

J. Barrios #1
November 12, 2010
No. _____
Victoria Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

UNIVERSITY OF VICTORIA STUDENTS' SOCIETY

and

JOSÉ BARRIOS

PETITIONERS

AND:

CANADIAN FEDERATION OF STUDENTS

RESPONDENT

AFFIDAVIT #1 OF JOSÉ BARRIOS

I, José Barrios, Student, care of 3800 Finnerty Road, Student Union Building, PO Box 3035 in the City of Victoria, in the Province of British Columbia, make oath and say as follows:

1. I have been an undergraduate student at the University of Victoria ("UVIC") since January 2005 and as such have personal knowledge of the matters and facts set out herein, except where stated to be based on information and belief, in which case I believe those matters to be true.
2. Where I have used defined terms in my affidavit, I adopt the definitions as set out in the petition to this matter.
3. Provided I successfully complete my courses this semester, I will likely graduate at the end of August 2011.
4. As a UVIC undergraduate student, I am member in good standing of the Petitioner, the University of Victoria Students' Society ("UVSS") and have been a member in good standing since January 2005.

5. I am also an Individual Member of the Respondent, Canadian Federation of Students (“CFS”).
6. As of May 1, 2010, I have been an elected student director at large on the Board of Directors of the UVSS.

DECISION TO SEEK A REFERENDUM

7. In August 2009, I decided I would work to initiate a referendum on the question of continued membership of the UVSS (as a Voting Member) and UVIC undergraduate students (as Individual Members) in CFS.
8. In August 2009, I was aware that other student associations and Individual Members in British Columbia had encountered substantial difficulties in their dealings with the CFS when seeking to hold a referendum on the question of continued membership. For example:
 - a. I was aware that in the spring of 2008 students at Simon Fraser University (“SFU”) voted in favour of terminating their membership in the CFS, but that the CFS refused to recognize the referendum on the basis that the CFS claims that the referendum was not held in accordance with the CFS bylaws;
 - b. I was further aware that the Simon Fraser Student Society, the student association at SFU, was embroiled in litigation with the CFS over the status of the referendum that was held at SFU in the spring of 2008; and
 - c. I was aware that in the spring of 2008 the CFS sought an injunction against the holding of a referendum on continued membership at Kwantlen Polytechnic University (“KPU”) on the basis that the CFS claimed that the student association at KPU had not complied with CFS bylaws with respect to the organization of the referendum.
9. Because I was aware of the problems that other student associations have faced in connection with referendums to leave the CFS and the challenges they faced from the CFS, I sought to be very careful to ensure that everything I did to initiate a referendum was in strict compliance with the CFS’ bylaws.
10. In the October 8, 2009 issue of the Martlet, the student newspaper at UVIC, Kailey Willets accurately quoted me as writing “Due to the CFS’ aggressive litigations against any school wanting to conduct a referendum to de-federate, we will continue to collect signatures until we reach a number closer to 2,000 just to be safe.” Attached hereto and marked as **Exhibit “A”** to my affidavit is a copy of the article in the October 8, 2009 issue of the Martlet.

11. In the October 29, 2009 issue of the Martlet, Gemma Karstens-Smith accurately quoted me as saying “We’re following their rules to the tee to make sure they don’t stop the democratic process on a technicality”. Attached hereto and marked as **Exhibit “B”** to my affidavit is a copy of the article in the October 29, 2009 issue of the Martlet.

CFS BYLAWS

12. Attached hereto and marked as **Exhibit “C”** to my affidavit is a copy of the CFS bylaws as they were on November 4, 2009. Wherever I refer the CFS bylaws in this affidavit, I am referring to the CFS as they were on November 4, 2009.
13. The CFS bylaws provide for two classes of members: post secondary student associations (“Voting Members”) and the individual students attending at each post-secondary institution where the student association is a member of the CFS (“Individual Members”). The UVSS is a Voting Member in the CFS and all UVIC students are Individual Members.
14. Under the CFS bylaws the process for terminating membership of both Individual Members and that of a Voting Member in the CFS is a collective decision of the Individual Members at a given post-secondary institution. The CFS bylaws provide that if the Individual Members vote collectively to end their membership in the CFS, both their membership and the membership of their student association will terminate.
15. The CFS bylaws provide that the Individual Members have the “sole authority” to initiate a referendum on the issue of defederation by a submitting a petition signed by at least ten percent of the Individual Members attending the respective Voting Member post-secondary institution.

PETITION SEEKING A REFERENDUM

16. Around the beginning of October 2009, I commenced the process necessary to hold a referendum pursuant to the CFS’ bylaws. With the assistance of a number of student volunteers, I circulated a petition on campus to initiate a referendum on the question of continued membership of the UVSS and UVIC undergraduate students in CFS (the “Petition”). The language on the Petition was drafted in strict accordance with the CFS bylaws. Attached hereto and marked as **Exhibit “D”** to my affidavit is a copy of the first five pages of the Petition.¹
17. Around mid October 2009, with the help of the other student volunteers, I had collected a sufficient number of UVSS members’ signatures to meet the 10% threshold required by the CFS bylaws for a referendum to be held on the question of continued membership in the CFS.

¹ A full copy of the Petition will be made available to the Court or the Respondent, upon request.

