

ONTARIO COMMAND GENERAL BY-LAW AMENDMENTS 2023

THE FOLLOWING AMENDMENTS WERE PRESENTED AND PASSED BY THE DELEGATES IN ATTENDANCE AT THE ONTARIO PROVINCIAL EXECUTIVE COUNCIL MEETING HELD IN AURORA, ONTARIO ON NOV 18TH, 2023.

ORIGINAL	PROPOSED
<p><u>ARTICLE 505</u></p> <p>Any expenditure in excess of twenty thousand dollars (\$20,000.00) approved by the Convention floor shall be referred to the incoming Finance Committee and the Administrative Committee for their consideration, prior to any such expenditure being made by the Command.</p>	<p><u>ARTICLE 505. (1)</u></p> <p>Any expenditure in excess of twenty thousand dollars (\$20,000.00) approved by the Convention floor shall be referred to the incoming Finance Committee and the Administrative Committee for their consideration, prior to any such expenditure being made by the Command.</p> <p><u>ARTICLE 505. (2)</u></p> <p>Likewise, should any expenditure in excess of \$20,000.00 arise between Conventions, it shall require approval of the Provincial Executive Committee, following a review and recommendation from both the Provincial Finance and Provincial Administrative Committees, prior to any such expenditure being made by Command.</p>
<p><u>ARTICLE 606</u></p> <p>Members of the Council, employees of the Command and other persons when duly authorized, shall be entitled to reimbursement of expenses incurred when attending Conventions, Meetings of the Council or when otherwise engaged upon the business of the Legion within their jurisdiction and as may be approved by the Administrative Committee</p>	<p><u>ARTICLE 606. (1)</u></p> <p>Members of the Council, employees of the Command and other persons when duly authorized, shall be entitled to reimbursement of expenses incurred when attending Conventions, Meetings of the Council or when otherwise engaged upon the business of the Legion within their jurisdiction and as may be approved by the Administrative Committee</p> <p><u>ARTICLE 606. (2)</u></p> <p>Reference to a Command expense within these By-Laws may be found in the provisions of the current Ontario Provincial Command Expense Account Policy which shall identify the eligible Offices, their duties, and events in which they are entitled to reimbursement of expenses.</p>
<p><u>ARTICLE 704. (5)</u></p>	<p><u>ARTICLE 704. (5)</u></p> <p>No member shall hold more than one (1) elected Office at the District level. Further, if a Secretary, Treasurer or Secretary-Treasurer is appointed, a senior elected Officer (District Commander or Deputy District Commander shall not hold that Office).</p>

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<p><u>ARTICLE 804. (5)</u></p>	<p><u>ARTICLE 804. (5)</u></p> <p>No member shall hold more than one (1) elected Office at the Zone level. Further, if a Secretary, Treasurer or Secretary-Treasurer is appointed, a senior elected Officer (Zone Commander or Deputy Zone Commander shall not hold that Office).</p>
<p><u>ARTICLE 918. (9)</u></p>	<p><u>ARTICLE 918. (9)</u></p> <p>Meeting notification does not replace the requirement to provide Notice of Motion for any item that requires a significant financial decision or is a major decision of the Branch. Meeting notification may however include a Notice of Motion. A Notice of Motion is presented and tabled at one General, Special General or Annual General meeting of the Branch. The motion is then made at the next General, Special General or Annual General meeting of the Branch at which time it shall be discussed and voted on.</p>
<p><u>ARTICLE 922</u></p> <p>1) All accounts payable shall be designated by the Branch Executive Committee for payment via cheque, electronic funds transfer, or a petty cash fund.</p> <p>(2) The use of cheques and electronic funds transfers shall only be initiated and completed by those persons holding an Office or Position that has been designated and authorized for this purpose in the appropriate Branch Regulations.</p>	<p><u>ARTICLE 922</u></p> <p>1) All accounts payable shall be designated by the Branch Executive Committee for payment via cheque, electronic funds transfer, credit card, debit card or a petty cash fund. When credit or debit cards are to be used, a signed requisition form with two authorized signatures will be required.</p> <p>(2) Payments shall only be initiated and completed by those persons holding an Office or Position that has been designated and authorized for this purpose in the appropriate Branch Regulations.</p>
<p><u>ARTICLE 1007. (2) (b)</u></p> <p>Lottery Licensees have the option of opening a trust account for each type of lottery event or consolidating trust accounts as follows:</p> <p>i. An account for proceeds derived from all lottery events other than break open tickets; and</p> <p>ii. An account for proceeds derived from break open ticket lottery events.</p>	<p><u>ARTICLE 1007. (2) (b)</u></p> <p>Lottery Licensees have the option of opening a trust account for each type of lottery event or consolidating trust accounts.</p>

