

# DRAFT HDLC CONSTITUTIONAL AMENDMENTS

Existing on LEFT – Draft changes on RIGHT  
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<p style="text-align: center;"><b>ARTICLE 3 - MEMBERSHIP</b></p> <p><b>Section 1.</b> The Labour Council shall be composed of:</p> <p style="padding-left: 40px;">(1) local union, branches and lodges of national and international unions, <del>regional and provincial</del> organizations affiliated to the Canadian Labour Congress; and</p> <p style="padding-left: 40px;">(2) local unions in the area chartered by the Canadian Labour Congress.</p>	<p style="text-align: center;"><b>ARTICLE 3 - MEMBERSHIP</b></p> <p><b>Section 1.</b> The Labour Council shall be composed of:</p> <p style="padding-left: 40px;">(1) local union, branches and lodges of national and international unions, <b>regional, provincial, and national</b> organizations affiliated to the Canadian Labour Congress; and</p> <p style="padding-left: 40px;">(2) local unions in the area chartered by the Canadian Labour Congress.</p>
<p style="text-align: center;"><b>ARTICLE 4 - MEETINGS</b></p> <p><b>Section 2.</b> The regular meetings of the Labour Council shall be held on the third (3rd) Thursday of each month, except as otherwise decided by the Council. The start time of meetings will be determined by the Executive Council. Notice of change in start time must be announced no later than one (1) meeting in advance. Meetings shall not be more than <del>two and one-half (2 1/2)</del> hours in length unless extended by Council.</p>	<p style="text-align: center;"><b>ARTICLE 4 - MEETINGS</b></p> <p><b>Section 2.</b> The regular meetings of the Labour Council shall be held on the third (3rd) Thursday of each month, except as otherwise decided by the Council. The start time of meetings will be determined by the Executive Council. Notice of change in start time must be announced no later than one (1) meeting in advance. Meetings shall not be more than <b>one and one-half (1 1/2)</b> hours in length unless extended by Council.</p>
<p><del><b>Section 9. (a)</b> There shall be six (6) Standing Committees as follows:</del></p> <ul style="list-style-type: none"> <li><del>— Health and Safety, Workers' Compensation, Environment and Education Committee;</del></li> <li><del>— Human Rights and Peace Committee;</del></li> <li><del>— Political Action/Social Services Committee;</del></li> <li><del>— Special Events Committee;</del></li> <li><del>— Women's Committee; and</del></li> <li><del>— Trustees Committee.</del></li> </ul> <p><del>(b) The term of office for all Committees of the Labour Council shall be two (2) years, except for the Trustees Committee. The election for all Committees be held on the second (2nd) Thursday in the month of December of each odd numbered year.</del></p>	<p style="text-align: center;"><b>WORKGROUPS AND TRUSTEES</b></p> <p><b>Section 9. (a)</b> There shall be five (5) Standing Workgroups as follows:</p> <ul style="list-style-type: none"> <li><b>Health &amp; Safety and Wellness Workgroup;</b></li> <li><b>Human Rights Workgroup;</b></li> <li><b>Political Action Workgroup;</b></li> <li><b>Special Events Workgroup;</b></li> <li><b>Sisters in Solidarity Workgroup.</b></li> </ul> <p><b>(b)</b> The Executive shall, as necessary, bring to Council motions to approve ad hoc workgroups and their respective terms of reference.</p> <p><b>(c)</b> The Terms of Reference for each workgroup will be submitted by Executive to Council for ratification each February or as deemed necessary by Executive</p>

~~(c)1. Health and Safety, Workers' Compensation, Environment and Education Committee shall consist of ten (10) members, eight (8) to be elected by the Labour Council and two (2) members of the Executive Council appointed by the Executive Council.~~

~~2. The duties of the Committee shall be to keep the Executive Council and Labour Council informed on all matters and issues pertaining to occupational health and safety, workers' compensation, the environment and education, including any labour studies initiatives and workplace referral programs; coordinate April 28th Day of Mourning ceremonies; and any other matters referred to the Committee by Council.~~