18. After I had determined that the other student volunteers and I had collected a sufficient number of signatures, I went to the Office of the Registrar at UVIC and requested that it independently verify the Petition.
19. On October 23, 2009, the Office of the Registrar returned the Petition to me in a sealed package and provided me with a letter dated October 23, 2009 which set out the results of the verification process. The letter confirmed that the Office of Registrar had validated 1892 of 1972 signatures on the Petition representing 11.4% of the undergraduate population. Attached hereto and marked as **Exhibit “E”** to my affidavit is a copy of the letter provided to me by the Office of the Registrar.
20. On October 25, 2009, I met with Sabrina Hanousek, a notary public, to have a copy of the Petition notarized. Ms. Hanousek prepared a notarized copy of the Petition and returned it to me. Attached hereto and marked as **Exhibit “F”** to my affidavit is a copy of the first 15 pages of the notarized petition.²
21. On October 29, 2009, I prepared a letter addressed to the CFS requesting that a referendum be initiated. Attached hereto and marked as **Exhibit “G”** to my affidavit is a copy of my letter as well as an affidavit of service of my letter on the national CFS office.
22. On October 29, 2009, I assembled a package to be delivered to the CFS. This package included: my letter found at Exhibit “G” to my affidavit; the letter from the Office of Registrar verifying the Petition found at Exhibit “E” to my affidavit; and the notarized Petition a sample of which appears at Exhibit “F” (the “CFS Package”).

SERVICE OF THE PETITION ON THE CFS

23. On October 29, 2009, I delivered the CFS Package to Adrian Kaats, a student at McGill University, who had agreed to organize having the Petition served on the CFS National Executive.
24. On November 4, 2009, the Package was served on the CFS National Executive.

COUNTER-PETITION

25. In or around mid-October 2009, I observed that a second petition was circulating at UVIC (the “Counter-Petition”).
26. The Counter-Petition bore the title “KEEP THE STUDENT MOVEMENT STRONG!” The Counter-Petition then states that: “I believe that the University of

² A full copy of the notarized Petition will be made available to the Court or the Respondent, upon request.

Victoria Students' Society should continue to work with students across BC and Canada through the Canadian Federation of Students to:

- a. "lobby for reduced tuition fees and student debt";
 - b. "demand environmentally sustainable campuses";
 - c. "fight student aid cuts";
 - d. "improved transit services";
 - e. "get students services like a FREE International Student Identify Card";
 - f. "continue to work on campaigns such as "Where's the Justice for Aboriginal Peoples" and the "No Means No" anti-date rape campaign"
27. The Counter-Petition then states, "Therefore, I call on the board of the UVic Students' Society to defend student unity and to continue to fight for students rights through membership in the Canadian Federation of Students".
28. At the very end of the statement included in the Counter-Petition's preamble, there is a statement that indicates that by signing, the student does not want to have his or her name counted towards any petition to put to question membership in the CFS. Attached hereto and marked as **Exhibit "H"** to my affidavit is a copy of an unsigned page of the Counter-Petition.
29. I have reviewed the CFS bylaws and they do not recognize the use or validity of the Counter-Petition. The CFS bylaws recognize a referendum as the *only* method by which the Individual Members may exercise their "sole authority" to commence or cease membership. The CFS bylaws further recognize that the Individual Members have the "sole authority to initiate a referendum on continued membership". The bylaws do not set out any method or right of Individual Members to defeat the initiation of a referendum through a Counter-Petition.

CFS REFUSES TO SCHEDULE REFERENDUM

30. In late January or early February 2010, Veronica Harrison, UVSS Chairperson at the time, provided me with a copy of a letter dated January 14, 2010 from the CFS to the UVSS acknowledging that the CFS had received the Petition that I had submitted to the CFS on behalf of the Individual Members of the CFS at UVIC. The CFS did not copy me on this letter. In the letter, the CFS acknowledges that "the petition appears to meet the minimum requirement set out in the Federation's bylaws". However, despite meeting the minimum requirements, the CFS failed to schedule a referendum. Attached hereto and marked as **Exhibit "I"** to my affidavit is a copy of the letter dated January 14, 2010.
31. In late March or early April 2010, I received a letter dated March 24, 2010 from the CFS. The letter set out that the CFS had determined that the Petition had not

reached the 10% threshold set out by the bylaws and was “therefore, deemed invalid”. The sole basis that the CFS relied on for finding that the Petition was invalid was its reliance on the Counter-Petition. Attached hereto and marked as **Exhibit “J”** to my affidavit is a copy of the letter of March 24, 2010.

CONCLUSION

32. In a very short period I was able to collect the signatures of over 10% of Individual Members of the CFS at UVIC, who, by signing the Petition, indicated that they wished to have a referendum on the question of continued membership in the CFS. I believe the Petition demonstrates that the Individual Members of the CFS at UVIC have a strong desire to engage in a democratic process to have their voice heard on the question of membership in the CFS.
33. I am very disappointed that despite strictly following all of the rules in the CFS bylaws and spending my own money to prepare, circulate, verify, notarize, and serve the Petition, the CFS has refused to schedule a referendum.
34. I believe that the Petition was created, circulated, signed, and delivered strictly in accordance with the CFS bylaws. I have brought this application to help secure a referendum so that the Individual Members of the CFS at UVIC may have a independent and democratic forum to express their position on the issue of continued membership in the CFS.
35. If a referendum is not completed before April 15, 2011, then not only will all Individual Members of the CFS at UVIC who were in their final year at UVIC in 2009-2010 have lost their opportunity to vote on continued membership in the CFS, but also all of the Individual Members of the CFS at UVIC who are now in their final year at UVIC now will also have lost their opportunity to have a vote.
36. Since I will likely graduate at the end of August 2011, if no referendum is held prior to April 15, 2011, although I have been part of this important process to this point, I too will ultimately have no vote in the referendum.