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<p><u>ARTICLE 1206</u></p> <p>A Ladies' Auxiliary to a Branch shall not make any donations or grants to any other organization or institution without the prior approval of a General Meeting of the Branch.</p>	<p><u>ARTICLE 1206</u></p> <p>A Ladies' Auxiliary to a Branch may make donations or grants to other organizations or institutions annually up to two thousand dollars (\$2,000.00) for each occasion without prior approval of a General meeting of the Branch. Any amount in excess of this must receive prior approval of a General meeting of the Branch.</p>
<p><u>ARTICLE 1207</u></p> <p>A Branch may, by an approved Branch Regulation, limit the total amount of funds that its Ladies Auxiliary may retain at the end of each fiscal year.</p>	<p><u>ARTICLE 1207</u></p> <p>(1) A Branch may, by an approved Branch Regulation, limit the total amount of funds that its Ladies Auxiliary may retain at the end of each fiscal year. (2) A Branch may make funds available to its Ladies' Auxiliary upon receipt of a written request outlining the purpose for which such funds are required.</p>
<p><u>ARTICLE 1208</u></p> <p>A Branch may make funds available to its Ladies' Auxiliary upon receipt of a written request outlining the purpose for which such funds are required.</p>	<p><u>ARTICLE 1208</u></p> <p>Upon surrender of a Ladies' Auxiliary Charter, the assets of the Auxiliary shall be used to discharge any debts and liabilities of such Auxiliary. Any surplus thereof shall be vested equally between the Branch and the Ladies' Auxiliary Provincial Command.</p>
<p><u>ARTICLE 1209</u></p> <p>All expenditures other than normal operating expenditures, in excess of five hundred dollars (\$500.00) or the same amount as allowed to the Branch Executive Committee, made by a Ladies' Auxiliary, must be approved by the Branch at a General, Special General or Annual General Meeting prior to such expenditure being made; but notwithstanding the foregoing, the Ladies' Auxiliary shall make contributions to the Legion and the Ladies' Auxiliary Bursary Program.</p>	<p><u>ARTICLE 1209</u></p> <p>All expenditures other than normal operating expenditures, in excess of two thousand dollars (\$2,000.00) or the same amount as allowed by Branch Regulations to the Branch Executive Committee, made by a Ladies' Auxiliary, must be approved by the Branch at a General, Special General or Annual General Meeting prior to such expenditure being made; but notwithstanding the foregoing, the Ladies' Auxiliary shall make contributions to The Royal Canadian Legion and Ladies' Auxiliary Bursary Program.</p>
<p><u>ARTICLE 1210</u></p> <p>All real and personal property acquired by a Ladies' Auxiliary to a Branch, including all monies raised, shall be the property of the Branch to which it is an Auxiliary.</p>	<p><u>ARTICLE 1210</u></p> <p>All real and personal property acquired by a Ladies' Auxiliary to a Branch, including all monies raised, shall be the property of the Branch to which it is an Auxiliary. This section is to be read</p>

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	in conjunction with S. 1208, which applies upon the surrender of a Ladies' Auxiliary Charter.
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<p><u>ARTICLE 1211</u></p> <p>When a Branch surrenders its charter, or such charter is suspended, cancelled, or revoked, the charter of its Ladies' Auxiliary shall be simultaneously surrendered or suspended, cancelled, or revoked.</p>	<p><u>ARTICLE 1211</u></p> <p>(1) When a Branch surrenders its charter, or such charter is suspended, cancelled, or revoked, the charter of its Ladies' Auxiliary shall be simultaneously surrendered or suspended, cancelled, or revoked.</p> <p>(2) When a Ladies' Auxiliary charter is being surrendered, it shall be the responsibility of the Ladies' Auxiliary to a Branch to ensure that the Ladies' Auxiliary Branch Charter is forwarded to Ontario Provincial Command Headquarters. Relevant documentation is to be included such as Minutes of Meetings of the Auxiliary clearly showing approval, minutes of the Branch, as well as Ladies' Auxiliary Ontario Provincial Command approval of the disposition of any real property of the Ladies' Auxiliary.</p>
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ONTARIO COMMAND GENERAL BY-LAW FOR BRANCHES AMENDMENTS 2023

THE FOLLOWING AMENDMENTS WERE PRESENTED AND PASSED BY THE DELEGATES IN ATTENDANCE AT THE ONTARIO PROVINCIAL EXECUTIVE COUNCIL MEETING HELD IN AURORA, ONTARIO ON NOV 18TH, 2023.