~~3. All locals affiliated to this Labour Council shall be invited to send one (1) delegate to this Committee with voice but no vote.~~

~~(d) 1. Human Rights and Peace Committee shall consist of seven (7) members, five (5) to be elected by the Labour Council and two (2) members of the Executive Council appointed by the Executive Council.~~

~~2. The duties of this Committee shall be to inform and educate the Executive Council and Labour Council on all matters pertaining to peace, civil rights and human rights issues; to promote peace, civil rights and human rights in the community and to be a liaison between Council and like-minded community and labour groups; to report to Council on any struggles in our community affecting the above issues and to recommend any action to Council to support these struggles; and undertake any other matters referred to the Committee by Council.~~

~~3. All locals affiliated to this Labour Council shall be invited to send one (1) delegate to this Committee with voice but no vote.~~

~~(e) 1. Political Action/Social Services Committee shall consist of ten (10) members, eight (8) to be elected by the Labour Council, and two (2) members of the Executive Council~~

or Council.

(d) Any previous Terms of Reference for a Workgroup or Committee shall carry over until a new terms have been ratified by Council.

(e) Each workgroup shall be comprised of any delegates who wish to attend and at least one Executive liaison.

(f) A minimum of five (5) delegates shall be required at a meeting of a workgroup to submit a recommendation to the Executive for concurrence.

(g) Executive may choose, upon request, to move a recommendation on behalf of a workgroup in lieu of the workgroup have the minimum number of delegates present at a meeting.

(h) Executive may refer any recommendations back to the workgroup they originated from or any other constitutionally-created body.

appointed by the Executive Council.

~~2. The duties of this Committee shall be to inform and educate the Executive Council and Labour Council on all matters pertaining to legislation at the federal, provincial, and municipal level (including school boards, unemployment, and community services within the government and/or non-profit or for-profit sectors). The Committee shall promote and mobilize support for the political action and education programmes of the Canadian Labour Congress, Ontario Federation of Labour, and this Labour Council, and undertake any other matters referred to it by Council. This Committee shall also make any recommendations to Council that it deems necessary to carry out the objectives outlined above, including any organizing or mobilization of the affiliates and/or the community.~~

~~3. All locals affiliated to this Labour Council shall be invited to send one (1) delegate to this Committee with voice but no vote.~~

~~(f) 1. **Special Events Committee** shall consist of twelve (12) members; ten (10) to be elected by the Labour Council and two (2) members of the Executive Council to be appointed by the Executive Council.~~

~~2. The duties of this Committee shall be to promote, coordinate and run events in the community, including Labour Day, and such other events as referred to the Committee by this Labour Council. The Committee shall prepare the appropriate budgets to be approved by Council and all funds collected by and for the Committee shall be placed in charge of the Treasurer of the Council, who shall pay all bills.~~

~~3. All locals affiliated to this Labour Council shall be invited to send two (2) delegates to serve on this Committee with voice but no vote.~~

~~(g) 1. **Women's Committee** shall consist of eight (8) members, six (6) to be elected by the Labour Council, and two (2) members of the~~

Executive Council appointed by the Executive Council.

2. The duties of this Committee shall be to inform and educate the Executive Council and the Labour Council on all matters pertaining to women's issues; to promote women's issues in the community, including activities associated with the Day of Remembrance and Action on Violence Against Women (December 6th) and March 8th, International Women's Day and to be a liaison between Council and like-minded community and labour groups; to report to Council on any struggles in our community affecting the above issues and to recommend any action to Council to support these struggles; and undertake any other matters as referred to the Committee by Council.

3. All locals affiliated to this Labour Council shall be invited to send (1) delegate to serve on this Committee with voice but no vote.

(h)

1. Trustees Committee shall consist of three (3) members to be elected by the Labour Council. The Treasurer must be available to the Committee.