SWORN BEFORE ME AT THE City of)
Victoria, in the Province of British)
Columbia, this 12th day of November 2010)

A Commissioner for taking Affidavits in
and for The Province of British Columbia

JOHN S. HEANEY
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HEENAN BLAIKIE LLP
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JOSE BARRIOS

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RESPONDENT

AFFIDAVIT #1 OF JOSÉ BARRIOS

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Petition questions future of UVic's CFS membership

by KATIE WILLETTS

According to UVic Students' Society (UVSS) chairperson Veronica Harrison, the Canadian Federation of Students (CFS) is like a marriage. It's the institution through which the UVSS has a relationship with other student societies across Canada. Now, some UVic students are asking for a divorce.

A petition is being circulated, asking students if they want a referendum where they will then vote on whether or not they want to continue being part of the CFS. It is the first time since UVic students voted to join the CFS in 1985 that such a question has been posed.

The petition has already reached the required number of signatures — 1,564, or 10 per cent of undergraduate students — to require a referendum. In fact, they've exceeded it. Jose Barrios, one of the petition's organizers, said they are aiming for 2,000 signatures before they submit the petition to the CFS national office. From there, the CFS determines whether the petition meets the requirements stated in its bylaws and whether or not a referendum can be held.

"Due to the CFS' aggressive litigation against any school wanting to conduct a referendum to de-affiliate, we will continue to collect signatures until we reach a number closer to 2,000 — just to be safe," Barrios wrote in an e-mail.

In 2008, the CFS was involved in legal disputes with three out of four schools who held referenda. The UVic Graduate Student Society (UGSS) was the only one to avoid legal action and successfully de-affiliate.

UVic isn't the only school currently questioning its CFS membership, however. At least 13 other student societies across the country are circulating their own petitions.

However, Barrios suggested there may be up to 26 student societies circulating petitions. At present time, no petitions had been formally received by the CFS national office.

"This is a massive grass roots movement across the country, thousands of students are signing this petition across the country," said Barrios. "As a matter of fact more than a thousand UVic students have already signed this petition. The numbers speak by themselves."

Barrios hopes that by petitioning

at the same time as other schools, the organizers will make it clear that the dissatisfaction with the CFS isn't isolated to UVic students.

"There are many benefits to petitioning at the same time," wrote Harrison. "But the most important one is that, contrary to what the CFS would like us to believe, there is a nation-wide feeling of dissatisfaction with the CFS and their inability to effectively lobby for students across the country."

Membership — what does it get us, undergrads?

Every UVic undergrad student pays \$7.98 per semester to the CFS through their UVSS fees. With more than 10,000 undergraduate students at UVic, the UVSS will send more than \$200,000 in membership fees to the CFS (which includes CFS BC) this year. In return, the CFS organizes, campaigns and lobbies at the national and provincial levels for things like lower tuition fees and better student aid.

One of the main concerns from the organizers is that a student's money could be put to better use.

"We decided to start petitioning when we became aware that the CFS gets \$210,000 from us, UVic undergrads, each year," said Harrison. "They have received literally millions of dollars from us alone, yet we are not seeing any effective lobbying being done in our behalf. We continue to pay higher and higher tuition fees year after year since we joined the CFS in 1986."

Barrios noted that the economy is poor, and that the UVSS itself is running a deficit of \$300,000.

"Why send money we don't have to an organization that isn't working? The money could be invested in our student society to reduce our deficit and advocate for local issues that affect everyday students in UVic," he said.

However, others argue that there are benefits to being a member of the CFS. Harrison says that the CFS is a way for student societies to work together on collective interests.

"Biannually, those who are advocating (for) a referendum on the matter are proposing an isolationist approach under which the UVSS would cease to work together on a democratic, cooperative basis

with student societies from across Canada," she wrote in an e-mail.

Harrison said de-affiliating would leave the UVSS with two alternatives: sit back and do nothing, hoping other student societies will do the work, or try to represent UVic students' interests on its own.

"Otherwise, the latter would be ineffective and cost prohibitive," she said. "With respect to the former, the fewer student societies working on these issues, the less effective the national student organization will be to the detriment of UVic students."

CFS-BC chairperson Shamus Reid said that being members of the CFS allows UVic students to "benefit from a more affordable and higher quality post-secondary education system."

Reid says that decisions affecting the quality and affordability of post-secondary education are made by federal and provincial governments.

"Students need to be united and organized provincially and federally in order to have any chance of influencing these decisions," he said.

"Obviously, this costs money, and if the UVSS tried to do the work involved on its own it would cost UVic students a whole lot more money."

Reid says that through membership with the CFS, UVic students get to share the cost with more than 150,000 students across the province, and more than half a million students in Canada.