ORIGINAL	PROPOSED
<p><u>ARTICLE 403</u></p> <p>A voting member will be required to serve at least one (1) term on the Branch Executive Committee to be eligible to be elected as President or Vice-President.</p>	<p><u>ARTICLE 403</u></p> <p>A voting member will be required to serve at least one (1) term on a Branch Executive Committee to be eligible to be elected as President or Vice-President.</p>
<p><u>ARTICLE 404. (1)</u></p> <p>A voting member will be required to have been a member of the Branch for a period for at least one (1) year prior to the date of election to be eligible to be elected to the Branch Executive Committee.</p>	<p><u>ARTICLE 404. (1)</u></p> <p>A voting member will be required to have been a member of a Branch for a period for at least one (1) year prior to the date of election to be eligible to be elected to the Branch Executive Committee.</p>
<p><u>ARTICLE 407</u></p> <p>The Offices of Secretary and Treasurer shall not be held by the President or any of the Vice-Presidents.</p>	<p><u>ARTICLE 407</u></p> <p>The Offices of Secretary and Treasurer or Secretary-Treasurer shall not be held by any Branch Senior Elected Officer. <u>Note:</u> Branch Senior Elected Officer includes the Immediate Past President/Past President as per S. 501. (1) and S. 512 of these By-Laws.</p>
<p><u>ARTICLE 501. (1)</u></p> <p>The Senior Elected Officers shall consist of the President, Immediate Past President, and two (2) Vice-Presidents. Branch Regulations may make provision for three (3) Vice-Presidents.</p>	<p><u>ARTICLE 501. (1)</u></p> <p>The Senior Elected Officers shall consist of the President, Immediate Past President/Past President, and two (2) Vice-Presidents. Branch Regulations may make provision for three (3) Vice-Presidents. No member can hold more than one (1) office as defined in this section.</p>
<p><u>ARTICLE 502</u></p> <p>The Executive Committee shall consist of the Senior Elected Officers, other identified Officers, and an approved number of Executive Committee Members as defined in the Branch Regulations together with such other voting Members as may be appointed in accordance with provisions found elsewhere in these By-Laws.</p>	<p><u>ARTICLE 502</u></p> <p>The Executive Committee shall consist of the Senior Elected Officers, the Offices of Secretary and Treasurer or Secretary-Treasurer, Branch Chair, Branch Service Officer, Chaplain, Sergeant-at-Arms, and an approved number of Executive Committee Members, as defined in the Branch Regulations, together with such other voting Members as may be appointed in accordance with provisions found elsewhere in these By-Laws. This includes the mandatory Committee Chairs as listed in S. 601. (1).</p>

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<p><u>ARTICLE 1101. (2)</u></p> <p>The Annual Branch Dues shall be as determined by minutes adopted at a General Meeting held prior to the month of September. Such dues shall include per capita tax to the Commands.</p>	<p><u>ARTICLE 1101. (2)</u></p> <p>The Annual Branch Dues, and any Enrolment Fees, shall be as determined by minutes adopted at a General Meeting held prior to the month of September. Such dues shall include per capita tax to the Commands.</p>
<p><u>ARTICLE 1204. (1)</u></p> <p>The persons designated and authorized to initiate and complete any financial transaction by cheque or electronic funds transfer from any account held by the Branch, including Poppy Trust Fund Accounts, shall be identified within the Branch Regulations by their respective Office or Position held in the Branch.</p>	<p><u>ARTICLE 1204. (1)</u></p> <p>The persons designated and authorized to initiate and complete any financial transaction from any account held by the Branch, including Poppy Trust Fund Accounts, shall be identified within the Branch Regulations by their respective Office or Position held in the Branch.</p>
<p><u>ARTICLE 1206. (6)</u></p>	<p><u>ARTICLE 1206. (6)</u></p> <p>The Branch Administrator (Financial Security Measures) is an appointed officer of the Branch. It can be any member of the Branch including a Branch Executive member. It should not be the Treasurer, or any other signing authority, as this could be, or perceived to be, a conflict of interest.</p>
<p><u>ARTICLE 1207</u></p> <p>(1) All accounts payable by the Branch in excess of one hundred dollars (\$100.00) shall only be paid by cheque, or, if such account is payable in relation to a normal operating expenditure payable on a regular and/or recurring basis and has been so designated by the Executive Committee for payment to a Payee by an automatic pre-authorized online withdrawal, by electronic funds transfer.</p> <p>(2) Branch Regulations may provide for a lower monetary limit.</p> <p>(3) No cheque shall be signed in blank.</p>	<p><u>ARTICLE 1207</u></p> <p>1207. (1) All accounts payable by the Branch, in excess of one hundred dollars (\$100.00) shall be paid by cheque, electronic funds transfer, credit card or debit card. When credit or debit cards are used, a signed requisition form with two authorized signatures will be required.</p> <p>1207. (2) If such an account is payable on a regular and/or recurring basis and has been so designated by the Executive Committee, payment may be made by an automatic pre-authorized online withdrawal or by electronic fund transfer.</p> <p>Current Sections 1207(2) and 1207(3) will be renumbered accordingly.</p>

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<p><u>ARTICLE 1208. (1)</u></p> <p>All expenditures, other than normal operating or emergency expenses, in excess of an amount set out in Branch Regulations which may not exceed five hundred dollars (\$500.00), must be approved at a General, Special General or Annual General Meeting, prior to any commitment for such expenditure being made by the Executive Committee.</p>	<p><u>ARTICLE 1208. (1)</u></p> <p>All expenditures, other than normal operating or emergency expenses, in excess of an amount set out in Branch Regulations which may not exceed two thousand dollars (\$2,000.00), must be approved at a General, Special General or Annual General Meeting, prior to any commitment for such expenditure being made by the Executive Committee.</p>