

BOARD PROCEDURE BYLAW - I N D E X

BYLAW NO. 1754

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REGIONAL DISTRICT OF NANAIMO

BYLAW NO. 1754

(Consolidated for convenience only up to and including .06)

A BYLAW TO ESTABLISH PROCEDURES TO GOVERN THE PROCEEDINGS OF THE REGIONAL DISTRICT OF NANAIMO BOARD AND COMMITTEE MEETINGS

WHEREAS under the *Local Government Act* the Board must establish the procedures to be followed for the conduct of its business and, in particular, must, by bylaw,

- (a) establish the general procedures to be followed by the Board and by Board committees in conducting their business, including the manner by which resolutions may be passed and bylaws adopted;
- (b) provide for advance public notice respecting the date, time and place of Board and Board committee meetings and establish the procedures for giving that notice;
- (c) identify places that are to be public notice posting places for the purposes of the application of the *Community Charter* to the Regional District.

NOW THEREFORE, the Board of the Regional District of Nanaimo in open meeting assembled enacts as follows:

1. TITLE

This bylaw may be cited for all purposes as the “Regional District of Nanaimo Board Procedure Bylaw No. 1754, 2017”.

2. DEFINITIONS

In this bylaw, unless the context requires otherwise:

“**Advisory Committee**” means an Advisory Committee appointed by the Board, which includes at least one Board member, but does not include a Standing or Select Committee.

“**Chair**” means the Chair of the Board who is elected under the *Local Government Act*, and may include the Vice Chair and an acting chair acting where authorized under the *Local Government Act*.

“**Chief Administrative Officer**” and “**CAO**” means the person assigned chief administrative responsibility for the Regional District under the *Local Government Act*.

“**Committee**” means the Committee of the Whole or a Committee, Commission, Board or Panel of the Regional District, as listed in Schedule A to this bylaw.

“**Commission**” means a commission established by the Board under the *Local Government Act*.

“**Corporate Officer**” means the person responsible for corporate administration under the *Local Government Act*.

“**Director**” means a member of the Board whether a municipal director or an electoral area director.

“**In Camera Meeting**” means a meeting that is closed to the public in accordance with the provisions of *Community Charter* made applicable to Regional Districts under the *Local Government Act*.

“**Member**” means a Director of the Board or a member of any Board or Committee of the

Regional District, and includes their alternate if acting in the place of a Member.

“Public Notice Posting Place” means the notice board at the Regional District of Nanaimo Administration office.

“Quorum” means the number of Members who must be present to conduct business, being a majority of the Board or Committee.

“Regional District” means the Regional District of Nanaimo.

“Select Committee” means a Select Committee appointed under the *Local Government Act* comprised solely of Directors.

“Standing Committee” means a Standing Committee appointed by the Chair under the *Local Government Act* comprised solely of Board members.

“Vice Chair” means the Vice Chair of the Board, who is elected under the *Local Government Act*.

3. APPLICATION

- (1) The provisions of this bylaw govern the proceedings of the Board and all Committees, except as otherwise provided in this bylaw.
- (2) Any one or more of the rules and orders contained in this bylaw may be temporarily suspended by an affirmative vote of not less than two thirds (2/3) of the members present, except those contained in Section 23 (Bylaws).
- (3) In cases not provided for under this bylaw and where the *Community Charter* and the *Local Government Act* are silent, the current edition of Roberts’ Rules of Order Newly Revised applies to the proceedings of the Board and all Committees.
- (4) Notwithstanding the provisions in this bylaw, Advisory Committees, Commissions and the Board of Variance are deemed Select Committees for the purposes of the Province of British Columbia Ministerial Order No. MO83 (MO83) and will remain so while MO83 is in effect.

4. RULES OF CONDUCT AND DEBATE

- (1) Every Member must address himself or herself to the Chair before speaking to any question or motion.
- (2) Members will address the Chair as “Chair _____” and refer to each other as “Director _____”.
- (3) Members speaking at a Board meeting must:
 - (a) use respectful language;
 - (b) not use offensive gestures or signs;
 - (c) speak only in connection with the matter being debated; and
 - (d) adhere to the rules of procedure established under this Bylaw and to the decisions of the Chair and the Board regarding the rules and points of order.
- (4) A Member’s interaction with staff, the public and other Members must be respectful at all times.
- (5) If the Chair considers that a Member is acting contrary to subsection (3) or (4), or is otherwise acting improperly, the Chair may order the Member to leave the meeting.