CFS-BC, the provincial component of the CFS, which is composed of 18 B.C. student unions, has an estimated revenue of \$956,633.13 for 2009/2010, \$725,000 of which comes from membership fees. The top three expenses in CFS-BC's 2009 budget for 2009/2010 are campaigns and government relations at \$180,000, wages and benefits at \$134,350 and \$95,970 for executive member salaries and stipends.

Nicole O'Brien, who sits on the referendum oversight committee during the CFS referendum, said their decision to de-affiliate was almost entirely for financial reasons.

"There's not one thing I can tell you that we get out of our membership with the CFS directly," she said. "I've asked: 'what are we getting for this money?' and honestly, I can't tell you."

O'Brien admitted the argument could be made that the CFS was



GEORGINA KIRSTENS SMITH

The organizers of the petition at UVic show off some 1,500 plus signatures they have already received from students interested in leaving the CFS.

lobbying in Ottawa on behalf of members, but added that the CFS was able to provide their own handbooks at two-thirds of what it cost to purchase them from the CFS. They were also able to make their own student cards, and arrange for their own health care plan.

Asking the question

The petition can only pose the question of de-affiliation; from there, it's up to the students to decide.

Harrison said a petition is only to hold a referendum, and that you can't presuppose the outcome.

"To describe the petition as being to leave the CFS is a mischaracterization," Harrison said. "It may be that it is the ultimate motivation of one or more individuals, but

there is no such thing as a petition to leave the CFS."

The petitioners are also looking for students' thoughts and opinions.

"The question for me is not one about leaving or staying, rather a question of democracy and due diligence — 1986 was the last time this question was asked of students," said petitioner Carrie Smith. "Whether or not one feels they ought to de-affiliate, they should support having a referendum in order to gauge the opinion of students."

Smith believes 23 years is long enough to remain a part of an organization without asking students if they still want to be in it.

"If students feel they want to stay, that's fine, but the question must be posed to the student body," he said.

WE'RE NOT ALONE

Other student societies currently circulating petitions across the CFS include the Post Graduate Student Society, the Concordia Student Union, the Graduate Student Association of Concordia, the Dawson Student Union, the Society of Graduate Students at Western Ontario University, University of Windsor Students' Alliance, Carleton University Students' Association, the Centre Student Association at Queen's University, the Trent Central Student Association, the Kwantlen Student Association, the Graduate Students' Association of the University of Calgary, and the University of Regina Students' Union.

UVic referendum petition off to CFS national office

Oct. 29, 2009

Students involved with the referendum petition celebrate the fact that after nearly two months of collecting signatures, the petition is off to CFS.

Gemma Karstens-Smith

A petition asking students whether or not they want a referendum to question the continued membership of the UVic Students' Society (UVSS) in the Canadian Federation of Students (CFS) has been sent to the CFS' national office in Ottawa.

The group of students who have been organizing the petition and gathering signatures since early September sent notarized copies of the signatures on Oct. 26. The group kept the originals "because of [the CFS'] tendency to lose stuff," said Jose Barrios, one of the petition's organizers.

The 108-page petition had 1,972 signatures, 1,892 of which were deemed valid as students attending UVic during the 2009-2010 winter session by UVic's Acting Registrar Lauren Charlton.

The 1,892 signatures represent 11.4 per cent of UVic's undergraduate population. In order to request a referendum to deferederate, a petition needs to have the support of 10 per cent of undergraduate students.

A letter of notarization and a letter acting as the official notice of a call to referendum are included with the signatures. The package will be served to the CFS national office by a bailiff later this week. Barrios said that the group chose to get a bailiff to serve the papers instead of sending them by mail so that there will be no question over whether or not the CFS received the package.

"We're following their rules to the tee to make sure they don't stop the democratic process on a technicality," said Barrios.

Still, he's not convinced that the CFS will allow a referendum without a fight.

"I'm sure something's going to happen," said Barrios, noting that in past referendum attempts, the CFS has lost documents. "They'll just pull it out of their hat."

Once the CFS receives the package they will have 90 days to acknowledge it. When that happens, CFS will have 60-90 days to schedule the referendum.

UVic is just one of several schools across Canada currently attempting to call a referendum questioning their students' societies continued membership in the CFS.

Barrios, who is in contact with petition organizers at other schools, says that the CFS has already received 10 petition packages requesting referendums and that they will receive an additional three this week. As of press time, CFS was not available to confirm that 10 petitions had been received.

Though Barrios is excited by the progress the petition has made, he says that there are ways to avoid a referendum.

“We’re willing to reconsider the petition because we want the CFS to be effective. We’re still hopeful the reforms will pass,” said Barrios, referring to the package released by the CFS’ Quebec branch CFS-Q earlier this month.

The package consisted of three parts and called for major changes to be made to the organization. When it was announced that there would be a reform package coming forward, CFS-Q received a letter from the CFS’ lawyer saying that they were no longer a part of CFS because they had caused damage to the organization.