2. Initially, the Trustees receiving the largest number of votes shall be elected for three (3) years, the Trustee receiving the second (2nd) largest number of votes shall be elected for two (2) years and the Trustee receiving the third (3rd) largest number of votes shall be elected for one (1) year. Subsequently, one (1) Trustee shall retire each year as the term for which such Trustees shall be elected expires, and succeeding Trustees shall be elected for three (3) years. The retiring Trustee shall be eligible for re-election.

3. The Trustee shall not be members of the Executive Council.

4. The Trustees shall conduct an audit of the books and accounts of the Labour Council semi-annually as of April and October based on actual verification of the Treasurer's records as outlined on the appropriate

(i) There shall be a Trustees Committee.

(j)

1. Trustees Committee shall consist of three (3) members to be elected by the Labour Council. The Treasurer must be available to the Committee.

2. One (1) Trustee shall retire each year as the term for which such Trustees shall be elected expires, and succeeding Trustees shall be elected for three (3) years. The retiring Trustee shall be eligible for re-election.

3. The Trustee shall not be members of the Executive Council.

4. The Trustees shall conduct an audit of the books and accounts of the Labour Council semi-annually as of April and October based on actual verification of the Treasurer's records as outlined on the appropriate Canadian Labour Congress Audit Report form.

<p>Canadian Labour Congress Audit Report form. They shall see that all Audit Reports are available for the information of all delegates and copies forwarded to the Canadian Labour Congress and the Ontario Federation of Labour.</p> <p>5. Should the Trustees be unable or otherwise fail to audit the books of the Labour Council, it shall be the duty of the Executive Council or the President to have the books checked and properly audited by a firm of chartered accountants or some equally-qualified party.</p> <p>6. It shall be the duty of the Trustees to see that the Treasurer deposits all monies received in such bank(s) as the Labour Council designates. The Trustees shall see that the Secretary of the Council notifies the bank(s) of the names of the Officers duly authorized to sign cheques for withdrawals on the account and that all disbursements are to be made by cheque.</p>	<p>They shall see that all Audit Reports are available for the information of all delegates and copies forwarded to the Canadian Labour Congress and the Ontario Federation of Labour.</p> <p>5. Should the Trustees be unable or otherwise fail to audit the books of the Labour Council, it shall be the duty of the Executive Council or the President to have the books checked and properly audited by a firm of chartered accountants or some equally-qualified party.</p> <p>6. It shall be the duty of the Trustees to see that the Treasurer deposits all monies received in such bank(s) as the Labour Council designates. The Trustees shall see that the Secretary of the Council notifies the bank(s) of the names of the Officers duly authorized to sign cheques for withdrawals on the account and that all disbursements are to be made by cheque.</p> <p><b>7. All Trustee Recommendations submitted to Executive shall be moved to Council to either receive or adopt.</b></p>
<p>(i) All Standing Committees shall present regular <del>written reports</del> to meetings of this Labour Council, unless otherwise ordered by the Executive Council, <del>and shall report all absentees from meetings of the Committee.</del></p> <p>(j) All <del>Standing Committee Reports which contain</del> recommendations to be <del>voted</del> on by the <del>Labour Council</del>, shall be in the hands of the Council Secretary the day prior to the Executive Council's meeting immediately preceding the Council's meeting <del>at which the Standing Committee intends to report. No expenditures shall be incurred by any Committee unless it has been first (1<sup>st</sup>) approved by the Committee, then it shall be presented to Council for approval.</del></p> <p>(k) The Executive appointee's duties are to act as a liaison between the <del>Committee</del> and the Executive Council to call the first <del>(1<sup>st</sup>)</del> meeting of the <del>Committee</del> to hold the election for the Chair and Secretary of the <del>Committee</del> and to participate fully with voice</p>	<p>(k) All Standing <b>Workgroups and</b> Committees shall present regular <b>updates</b> to meetings of this Labour Council, unless otherwise ordered by the Executive Council.</p> <p>(l) All <b>Workgroup and Committee</b> recommendations to be <b>forwarded</b> on by the <b>Executive</b>, shall be in the hands of the Council Secretary the day prior to the Executive Council's meeting. <b>No expenditures shall be incurred by any Workgroup unless a motions has first been submitted to the Executive. Then it shall be presented to Council for concurrence or non-concurrence.</b></p> <p>(m) The Executive appointee's duties are to act as a liaison between the <b>Workgroup</b> and the Executive Council to call the first meeting of the Committee to hold the election for the Chair and Secretary of the <b>Workgroup</b>, and to participate fully with voice and vote in the <b>Workgroup</b>. The Executive appointee shall be appointed by Executive each January.</p>

