

# Canadian Organization of the Blind and Deafblind Bylaw No. 2, 2022

DRAFT

A Bylaw to amend "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019"

Adopted ?, 2022 at Bowen Island, British Columbia

## CONTENTS

- 1 CITATION
- 2 TERMS
- 3 DEFINITIONS
- 4 SEVERABILITY

WHEREAS, "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" is a By-law relating generally to the conduct of the affairs of Canadian Organization of the Blind and Deafblind (formerly known as Camp Bowen Society for the Independence of the Blind and Deafblind) (the "Corporation"); and

WHEREAS, the membership of the Corporation wishes to amend "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" to update language used throughout the bylaw, amend the Corporations Statements of Principle, and consolidate the sections pertaining to affiliates, divisions, and chapters; and

WHEREAS, section 24.2 of "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" states that "the By-laws of the Corporation not embodied in the Articles of Incorporation may be amended by a special resolution approved by an affirmative vote of at least two-thirds (2/3) of the votes cast on the question (by any means including in person or by proxy)"; and

WHEREAS, section 41 of "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" states that "The Board of Directors may not make, amend or repeal any By-laws that regulate the activities or affairs of the Corporation without having the By-law, amendment or repeal confirmed by the members by Special Resolution" and "The By-law, amendment or repeal is only effective on the confirmation of the members and in the form in which it was confirmed":

THEREFORE be it resolved that the Active Members of the Corporation, in open meeting assembled this 28th day of February, 2022, enacts as follows:

### 1.0 CITATION

1.1 This bylaw may be cited for all purposes as "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019, Amendment Bylaw No. 2, 2022".

### 2.0 TERMS

2.1 "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" is amended by deleting the gender-specific terms "s/he", "she", and "he" with the singular, gender-

neutral term "they".

2.2 "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" is amended by deleting the gender-specific terms "him" and "her" and replacing them with the singular, gender-neutral term "them" where applicable.

2.3 "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" is amended by deleting the gender-specific terms "his" and "her" and replacing them with the singular, gender-neutral term "their" where applicable.

### 3.0 AMENDMENTS

3.1 "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" is amended at Section 3 STATEMENTS OF PRINCIPLE by:

- (a) deleting Section 3.e and renumbering subsequent sections; and
- (b) amending Section 3.b to read:

"We believe that with training and opportunity blind and Deafblind people can compete on terms of equality with their sighted and hearing peers;"

3.2 "Canadian Organization of the Blind and Deafblind Bylaw No. 1, 2019" is amended at Section 11 AFFILIATES, section 12 CHAPTERS, and section 13 DIVISIONS by:

- (a) deleting Section 12 CHAPTERS and section 13 DIVISIONS and renumbering subsequent items; and
- (b) amending Section 11 AFFILIATES to read:

"11. Affiliates, Divisions, and Chapters

11.1 Affiliates, Divisions, and Chapters of the Corporation may be created, provided the following conditions are met:

- a) The majority of the members of each Affiliate, Division, or Chapter must be Active Members.
- b) All officers and Directors of the Affiliate, Division, or Chapter must be Active Members.
- c) Each Affiliate, Division, or Chapter must submit a written constitution and By-laws to the President and the Secretary of the Corporation. The constitution and By-laws must set forth the structure of the Affiliate, Division, or Chapter, the authority of its officers, and the basic procedures it will follow. The Affiliate, Division, or Chapter may not become an Affiliate, Division, or Chapter of the Corporation until the constitution and By-laws are approved by the Corporation's Board of Directors and the membership of the Affiliate, Division, or Chapter itself.

d) The constitution must contain provisions incorporating these By-laws and the Articles of Incorporation of the Corporation.

e) The proposed Affiliate, Division, or Chapter must submit the names and addresses of its officers and members to the President and the Secretary of the Corporation.

f) The Board has the power to create such other procedures as may be required from time to time with respect to the information which Affiliates, Divisions, or Chapters are required to supply, review applications for Affiliate, Division, or Chapter status or approve such applications as the need arises.

g. Each province or territory of Canada may only be represented by one (1) Affiliate at any given time.

h. The total number of Affiliates created by the Corporation must not exceed the combined number of provinces and territories of Canada.

i. Only the Corporation may create Affiliates.

j. Only the Corporation and Affiliates may create Divisions.

k. Only the Corporation, Affiliates, and Divisions may create Chapters.

11.2 Each Affiliate, Division, or Chapter has the following rights:

a) To use the Corporation's name, logo, charitable number and other materials prepared by the Corporation for public education, membership development and fund-raising purposes; and

b) To distribute and copy any membership development, and other materials produced by the Corporation for distribution to members, potential members or members of the general public.

11.3 Each Affiliate, Division, and Chapter has the following responsibilities:

a) To follow and abide by the provisions of the Corporation's Articles of Incorporation and these By-laws;

b) To abide by and take concrete actions to enforce the resolutions, policies and procedures adopted by the Corporation's membership and its Board of Directors;

c) To present an accounting of all of its receipts and expenditures to the Corporation as requested by the Board.

11.4 A general convention of the membership of each Affiliate, Division, or Chapter must be held and its principal executive officers must be elected at least once every two (2) years."

#### 4.0 SEVERABILITY

4.1 If a section, subsection, paragraph, subparagraph or phrase of this bylaw is for any reason declared invalid by a court of competent jurisdiction, the decision will not affect the validity of the remaining portions of this bylaw.