CONSTITUTION AND BYLAWS

Canadian Federation of Students

As amended at the November 2008 national general meeting

STATUTS ET RÈGLEMENTS

Fédération canadienne des étudiantes et étudiants

Tels que modifiés lors de l'assemblée générale nationale de novembre 2008

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PREAMBLE

We, the students of Canada, recognizing the need to speak with one voice in asserting our legitimate needs and concerns, wish to express our support for one national student organization whose basic aims will be as follows:

1. to organize students on a democratic, cooperative basis in advancing our own interests, and in advancing the interests of our community;
2. to provide a common framework within which students can communicate, exchange information, and share experience, skills and ideas;
3. to ensure the effective use and distribution of the resources of the student movement, while maintaining a balanced growth and development of student organisations that respond to students needs and desires;
4. to bring students together to discuss and cooperatively achieve necessary educational administrative, or legislative change wherever decision-making affects students;
5. to facilitate cooperation among students in organising services which supplement our academic experience, provide for our human needs, and which develop a sense of community with our peers and other members of society;
6. to articulate the real desire of students to fulfil the duties, and be accorded the rights of citizens in our society and in the international community;
7. to achieve our ultimate goal — a system of post-secondary education which is accessible to all, which is of high quality, which is nationally planned, which recognizes the legitimacy of student representation, and validity of student rights, and whose role in society is clearly recognized and appreciated.

In consideration to these needs, students from throughout Canada met in October, 1981, to found the Canadian Federation of Students/Fédération canadienne des étudiantes et étudiants.

The organisations that founded the Canadian Federation of Students were:

The National Union of Students/Union nationale des étudiant(e)s
The Association of Student Councils (Canada)/Association des conseils étudiants (Canada)
The Federation of Alberta Students
The British Columbia Students Federation
The Students Union of Nova Scotia
The Ontario Federation of Students/Fédération des étudiant(e)s de l'Ontario
The Saskatchewan Federation of Students

STATEMENT OF PURPOSE

The Canadian Federation of Students/Fédération canadienne des étudiantes et étudiants exists to perform the following functions:

1. to further the goals of the Canadian Federation of Students/Fédération canadienne des étudiantes et étudiants as outlined in the Preamble;
2. to represent, promote and defend the common interests of Canadian post-secondary students;
3. to promote and support the interests and activities of democratic student organisations in all provinces and at all educational institutions in Canada;
4. to bring together post-secondary students from all parts of Canada to discuss and take common, democratic positions on questions affecting students;
5. to represent Canadian students in the federal level of decision-making and to do so by speaking on their behalf with one united voice;
6. to formulate a national programme that will serve as a framework for coordinating the efforts of representative post-secondary student organisations throughout Canada. This programme will summarize a long-term strategy for achieving the objectives of students in post-secondary education; will describe general ways of reaching those objectives; and will be revised periodically as new objectives and approaches become appropriate;
7. to do all other things that are incidental or conducive to these purposes.

DEFINITIONS

1. The Canadian Federation of Students/Fédération canadienne des étudiantes et étudiants will hereafter be referred to as the Federation.
2. A provincial component will be taken for all purposes as an organisation within the Canadian Federation of Students comprised of all member local associations within a particular province.
3. A local student association will be taken for all purposes of these By-laws to mean an organisation of students which satisfies the following criteria:
 - it is locally and democratically-controlled;
 - it is autonomous from other organizations;
 - it represents students at only one post-secondary institution.or, the graduate students belonging to an organisation that fulfills these criteria and is comprised of both graduate and undergraduate members, not belonging to the Federation, provided that the graduate students have an identifiable infrastructure and a legal structure enabling it to enter into contracts .
4. For all purposes of these By-laws, a referendum will be taken to mean a general vote of the members of a local student association, whether conducted at balloting locations or at a formal general meeting of the local students association.
5. For all purposes of these By-laws, a semester shall be taken to mean a period of time approximately four months in duration. An academic year shall be defined as per the policy of the member local.
6. For all purposes of these By-laws, a delegate shall be any individual member or staff member of a member local association having paid the applicable general meeting delegates fee.

BYLAW I - MEMBERSHIP

1. Types of Memberships

General Description: There are two types of members of the Federation, individual members and voting members. Students, or individual members, are represented through the local student association to which they belong. Local student associations representing individual members are called voting members.

- a. Local student associations are eligible to receive the status of voting members in the Federation as provided for in Bylaw I, Section 2, and 3;
- b. Individual members of the Federation will be all students in local student associations that are voting members.

2. Types of Voting Membership Status

a. Full Membership

General Description: Full membership is the standard form of membership in the Federation.

- i. A local association is eligible to apply for full membership in the Federation if its members have approved by referendum membership in the Canadian Federation of Students, the Canadian Federation of Students-Services, and the applicable provincial component as described in Bylaw VII-Provincial Components;
- ii. A written application for full membership submitted by an eligible local student association will be considered as a binding contract to accept the rights and responsibilities of full membership in the Canadian Federation of Students, the Canadian Federation of Students-Services, and the applicable provincial component.
- iii. Within 90 days of the receipt by the National Executive of a written application for membership, the National Executive will examine the application to determine whether it is in order, and will make a recommendation to the voting members of the Federation concerning the application.
- iv. At the next general meeting of the Federation, the full membership application shall be put to a vote and shall require a majority of at least two-thirds of the votes cast to be accepted.
- v. A local association's application for membership, once accepted by the Federation, shall constitute a binding contract to collect and remit to the Federation full membership fees for the duration of membership.
- vi. Notwithstanding Section 2.a.vii. of this Bylaw, the fees for full member local associations shall be:
 - \$3.00 per semester, or \$6.00 per academic year, per local association individual member of the Canadian Federation of Students/Canadian Federation of Students-Services, pro-rated as per the policy of the member local association; and
 - the applicable provincial component fee.
- vii. Beginning in 1996, the Federation membership fee shall increase on August 1 each year by the rate of increase in the national Consumer Price Index during the previous calendar year.

b. Prospective Membership

General Description: Prospective membership is a trial membership of limited duration.