<p>and vote in the Committee. The Executive appointee shall be appointed by Executive <del>prior to the election of the Committee.</del></p> <p>(l) If there are other persons not members of affiliates who wish to be involved with any <del>committee</del>, they may do so by applying to the Executive for permission to participate with voice and no vote. No member of an affiliate may participate on a Labour Council <del>Committee</del> without prior written authorization from the member's local.</p> <p>(m) That all Standing Committees elect a Chair, <del>Vice-Chair</del>, and a Secretary <del>and must meet at least once a month. A Committee member being absent from three (3) consecutive meetings without written excuse shall be deemed to have vacated the position. The vacancy will be reported at the next regular Labour Council meeting then an election will take place at the following regular Council meeting.</del></p>	<p>(n) If there are other persons not members of affiliates who wish to be involved with any <b>workgroup</b>, they may do so by applying to the Executive for permission to participate with voice and no vote. No member of an affiliate may participate on a Labour Council <b>Workgroup</b> without prior written authorization from the member's local.</p> <p>(o) That all Standing Workgroups elect a Chair, and a Secretary.</p> <p>(p) <b>That all Standing Workgroups shall record and approve meeting minutes concerning recommendations, other business and major discussions.</b></p>
<p><b>Section 11.</b> The Rules and Order of Business governing meetings shall be:</p> <p>15. <del>Any resolution presented to the Labour Council by an affiliated local union, branch or lodge shall be presented to the Council in writing, and shall bear the signature of the Secretary and President and the Seal of the local union, branch or lodge.</del></p>	<p><b>Section 11.</b> The Rules and Order of Business governing meetings shall be:</p> <p>15. <b>Any monetary resolution or amendment (that is not an Emergency Resolution) which is presented to the Labour Council as a New Business item shall come from an affiliated local union, branch or lodge and shall be presented to the Council in writing, and shall bear the signature of the President of the local union, branch or lodge.</b></p> <p>16. <b>An emergency resolution is defined as a resolution that deals with events and/or issues that arise and could not have been considered by the Executive. For a delegate's monetary motion to be considered in order, by the Chair, as New Business, the delegate must demonstrate why it could not have been submitted to the Executive meeting before the current Council meeting, and why it could not be considered by the Executive for the next Council meeting.</b></p>
<p><b>ARTICLE 6 - DUTIES OF THE PRESIDENT</b>  <b>Section 1.</b> The President shall function as the <b>Chief</b> Executive Officer of the Labour Council.</p>	<p><b>ARTICLE 6 - DUTIES OF THE PRESIDENT</b>  <b>Section 1.</b> The President shall function as the <b>Lead</b> Executive Officer of the Labour Council.</p>

