

Divisional Bylaw Changes

SECTION 1 OFFICERS – DIVISIONS

Current bylaw

- a) (i) The officers of each division shall consist of a president, vice president, secretary-treasurer and alternate, chaplain, three (3) trustees (auditing committee), delegate to the Rail Conference and first and second alternates, legislative representative who shall be the delegate to the legislative board and an alternate for each craft represented and each local committee of adjustment will consist of three (3) members; the local chairman and local vice-chairmen (minimum of two (2)).
- b)

Proposed bylaw

Section 1 (a) - The officers of each division shall consist of a president, vice- president, secretary-treasurer and alternate, chaplain, three (3) trustees (auditing committee), Local Chairman(s), Vice-Local Chairman (minimum of two (2)) which shall comprise the Local Committee of Adjustment and one (1) Legislative Representative.

SECTION 18 DELEGATES TO THE RAIL CONFERENCE - HOW INSTRUCTED

Current bylaw

(iii) If any instructed delegate refuses to comply with nominating instruction, the Rail Conference President shall, as soon as practicable after the convention is concluded, serve said delegate with written specific charges. After the individual has been given a reasonable time to prepare a defence and has been afforded a full and fair hearing, the Rail Conference President shall have the authority, upon finding said delegate has wilfully or deliberately violated his obligation, to remove him from office as a delegate and/or to reprimand, expel or suspend his membership in the Rail Conference. If said delegate is found guilty and ordered removed from office, the Rail Conference Secretary Treasurer shall immediately notify the alternate delegate and the division(s) represented by said delegate of the action taken and to further instruct the alternate delegate to assume representation of said division(s) until the next regular election of delegates

Proposed bylaw

Section 13 (c) - If any instructed delegates refuses to comply with such instruction, the Rail Conference President shall serve said delegate with written specific charges. After the individual has been given an opportunity to respond to such charges the Rail Conference President shall have the authority, at the time, of deciding the matter. If it has been found that the delegate wilfully or deliberately violated his obligation, the Conference President may remove him from office as a delegate and/or to reprimand, expel or suspend his membership in the Rail Conference.

Current bylaw

None

Proposed bylaw

Section 1 (f) - Where established, Division shall create governing Division Rules for the internal operation of the Division with such internal Rules are required to be submitted to the TCRC President for approval.

SECTION 4 REGULAR MEETINGS

Current bylaw

- c) No change of place, from one terminal to another or from one town to another, will be made unless a petition from twenty-five percent (25%) of the active membership makes such request in writing. If the above request is made, the secretary-treasurer will, within ten (10) days thereafter, prepare a ballot stating the change desired and furnish a ballot to all active members of the division, stating at which meeting the ballots shall be counted, and shall not exceed sixty (60) days from date of mailing. The mailing of the ballots and the counting of votes shall be governed by Section 8 – TCRC Division Rules, and the result of vote will govern. The secretary-treasurer will promptly notify the Rail Conference President of changes made.

d)

Proposed bylaw

Section 1 (c) - No change of place, from one terminal to another or from one town to another, will be made unless a petition from twenty-five percent (25%) of the active membership makes such request in writing.

Section 1 (d) - If the above request is made, the secretary-treasurer will, within ten (10) days thereafter, prepare a ballot stating the change desired and furnish a ballot to all active members of the division, stating at which meeting the ballots shall be counted, and shall not exceed sixty (60) days from date of mailing.

Section 1 (e) - The mailing of the ballots and the counting of votes shall be governed by Article 41 Section 4 – TCRC Division Bylaws, and the result of the vote, subject to the approval of the TCRC Rail Conference President, will govern. The secretary-treasurer will promptly notify the Rail Conference President of changes made.

SECTION 25 ACTIVE SERVICE - ACTIVE MEMBERSHIP – MEMBERSHIP

Current Bylaw

20 a) “Membership” shall be understood to mean all persons belonging to and paying dues into the Rail Conference, including honorary and excused members.

b) “Active membership” shall be understood to mean employment in a railway or those holding seniority as aforementioned and employed exclusively by the Rail Conference.

Note: Exceptions to Paragraphs (b) and (c) of this Section 25 may be made on behalf of other groups of employees by the action of the Rail Conference Executive Board.

c) “Active service” shall be understood to mean employment in railway crafts or holding seniority in such service, or those holding seniority as aforementioned and employed exclusively by the Rail Conference.

Proposed bylaw- Article 47

Section 1 (a) - To be eligible for election to any Office in the TCRC, a member must be in continuous good standing in the TCRC to seek office and, in addition, actively employed in a craft within the jurisdiction of the TCRC, for a period of twenty-four (24) consecutive months prior to the month of nomination for said office.

Section 1 (b) - All officers and employees of the TCRC (except licensed, professional personnel employed by the TCRC) shall be considered as meeting the requirement of working in the craft within the jurisdiction for the purpose of retaining active membership and to be eligible for election to office in the TCRC to which he is a member.

Section 1 (c) - However, officers who are not full-time employees of the TCRC, who are not otherwise employed at the craft, and who do not receive a salary for performing work for the TCRC in addition to their duties under the TCRC Bylaws, shall not be considered to satisfy the working at the craft requirement by virtue of being an officer of the TCRC.

SECTION 26 MEMBERSHIP ELIGIBILITY

Current bylaw

Individuals in service as defined in Section 25 – TCRC Division Rules are eligible for membership in the Rail Conference.

Proposed bylaw

Section 2 (a) - Individuals in service as defined in Article 47 – TCRC Division Bylaws are eligible for membership in the Rail Conference.