- i. A local student association is eligible to apply for prospective membership if it has passed a motion of its members, executive, council or equivalent representative body to apply for prospective membership in the Federation and its applicable provincial component as described in Bylaw VII-Provincial Components;
- ii. A written application for prospective membership submitted by an eligible local student association will be considered as a binding contract to accept the rights and responsibilities of prospective membership in the Canadian Federation of Students, the Canadian Federation of Students-Services, and the applicable provincial component.
- iii. Within 90 days of the receipt by the National Executive of a written application for prospective membership, the National Executive will examine the application to determine whether it is in order, and will make a recommendation to the voting members of the Federation concerning the application.
- iv. At the next general meeting of the Federation, the prospective membership application shall be put to a vote and shall require a majority of at least two-thirds of the votes cast to be accepted.
- v. A local student association's application for prospective membership, once accepted by the Federation, shall constitute a binding contract to pay prospective membership fees, as described in

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Section 2 b-vi, and conduct a full membership referendum, as described in Section 2 b-viii;

- vi. The fee for prospective membership in the Federation shall be five per cent (5%) of the regular Federation membership fee, notwithstanding that the fee may be reduced or waived by a majority vote of a national general meeting or the National Executive;
- vii. A prospective member association shall have full voting rights in Federation national general meetings, but shall not be permitted to designate a proxy to vote on its behalf, and shall have the same access to Federation resources and materials, except the International Student Identity Card, that a full member has;
- viii. A prospective member association must hold a referendum on full membership in the Federation, in accordance with Section 5 of this Bylaw, within twelve (12) months following its acceptance as a prospective member unless an extension is granted by the National Executive of the Federation;
- ix. In the event that the majority of those voting in the referendum support full membership in the Federation, full membership will be granted at the subsequent national general meeting, at which point prospective membership shall cease;
- x. In the event that the majority of those voting in the referendum oppose full membership in the Federation, prospective membership will immediately cease;
- xi. In the event that the referendum fails to achieve quorum, prospective membership will be automatically extended and another referendum on full membership will be held within the subsequent six (6) months in accordance with Section 5 of this Bylaw; and
- xii. In the event that a prospective member fails to conduct a referendum on full membership as required by this Bylaw, the Federation shall have the option to either cancel or extend, by majority vote of a national general meeting, the prospective membership until a referendum on full membership is conducted.

3. Membership Rights and Responsibilities

a. Rights of Individual Members

- i. The individual members of the Federation collectively belonging to a member local association will have sole authority to make decisions through referendum on all questions of membership in the Federation, subject to the other provisions of this Bylaw.
- ii. The individual members of the Federation collectively belonging to a member local association will have sole authority to initiate, by petition signed by not less than ten percent (10%) of the individual members and delivered to the National Executive, a referendum to federate as described in Article 5 of this Bylaw.
- iii. The individual members of the Federation collectively belonging to a member local association will have sole authority to initiate a referendum on continued membership, as described in Section 6 of this Bylaw, by submitting to the National Executive of the Federation a petition, signed by not less than ten percent (10%) of the individual members of the association, calling for the referendum.
- iv. Individual members of the Federation have the right to have their interests represented collectively in the Federation through their local student association, but will not have voting rights at the Federation general meetings.
- v. The Federation will attempt to ensure that a Federation membership card is issued to each individual member of the Federation who is a member of a full voting member of the Federation.

b. Rights of Voting Members

- i. Each voting member of the Federation will have one vote at and participate in general meetings of the Federation provided all outstanding delegate fees for past meetings have been paid in full. This is subject to review by the National Executive on a case by case basis upon request.
- ii. Voting members of the Federation have the right to be represented collectively to the federal government and to other national organisations.
- iii. Each voting member of the Federation is entitled to the protection and support of the Federation in accordance with the objectives of the Federation.
- iv. Each voting member of the Federation is entitled to have access to Federation research, information, materials, staff, and other resources.
- v. Each voting member of the Federation is entitled to have access to all information and official documents concerning the operations and activities of the Federation and of the National Executive.

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- vi. Delegates sent by voting members to general meetings of the Federation will have the right to stand for election to any vacant position on a committee of the Federation subject to such other conditions as may be specified at the time of formation of the committee.

c. Responsibilities of Voting Members

Although Federation staff and executive members will handle many day-to-day operations, the structures of the Federation can only function if there is full cooperation among Federation voting members. The achievement of the work and goals of the Federation depends on the active participation of students and student associations.