- (6) Members who are in the room must promptly take their seats when a vote is called and must not leave until the vote has been taken.

5. INAUGURAL MEETING

- (1) The Board will meet on the second Tuesday in November of each year for its Inaugural meeting.
- (2) The meeting will be chaired by the CAO until such time as the Chair has been elected.
- (3) The CAO will call the meeting to order and advise the Board of the appointment of municipal directors from the member municipalities.

6. CHAIR AND VICE CHAIR

- (1) General Provisions
 - (a) Annually at the Inaugural meeting, the Board must elect a Chair and Vice Chair.
- (2) Election of the Chair
 - (a) The CAO will call for nominations for the position of Chair.
 - (b) Each nomination must be seconded and the nominee must consent to the nomination.
 - (c) If only one candidate is nominated for the position of Chair, that candidate will be declared elected by acclamation.
 - (d) If more than one candidate is nominated for an office, each candidate will be given three minutes to speak.
 - (e) At the conclusion of candidates' speeches, an election will be held and voting will be conducted by secret ballot.
 - (f) The distribution and collection of ballots, the counting of the votes and the subsequent destruction of ballots is the responsibility of the Corporate Officer or such other person as may be designated by the Corporate Officer.
 - (g) Immediately after reviewing the voting results the Corporate Officer will provide the results to the CAO who will announce the name of the candidate who has been elected, as determined under subsection (h). The number of votes received by each candidate will not be disclosed to the Board unless a resolution requiring disclosure is passed.
 - (h) The candidate with the most votes will be declared elected as Chair, provided that the candidate has received a majority of votes of the entire Board. In the event of a tie vote for the highest number of votes, subsection (3)(a) applies. In the case of more than two candidates in the election, the candidate with the lowest number of votes is removed from the election and the vote must be held for the remaining candidates until a candidate is elected by a majority vote or as determined under subsection (3)(a). In the event of a tie vote for the lowest number of votes, subsection (3)(b) applies.

- (3) Tie vote

- (a) In the event of a tie vote for the highest number of votes, those candidates remain in the election. If a definitive election result cannot be declared after an additional three elections have been held, the Board may elect an acting Chair for those portions of the agenda not related to the election of the Chair or Vice Chair, then return the chair to the CAO to recess the meeting to a date and time as determined by the CAO. Should an acting Chair not be elected, the CAO may recess the meeting immediately to a date and time as determined by the CAO.
 - (b) In the event of a tie vote for the lowest number of votes, all candidates remain in the election, unless there would be two or more candidates remaining, in which case the lowest tied candidates are removed from the election and the vote is held for the remaining candidates until a candidate is elected by a majority vote or as determined under subsection (a).
- (4) Election of Vice Chair
- The election for the position of Vice Chair will be conducted by the Chair immediately following the election of the Chair and the same rules as apply to the election of the Chair will apply in the case of the election of the Vice Chair.
- (5) Role of the Chair and Vice Chair
- (a) The Chair will act as the Board's official spokesperson and will chair all Board meetings except where the Chair is absent due to illness, disability or other reason, and must maintain order and preserve decorum by enforcing the rules of the Board.
 - (b) The Vice Chair has, during the absence, illness or other disability of the Chair, all the power of the Chair and is subject to all rules applicable to the Chair.
 - (c) Subject to being overruled by a majority vote of the Members, which vote must be taken without debate, the Chair:
 - i. must decide points of order without debate or comment, other than to state the rule governing;
 - ii. must determine which Member has a right to speak;
 - iii. must ascertain that all Members who wish to speak on a motion have done so, that the Members are ready to vote and then put the question to the vote;
 - iv. must rule when a motion or an amendment is out of order, and cite the rule or authority applicable, subject to an appeal to the Board, and decline to put any motion before the Board which the Chair considers to be clearly out of order or contrary to law;
 - v. may call a Member to order in accordance with Section 4.
- (c) Should the Chair desire to leave the Chair for the purpose of taking part in the debate, or otherwise, the Chair must call on the Vice Chair, or if the Vice Chair is absent, one of the Directors to take the Chair's place until the Chair resumes the Chair.