<p>The President shall exercise supervision over the affairs of the Council, sign all official documents, and preside at regular and special meetings.</p> <p><b>Section 2.</b> Subject to appeal to the Canadian Labour Congress, the President shall have authority to interpret this Constitution and such interpretation shall be conclusive and in full force and effect unless reversed or changed by the Executive Council, or a meeting of the Labour Council, or the Canadian Labour Congress.</p>	<p>The President shall exercise supervision over the affairs of the Council, sign all official documents, and preside at regular and special meetings.</p> <p><b>Section 2.</b> Subject to appeal to the Canadian Labour Congress, the President shall have authority to interpret this Constitution and such interpretation shall be conclusive and in full force and effect unless reversed or changed by the Executive Council, or a meeting of the Labour Council, or the Canadian Labour Congress.</p> <p><b>Section 3.</b> The President, in the event of a time sensitive and imminent issue between Executive and Council meetings, shall act on behalf of Council (in accordance with CLC policy) with a report on all actions to come back to the next Executive and Council meetings for adoption.</p> <p><b>Section 4.</b> That no single action mentioned in Section 3 shall incur a cost of more than \$500 (five hundred dollars).</p>
<p><b>ARTICLE 12 - REVENUE</b></p> <p><b>Section 1.</b> A per capita tax shall be paid upon the full, paid-up membership of each organization.</p> <p><b>Section 2.</b> Each affiliated local union, branch or lodge shall now pay before the last day of each month, for the preceding month, a per capita tax of <del>twenty-one cents (21c) per member.</del></p> <p><b>Section 3.</b> Any organization which does not pay its per capita tax on or before the time specified shall be notified of that fact by the Treasurer of the Labour Council. Any organization three (3) months in arrears in payment of the per capita tax <del>may</del> become suspended from membership <del>in the Council</del> and can be reinstated only after arrears are paid in full.</p>	<p><b>ARTICLE 12 - REVENUE</b></p> <p><b>Section 1.</b> A per capita tax shall be paid upon the full, paid-up membership of each organization.</p> <p><b>Section 2.</b> Each affiliated local union, branch or lodge shall now pay before the last day of each month, for the preceding month, a per capita tax of <b>twenty-three cents (23c) per member as at January 2018 and twenty-five cents (25c) per member as at January 2019.</b></p> <p><b>Section 3.</b> Any organization which does not pay its per capita tax on or before the time specified shall be notified of that fact by the Treasurer of the Labour Council. Any organization three (3) months in arrears in payment of the per capita tax may become, <b>by motion of Council,</b> suspended from membership and can be reinstated only after arrears are paid in full.</p>
<p><b>ARTICLE 13 - AMENDMENTS</b></p> <p><b>Section 1.</b> The Constitution of the Hamilton and District Labour Council may be changed by a two-thirds (2/3) majority vote of the delegates</p>	<p><b>ARTICLE 13 - AMENDMENTS</b></p> <p><b>Section 1.</b> The Constitution of the Hamilton and District Labour Council may be changed by a two-thirds (2/3) majority vote of the delegates</p>

present at a regularly convened meeting of Council, if notice of amendment has been presented in writing at the immediately preceding meeting, and provided it does not conflict with the Constitution of the Canadian Labour Congress. Any amendment shall only become effective after approval by the Canadian Council of the Canadian Labour Congress.

present at a regularly convened meeting of Council, if notice of amendment has been presented in writing at the immediately preceding meeting, **from an affiliated union local provided it has been signed by the President or Secretary, or by Executive Council motion**, and provided it does not conflict with the Constitution of the Canadian Labour Congress. Any amendment shall only become effective after approval by the Canadian Council of the Canadian Labour Congress.

#### ARTICLE 15 - ORDER OF BUSINESS

The Order of Business of each session shall be conducted in the following order:

1. Roll Call of Officers.
2. Credential Committee appointment.
3. Reading of the Minutes of the previous meeting.
4. Report of Credential Committee.
5. Obligation and seating of delegates.
6. Executive Committee's Report.
7. Nominations for office.
8. Election and installation.
9. Reports of Standing Committees.
10. Reports of Special Committees.
11. Reports of delegates.
12. Unfinished business.
13. New business.
14. Good and welfare.
15. Adjournment.

#### ARTICLE 15 - ORDER OF BUSINESS

The Order of Business of each session shall be conducted in the following order **subject to a 2/3rds vote to amend:**

1. Roll Call of Officers.
2. Credential Committee appointment.
3. Reading of the Minutes of the previous meeting.
4. Report of Credential Committee.
5. Obligation and seating of delegates.
6. Executive Council's Report.
7. Nominations for office.
8. Election and installation.
9. **Updates of Standing Workgroups and Committees.**
10. **Updates of Ad-Hoc Workgroups.**
11. Reports of delegates.
12. **Local Union Reports**
13. Unfinished business.
14. New business.
15. Good and welfare.
16. Adjournment.