- i. Each voting member of the Federation is responsible for supporting the objectives of the Federation and will abide by all provisions of these By-laws.
- ii. Each voting member will ensure that Federation fees are collected each year at its institution and forwarded to the Federation, according to the contract of membership and the fee agreement if applicable, signed when the member joined.
- iii. The voting member will not represent the membership fees collected on behalf of the Federation as an expense and/or revenue of the member in its budgets, its financial statements, its audits or any other documents of the voting member.
- iv. Each voting member will be responsible for representing the interests and concerns of its member students at general meetings of the Federation.
- v. Each voting member is responsible for contributing to the formulation of Federation policy and where possible and by resolution of the local council for supporting and implementing that policy.
- vi. Each voting member will be responsible for communicating information from the Federation and the provincial Federation components to its students.
- vii. Each member local association will communicate and work cooperatively with Federation staff and members of the National Executive.

4. Vote to Federate

In accordance with Section 2 of this Bylaw, the following shall be the rules and procedures for a referendum, in which the individual members of a prospective member local association may vote on full membership in the Federation:

a. Scheduling of the Referendum

The referendum will be scheduled by the prospective member association in consultation with the Federation.

b. Referendum Oversight Committee

The referendum shall be overseen by a committee composed of two (2) members appointed by the prospective local association and two (2) members appointed by the Federation, that shall be responsible for:

- i. establishing the notice requirement for the referendum in accordance with Section 4-c of this Bylaw and ensuring that notice is posted.
- ii. establishing the campaign period in accordance with Section 4-d of this Bylaw.
- iii. approving all campaign materials in accordance with Section 4-e of this Bylaw and removing campaign materials that have not been approved.
- iv. deciding the number and location of polling stations.
- v. setting the hours of voting in accordance with Section 4-f of this Bylaw.
- vi. overseeing all aspects of the voting.
- vii. counting the ballots following the vote.
- viii. establishing all other rules and regulations for the vote.

c. Notice of Referendum

Notice of the referendum, that includes the referendum question and voting dates, shall be provided to the individual members of the prospective member association no less than two (2) weeks prior to voting in the referendum.

d. Campaigning

- i. There shall be no less than ten (10) days on which campaigning is permitted, during which classes are in session, immediately preceding and during voting; and

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- ii. Only individual members and representatives of the prospective member association, representatives of the Federation and representatives of the Federation member local associations shall be permitted to participate in the campaign.

e. Campaign Materials

- i. Campaign materials shall include all materials developed specifically for the referendum campaign.
- ii. Materials produced by Federation that promote campaigns and services of the Federation shall not be considered as campaign materials unless they include specific content about the referendum.
- iii. The Federation website shall not be considered a campaign material unless it includes specific content about the referendum.
- iv. The Federation's annual report, financial statements, research and submissions to government shall not be considered a campaign material.
- iv. Campaign materials shall not be misleading, potentially libelous or false.

f. Voting and Tabulation

- i. Voting shall be conducted at voting stations or, subject to the agreement between the prospective member association and the Federation, at a general meeting of the prospective member association or by a mail-out ballot.
- ii. There shall be no less than sixteen (16) hours of polling over no less than two (2) days, except in the case of voting being conducted at a general meeting.
- iii. Unless mutually agreed otherwise by the prospective member association and the Federation, the referendum question shall be: "Are you in favour of membership in the Canadian Federation of Students?"
- iv. In the event that polling is conducted at a general meeting, representatives of the Federation and Federation member local associations shall be extended full speaking rights in the meeting.
- v. The prospective member association and the Federation shall each be permitted to appoint one poll clerk for each polling station.
- vi. The prospective member local association and the Federation shall each be permitted to appoint one poll scrutineer to oversee the counting of ballots.

g. Quorum

Quorum for any referendum vote on full membership shall be that of the member local association or five percent (5%) of the individual members of the local association, whichever is higher.

h. Appeals

Any appeals of the referendum results or rulings by the Referendum Oversight Committee shall be adjudicated by an Appeals Committee composed of one (1) member appointed by the prospective member association and one (1) member appointed by the Federation, who were not members of the Referendum Oversight Committee.

5. Suspension and Expulsion of Members

A member local association may have its voting privileges suspended or may be expelled for violating its responsibilities as outlined in Bylaw I, Section 3 (c), subject to the following procedure:

a. Process for Initiating the Procedure of Suspension or Expulsion

The procedure for suspending the voting privileges or expelling a member local association may be initiated by:

- i. resolution of the National Executive; or
- ii. a petition, submitted to the National Executive, signed by not less than one-third (1/3) of the voting member locals associations and listing the reasons for the proposed suspension of voting privileges or expulsion.

b. Notice of the Suspension or Expulsion Procedure

Upon resolution of the National Executive or receipt of a petition by the National Executive, initiating the process for suspending or expelling a member local association, the National Executive will:

- i. place the matter on the agenda for the next regularly scheduled national general meeting for which no less than four (4) week notice can be given; and

- ii. inform, by registered mail, the member local association against which the suspension or expulsion procedure has been initiated no less than four (4) weeks prior to the national general meeting at which the matter of suspension or expulsion will be considered.

c. Required Majority

A two-thirds vote of a national general meeting shall be required in order to suspend the voting privileges or expel a member local association.

d. Appeal of Suspension or Expulsion

Any student association, which has had its voting privileges suspended or has been expelled, may appeal the decision to the next world congress of the International Union of Students.

e. Reinstatement of Voting Privileges

A member local association, which has had its voting privileges suspended, may have its voting privileges reinstated subject to the following procedure:

- i. Upon receipt of a written application from a member local association requesting reinstatement of voting privileges, the National Executive will assess the merits of the application and make a recommendation to the voting member local associations at the next regularly-scheduled national general meeting.
- ii. A two-thirds majority vote shall be required to reinstate a member local association's voting privileges.