7. LOCATION AND TIME OF REGULAR BOARD MEETINGS

- (1) Regular meetings of the Board take place at the Regional District Board Chambers unless the location is changed by resolution of the Board.
- (2) Regular meetings of the Board are held on the fourth Tuesday of each month commencing at 7:00 p.m. unless decided otherwise by resolution of the Board.
- (3) Regular meetings of the Board must be adjourned before 11:00 p.m. on the day scheduled for the meeting unless the Board resolves by unanimous vote to proceed beyond that time. Items remaining on the agenda will be added to the agenda for the next regular meeting under Unfinished Business.
- (4) Board and Committee of the Whole meetings exceeding four hours in length will require a motion to extend the meeting.

8. NOTICE OF REGULAR BOARD AND COMMITTEE MEETINGS

- (1) At least 72 hours before a regular meeting of the Board or a Committee, the Corporate Officer, must give public notice of the time, place and date of the meeting by way of a notice posted at the Public Notice Posting Place.
- (2) At least 24 hours before a regular meeting of Board, the Corporate Officer must give further public notice of the meeting by:
 - (a) posting a copy of the agenda outline at the Public Notice Posting Place; and
 - (b) having a copy of the agenda available at the reception counter at the Regional District Administration Office for the purpose of viewing by members of the public.
 - (c) posting a copy of the agenda on the RDN website, unless prevented due to technical issues.
- (3) At least 24 hours before a regular meeting of the Board, the Corporate Officer must deliver a copy of the agenda to each Member in the manner which the Member has directed it be sent.

9. SPECIAL MEETINGS

- (1) A special meeting of the Board may be called in accordance with the *Local Government Act* on the request of the Chair or any two Directors.
- (2) Notice of a special meeting is to be provided in accordance with the *Local Government Act*. The notice of a special meeting may be waived by a unanimous vote of those Members in attendance.
- (3) In the case of an emergency, notice of a special meeting may be given in accordance with the *Local Government Act*.

10. ELECTRONIC MEETINGS

- (1) Provided the conditions set out in Regional District Electronic Meeting Regulation are met and in exceptional circumstances:
 - (a) A special Board meeting may, upon authorization of the Chair, be conducted by means of electronic or other communication facilities; or
 - (b) A Member who is unable to attend a Board or Standing Committee meeting may, upon authorization of the Chair, participate in the meeting by means of

electronic or other communication facilities.

- (2) A Member participating in a meeting electronically is deemed to be present in the meeting as though they were physically present.
- (3) A Member participating by audio means only must indicate their vote verbally.

11. ATTENDANCE OF PUBLIC AT MEETINGS

- (1) Except where the Board has resolved to close a meeting or a portion of a meeting to the public in accordance with the *Community Charter* or an enactment requires a meeting to be closed to the public, all Board meetings must be open to the public.
- (2) Before closing a Board meeting or part of a Board meeting to the public, the Board must pass a resolution in a public meeting in accordance with the *Community Charter*.
- (3) This section applies to meetings of bodies referred to in section 93 of the *Community Charter*, including, without limitation:
 - (a) Advisory Committees
 - (b) Board of Variance
 - (c) Commissions
 - (d) Parcel Tax Review Panel
 - (e) Select Committees
 - (f) Standing Committees
- (4) Despite subsection (1), the Chair may expel a person from a Board meeting or meeting of a body referred to in subsection (3) if the Chair considers that the person at the meeting is acting improperly.

12. IN CAMERA MEETINGS

- (1) In Camera subject matters must be restricted to matters set out in the *Community Charter*.
- (2) No items may be added to a closed (in camera) meeting agenda while such a meeting is in progress unless authorized by resolution at an open meeting.
- (3) The Board may, by motion passed by a majority vote of the Members present, bring forward to the open meeting, any of the motions and/or written material received in a closed meeting.
- (4) Board Members or Alternate Directors in a Board Member's absence are the only persons permitted to participate in discussion at an In Camera meeting unless otherwise authorized by the Chair.
- (5) An Alternate Director is permitted to attend an In Camera meeting when the Board member is present but may not participate in discussion unless subsection (4) applies.

13. AGENDA

- (1) Prior to each Regular Meeting of the Board, the Corporate Officer must prepare an agenda, approved by the CAO or the CAO's designate, setting out all items for consideration at that meeting.

