purchaser will ensure that at least three (3) quotes are solicited. The lowest quote will not necessarily be accepted rather the purchaser will ensure that the quote accepted will provide the most economical advantage having regard to warranty and after purchase service.

The Executive Board shall decide which assets are no longer needed and shall dispose of same by way of notice to the General Membership, calling for sealed bids. Such notice shall indicate the asset and condition, purchase price if available and shall indicate the date by which sealed bids will be accepted. Duplicates will be decided by random draw. Any proceeds from such sales shall be deposited into the Local's general account.

Should no member wish to purchase the item, it shall be disposed of in the most cost-effective method as determined by the Executive Board.

The Secretary-Treasurer shall provide a current inventory list, including any assets disposed of within the previous twelve months, to the trustees prior to each trustees' audit.

POLICY PAPER # 8: Union Accounts

- a) The Local Union shall establish and maintain a chequing account which shall be used to pay all operating expenses.
 - b) The Local Union shall maintain a savings account which shall include the following line accounts.
1. DEFENSE FUND: This account will be funded through a deduction of one dollar (1.00) per month from the monthly dues remitted for each member. This fund will finance any media campaigns around bargaining and any crisis bargaining which may occur for any bargaining units within the Local. (The opening balance shall be approximately \$62,654.14 which includes monies from the previous defense fund and defense levy savings.)
 2. STRIKE LEVY FUND: In the event that a Bargaining Unit of this Local Union is on strike or locked out, the remaining members of this Local Union shall immediately have placed upon them a special assessment of \$2.50 per week for full-time employees, and \$1.25 per week for part-time employees. The purpose of this assessment will be to assist striking or locked-out workers who are faced with no further mortgage/rent extensions or repossession of a vehicle as a result of an inability to make payments. At the conclusion of the strike or lock-out this special assessment will cease and any remaining funds will be returned to the Strike Levy Investment Fund. (The opening balance shall be approximately \$38,992.39 which is money from the previous strike levy investment fund)
 3. SOLIDARITY LEVY FUND: For those periods of time when CUPE National deems it will periodically cease to assess this levy from its members nationally, this Local Union shall continue to assess this levy from its members at the established rate and hold such monies in a Solidarity Levy Fund. This account will be used to pay additional strike pay as determined by the Executive Board of the Local Union upon the request of the Bargaining Unit Strike Committee. The Executive Board shall be the trustees of these accounts and shall be solely responsible for any disbursements. These accounts shall be considered separate and apart from the General Funds and subject to audit in accordance with the provisions of the Local Union's by-laws. (The opening balance shall be approximately \$66,908.48 which is money from the previous solidarity levy fund, previous technology fund and previous good and welfare fund)