- (2) The deadline for the public to submit items of correspondence to the Corporate Officer for inclusion on the agenda is 11:00 a.m. on the Monday of the week preceding the meeting.
- (3) Only those matters included on the agenda may be considered or dealt with at a regular meeting of the Board, unless a new matter for consideration is properly introduced as a late item, as outlined in Section 14.
- (4) Whenever practical, the agenda for a meeting of the Board will have attached to it, copies of all communications, reports and resolutions to be considered at that meeting.
- (5) In cases where documents are too unwieldy to be readily reproduced, the Corporate Officer may omit these materials from the agenda and instead refer to those items in short form on the agenda and keep the document on file in the Corporate Officer's office for reference purposes.
- (6) The order of business for Regular Board meetings will ordinarily be as follows, and this order may be modified at any Regular Board meeting by a majority vote:
 - Call to Order
 - Approval of the Agenda
 - Adoption of Minutes
 - Invited Presentations
 - Delegations – Agenda Items (Includes all delegations if not a Board meeting)
 - Correspondence
 - Unfinished Business
 - Committee Minutes and Recommendations
 - Staff Reports
 - Bylaws
 - Delegations - Items not on the Agenda (This heading used for Board agenda only)
 - Business Arising from Delegations
 - Motions for Which Notice Has Been Given
 - New Business
 - In Camera
 - Adjournment

14. LATE ITEMS

- (1) An item not included on the agenda must not be considered at a meeting unless introduction of the late item is approved at the time allocated on the agenda (Approval of the Agenda), by way of a motion carried by a majority vote of the Members.
- (2) Items that may be considered as late items include:
 - (a) Matters arising after the preparation of the agenda and which, if not acted upon in a timely manner, would prejudice or compromise either the Regional District's position or the position of a constituent or group of constituents.
 - (b) Requests to appear as a delegations on an item already on the Agenda, received at least 24 hours prior to the meeting, or in accordance with Section 17(11).

- (3) Information pertaining to late items for possible consideration at any meetings of the Board will be distributed to the Directors prior to the meeting.

15. OPENING PROCEDURES

- (1) At the hour set for a meeting to convene, and provided that a quorum is present, the Chair will call the meeting to order.
- (2) If the Chair does not attend at the time appointed for a meeting, the Vice Chair must take the chair.
- (3) In the absence of both the Chair and Vice Chair, the Members present may elect an acting Chair to preside during the meeting, or until the arrival of the Chair or Vice Chair.
- (4) Such person appointed as acting Chair will have all the powers and be subject to the same rules as the Chair.
- (5) Should there be no quorum present within fifteen (15) minutes after the time appointed for a meeting to convene, the Corporate Officer must record the names of the Members present and the meeting will stand adjourned until the next meeting date or until another meeting has been called in accordance with this bylaw.

16. MINUTES

- (1) Minutes of the proceedings of the Board must be legibly recorded in the format established by the Corporate Officer, and signed by the Corporate Officer and the Chair or the person presiding at such meeting or at the next meeting at which they are adopted.
- (2) Minutes of proceedings of Committees must be legibly recorded in the format established by the Corporate Officer and signed by the Chair, or Member presiding.
- (3) Subject to subsection (4), and in accordance with the *Community Charter*, minutes of the proceedings of the Board or Committee must be open for public inspection at the Regional District Administration Office during regular office hours.
- (4) Subsection (3) does not apply to minutes of a Board meeting or Committee or that part of the meeting from which persons were excluded under Section 12.

17. DELEGATIONS

- (1) A person or group of persons wishing to appear as a delegation before the Board, on a matter within the jurisdiction of the Board or within the terms of reference of the Committee for which the delegation wishes to appear, must:
 - (a) Submit a request to appear as a delegation to the Corporate Officer or designate, including: the date of the meeting at which the person or persons wish to appear, the subject matter to be discussed, the name of the spokesperson, the telephone number or email where the representative of the delegation can be reached during the day, and the specific action which is being requested of the Board or the Committee.
 - (b) Submit an executive summary, of up to two pages, of the delegation's presentation for inclusion in the applicable Board or Committee agenda package.

- (c) Provide any audio/visual presentation to the Corporate Officer or designate by 11:00 a.m. on the day of the meeting.
- (2) Delegations wishing to speak to items not on the agenda must be received at least seven working days prior to the meeting.
- (3) Requests to appear as a delegation on an agenda item must be received no later than 24 hours prior to the scheduled meeting.
- (4) Each delegation will be provided up to five (5) minutes to make a presentation to the Board or a Committee, unless otherwise determined by the Chair.
- (5) Disruptive or disrespectful conduct by a Delegation is prohibited.
- (6) Delegations speaking to items on the agenda will be placed at the start of the agenda. Delegations speaking to items not on the agenda will be placed at the end of the agenda as per Section 13(6).
- (7) Subsection (6) does not apply to Committee meetings.
- (8) A delegation wishing to speak on a Development Permit with Variance or a Development Variance Permit will be afforded that opportunity at the time the item is being considered on the agenda and will be afforded a maximum of 5 minutes to make their presentation.
- (9) An owner wishing to speak on an Unsightly Premises or a Building Bylaw Contravention will be afforded that opportunity at the time the item is being considered on the agenda.
- (10) No person, persons or organization may appear as a delegation more than once to the same item except to introduce new and material information.
- (11) Notwithstanding subsection (3), the Chair may grant individuals or groups not listed on the agenda, an opportunity to be heard on matters related to agenda items in circumstances where the Chair is satisfied that circumstances prevented the person, persons or organizations from giving earlier notice of their desire to appear before the Board or Committee. Such delegation may be afforded a maximum of five (5) minutes to make their presentation.
- (12) After initial presentation, the Chair may grant other persons or a spokesperson for a group of persons in gallery attendance, permission to address the Board on the subject matter.
- (13) The Board must not permit a delegation to address a meeting of the Board regarding a bylaw in respect of which a public hearing has been held, where the public hearing is required under an enactment as a pre-requisite to the adoption of the bylaw.
- (14) Additional time will be allowed for Members to question the individuals making the presentation in order to seek clarification.

18. VOTING

- (1) Voting rules will be in accordance with the *Local Government Act*.
- (2) All votes pertaining to Board business must be taken by a show of hands of all members, including the Chair, and the Chair must declare the motion carried or defeated as the case may be.
- (3) Subsection (2) does not apply to the election of Chair and Vice Chair, or to a member

participating electronically by audio means only.

- (4) Each Director present in the Boardroom, who does not signify his or her vote upon the question openly and individually by raising their hand, will be recorded as voting in the affirmative.
- (5) On any motion where the number of votes, including the vote of the person presiding, are equal, the motion is defeated.
- (6) The names of the members who moved and seconded a motion presented to the Board will not be recorded in the minutes.
- (7) All votes on motions will be recorded as either:
 - (a) Carried unanimously;
 - (b) Defeated unanimously; or,
 - (c) In cases where unanimity is not reached, carried or defeated, with the names of those who voted against the motion recorded in the minutes.

19. MOTIONS GENERALLY

- (1) The Board may debate and vote on a motion only if it is first made by one Member and then seconded by another.
- (2) Any Member may move a motion unless the Member would not be entitled to vote on the motion. Any Member may second a motion.
- (3) If a motion is not seconded, the motion is "lost for lack of a seconder".
- (4) A motion must be worded in affirmative terms.
- (5) No Member may speak on any motion for longer than three minutes without leave of the Chair.
- (6) Subsection (5) does not apply to Committees.
- (7) No Member may speak a second time to the same motion as long as any Member who desires to speak has not spoken to that motion.
- (8) When any motion is under consideration, no other main motion or input from a delegation may be received.
- (9) After a motion has been made, it is deemed to be in the possession of the Board, but may, with the permission of the Board, be withdrawn at any time by the mover and the seconder, before decision or amendment.
- (10) Any Member, once recognized by the Chair, may move to "Call the question" if they believe that debate on a motion has continued beyond that required. If seconded, the Chair must ask for the vote on closing debate. A motion to "Call the question" requires two-thirds of the votes cast to pass. If carried, the Chair must immediately close debate and call for a vote on the question.
- (11) Any Member may bring before the Board any new matter, other than a point of order or of privilege, by way of a written motion; provided however, that any new matter of major import, which may require further information than could or would normally be available to the Board at such meeting, may be ruled by the Chair as a notice of motion and be dealt with as provided by Section 21.

20. AMENDMENTS TO A MOTION

- (1) Any Member may move to amend a motion that is under debate provided that the amendment is relevant to the main motion and does not materially change its purpose.
- (2) When a Member moves to amend a motion, the Chair will state the original motion, followed by the amendment and then put the question of the amendment to the Board.
- (3) A proposed amendment must be decided or withdrawn before the main motion is put to a vote.
- (4) An amendment may only be amended once.

21. NOTICE OF MOTION

Any Member may serve a notice of motion on the Board:

- (1) during the new business portion of a meeting, or with the Chair's consent, at any other time during consideration of a related matter; or
- (2) by providing the Corporate Officer with a written copy of such motion, no later than six (6) working days prior to the scheduled meeting, and the Corporate Officer must add the motion to the agenda for consideration at said meeting and notify the Board of the Notice of Motion;
- (3) A copy of the motion under subsection (1) must be given to the Corporate Officer for inclusion on the meeting agenda specified by the Member, and the Corporate Officer must notify the Board of the Notice of Motion if it was provided at a meeting other than the Committee of the Whole or the Board.

22. RECONSIDERATION

- (1) After a vote has been taken on any motion, except one of tabling or postponing a subject, a Member who voted in the majority may move a reconsideration of the motion at the same or the next regular or special meeting of the Board.
- (2) Despite subsection (1), a Member who is absent from a meeting at which a vote was taken on a motion, except one of tabling or postponing a matter, may move reconsideration of the motion at either the next regular or special meeting of the Board.
- (3) A motion to reconsider requires two-thirds of the votes cast by the Board to pass. If the motion to reconsider is passed, the matter must be put before those eligible to vote on the original motion for reconsideration and voted upon in accordance with the *Local Government Act*.
- (4) The Board must not reconsider any motion that:
 - (a) has been acted upon by any officer or employee of the Regional District;
 - (b) received the assent or approval of the electors and subsequently adopted by the Board; or
 - (c) has been reconsidered under the *Local Government Act* or subsection (1) of this Bylaw.
- (5) After a motion has been reconsidered, it must not be reintroduced for a period of six months except by unanimous consent of all Members.

23. BYLAWS

- (1) A bylaw may be introduced at a meeting only if it is on the agenda and a copy of it has been provided to each Director before the meeting, or if it has been duly added as a late item under Section 14.
- (2) A bylaw is deemed to be read when its title or bylaw number is stated.
- (3) A bylaw other than a bylaw referred to in subsection (4) (Zoning / Official Community Plan (OCP) / Regional Growth Strategy (RGS) Bylaws) may be voted upon by way of a motion to give it first, second and third reading.
- (4) A zoning, OCP or RGS bylaw may be voted upon by way of a motion to give it first and second reading.
- (5) The Corporate Officer is empowered to correct any typographical error that may not have been corrected at the time of submission to the Board and the bylaw will have the same status as if the Board had corrected same.

24. COMMITTEES

(1) Standing Committees

The Committee of the Whole, Electoral Area Services Committee, and Executive Committee are Standing Committees of the Board whose broad terms of reference are as follows:

(a) Committee of the Whole

To consider any matters of the Board, in an environment that provides for less formal discussion and debate. The Committee of the Whole comprises all members of the Board.

(b) Electoral Area Services Committee

To consider matters pertaining to:

- Current Planning Approvals and Long Range Planning
- Community Parks
- Emergency Preparedness
- Fire Protection
- Bylaw Enforcement
- Building Inspection
- Other matters relating to Electoral Areas only

The Electoral Area Services Committee comprises all Electoral Area Directors.

(c) Executive Standing Committee

To consider matters pertaining to employment contracts, Board procedures or other matters as determined by Board resolution. The Executive Committee comprises of eight members and includes the Chair, Vice Chair and the Chair of the Electoral Area Services Committee.

The Executive Committee will review annually the list of Advisory Committees, Commissions and external organizations to which Board members are appointed, as identified in Schedules A and B to this bylaw for the purpose of recommending any appropriate changes.

(2) Select Committees

Select Committees are those established by the Board and made up of Board members to consider or inquire into any matter and report its findings and opinions to the Board.

(3) Advisory Committees and Commissions

Advisory Committees and Commissions are those established and appointed by the Board which include members of the public and at least one Board member to provide advice and recommendations to the Board on specific matters, as determined by the Committee's Terms of Reference.

(4) Appointment to Committees and Commissions

(a) The Board delegates to the Chair the power to appoint Directors to a Select Committee.

(b) The Chair must review and update annually, as soon as possible after the Inaugural meeting, and not later than December 31st, the list of Standing Committee members and Chairs.

(c) As soon as possible after the inaugural meeting, and not later than December 31st, the Board will consider recommendations of the In Camera Committee of the Whole and appoint persons to fill vacancies on Advisory Committees and Commissions.

(d) Unless specifically prohibited by an enactment, members of all Standing Committees, Select Committees, Advisory Committees, Commissions and the Board of Variance may, regardless of the designated termination date of their respective position as a Committee, Commission or Board of Variance member, continue to serve until such time as a replacement has been appointed, or until such time as the said Member's term is officially extended.

(5) Voting at Committees

(a) Notwithstanding the number of votes assigned to Directors of the Board, under the *Local Government Act* any Director appointed to a Committee has only one vote on matters under consideration by the said Committee.

(b) Members of the Board may attend meetings of any Standing, Select or Advisory Committee and may participate in discussions; however, only Directors who have been appointed to a Committee or an Alternate Director attending in the absence of an appointed Director, may introduce a resolution or vote on the proceedings.

(c) The Chair is an ex-officio, a voting member of all Committees and when in attendance, possesses all the rights, privileges, powers and duties of other Committee members.

(d) The Chair, when in attendance in accordance with subsection (c), may be counted as one member for the purpose of constituting a quorum.

(6) Committee Recommendations

All Committee recommendations are subject to the approval of the Board, except where the Committee has, by bylaw, been delegated a power, duty or function of the Board.

25. EXTERNAL APPOINTMENTS

- (1) Board members may be appointed annually to represent the Board on external organizations, as listed in Schedule 'B' to this bylaw.
- (2) The Board delegates to the Chair the power to appoint Directors to external organizations.

26. SEVERABILITY

If any section, subsection or clause of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction the section, subsection or clause may be severed from the bylaw and the decision will not affect the validity of the remaining portions of this bylaw.

27. REPEAL

"Regional District of Nanaimo Board Procedure Bylaw No. 1512, 2006" and any amendments thereto are hereby repealed.

Introduced and read three times this 28th day of February, 2017.

Adopted (by at least 2/3 of the vote) this 28th day of March, 2017.

CHAIR

CORPORATE OFFICER

Schedule 'A' to accompany "Regional District of
Nanaimo Board Procedure Bylaw No. 1754, 2017"

Chair

Corporate Officer

SCHEDULE A

1. STANDING COMMITTEES

Committee of the Whole

Electoral Area Services Committee

Executive Committee

2. SELECT COMMITTEES

Community Grants Committee

Oceanside Services Committee

Regional Parks and Trails Select Committee

Solid Waste Management Select Committee

Transit Select Committee

3. ADVISORY COMMITTEES

Agricultural Advisory Committee

Fire Services Advisory Committee

Parks and Open Space:

- East Wellington/Pleasant Valley Parks and Open Space Advisory Committee
- Electoral Area 'B' Parks and Open Space Advisory Committee
- Electoral Area 'F' Parks and Open Space Advisory Committee
- Electoral Area 'G' Parks and Open Space Advisory Committee
- Electoral Area 'H' Parks and Open Space Advisory Committee
- Nanoose Bay Parks and Open Space Advisory Committee

Liquid Waste Management Plan Monitoring Committee

Regional Solid Waste Advisory Committee

4. COMMISSIONS

Electoral Area 'A' Parks, Recreation and Culture Commission

5. BOARDS

Board of Variance

6. PANELS

Parcel Tax Review Panel

Schedule 'B' to accompany "Regional District of
Nanaimo Board Procedure Bylaw No. 1754, 2017"

Chair

Corporate Officer

SCHEDULE B

1. EXTERNAL APPOINTMENTS

Arrowsmith Water Service Management Committee

AVICC Special Committee on Solid Waste

Central South RAC for Island Coastal Economic Trust

Englishman River Water Service Management Board

Island Corridor Foundation

Mount Arrowsmith Biosphere Region Roundtable

Municipal Finance Authority

Municipal Insurance Association

Nanaimo Parks, Recreation and Wellness Committee

North Island 911 Corporation

Oceanside Homelessness Task Force

Parksville Qualicum Beach Tourism Association

Snuneymuxw First Nations/ Regional District of Nanaimo Protocol Agreement Working Group

Te'Mexw Treaty Negotiations Committee

Vancouver Island Regional Library Board