6. Referendum on Continued Membership

The individual members of the Federation belonging to a member local association may vote on continued membership, subject to the following rules and procedures:

a. Petition

As per Bylaw I, Section 3.a.iii a petition calling for a referendum shall be signed by no less than ten percent (10%) of the individual members of the member local association and delivered to the National Executive of the Federation.

The petition shall be worded as follows: "We, the undersigned, petition the National Executive of the Canadian Federation of Students to conduct a referendum on the issue of continued membership in the Canadian Federation of Students."

b. Schedule

- i. Within 90 days of receipt of the petition described in Bylaw I, Section 6.a, the National Executive will review the petition to determine if it is in order and, if it is, in consultation with the member local, will schedule a referendum that is not less than 60 days and not more than 90 days following, notwithstanding the provisions in Section 6.b.ii and subject to the following conditions:
 - there shall be no fewer than two (2) and no greater than five (5) days of voting; and
 - there shall be no less than seven (7) days and no greater than 21 days for campaigning, during which classes are in session, immediately preceding and during voting.
- ii. No vote on continuing membership may be held between:
 - April 15 and September 15; and
 - December 15 and January 15.
- iii. No referendum on continuing membership shall take place without compliance with Sections 6.b.i and 6.b.ii.

c. Referendum Oversight Committee

The referendum will be administered by a four (4) person Referendum Oversight Committee composed of two (2) members appointed by the National Executive and two (2) members appointed by the applicable member local association. Within fourteen (14) days following the scheduling of the referendum, the National Executive will appoint two (2) representatives to serve on the Committee and request in writing from the member local association the appointment of two (2) representative to serve on the Committee. The Referendum Oversight Committee shall be responsible for:

- i. establishing the notice requirement for the referendum in accordance with Section 6.d of this Bylaw and ensuring that notice is posted;
- ii. approving all campaign materials in accordance with Section 6.f of this Bylaw and removing campaign materials that have not been approved;
- iii. deciding the number and location of polling stations;

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- iv. setting the hours of voting in accordance with Section 6.g.ii of this Bylaw;
 - v. overseeing all aspects of the voting;
 - vi. tabulating the votes cast;
 - vii. adjudicating all appeals; and
 - viii. establishing all other rules and regulations for the vote.
- d. **Notice of Referendum**
Notice of the referendum, that includes the referendum question and voting dates, shall be provided to the individual members of the member local association no less than two (2) weeks prior to the first voting date of the referendum.
- e. **Campaigning**
- i. The member local association, the individual members from the member local association and the Federation not shall engage in any campaigning outside of the campaign period.
 - ii. Only individual members and representatives of the member local association, representatives of the Federation and individual members and representatives of Federation member local associations shall be permitted to participate in the campaign.
- f. **Campaign Materials**
- i. Campaign materials shall include all materials developed specifically for the referendum campaign.
 - ii. Materials produced by the Federation that promote campaigns and services of the Federation shall not be considered as campaign materials unless they include specific content about the referendum.
 - iii. The Federation website shall not be considered a campaign material unless it includes specific content about the referendum.
 - iv. The Federation's annual report, financial statements, research and submissions to government shall not be considered a campaign material.
 - v. Campaign materials shall not be misleading, defamatory or false.
- g. **Voting and Tabulation**
- i. Voting shall be conducted at voting stations or, subject to the agreement of the Referendum Oversight Committee, by mail-out ballot.
 - ii. There shall be no less than sixteen (16) hours of polling over no less than two (2) and no more than five (5) days, except in the case of voting being conducted at a general meeting. In the event that voting is conducted at a general meeting, representatives of the Federation and Federation member local associations shall be extended full speaking rights in the meeting.
 - iii. Unless mutually agreed otherwise by the member local association and the Federation, the referendum question shall be: "Are you in favour of continued membership in the Canadian Federation of Students?"
 - iv. The member local association and the Federation shall each be permitted to appoint one (1) poll clerk for each polling station.
 - v. The member local association and the Federation shall each be permitted to appoint one (1) poll scrutineer to oversee the counting of ballots.
- h. **Quorum**
Quorum for any referendum vote on continuing membership shall be that of the member local association or five percent (5%) of the individual members of the local association, whichever is higher.
- i. **Appeals**
Any appeals of the referendum results or rulings by the referendum Oversight Committee shall be adjudicated by an appeals committee (the "Appeals Committee") composed of one (1) member appointed by the member local association and one (1) member appointed by the Federation, neither of whom are members of the Oversight Committee.
- j. **Advance Remittance of Outstanding Membership Fees**
In addition to required compliance with Sections 6a. to i. and k. to l, in order for a referendum on continued membership to proceed, a member local association must remit all outstanding Federation membership fees not less than six (6) weeks prior to the first day of voting.
- k. **Minimum Period Between Continued Membership Votes**
In addition to required compliance with Sections 6 a. to j. and l., in order for a referendum on continued

membership to take place, a member local association may not have held a referendum on continued membership within the previous twenty-four (24) months, unless waived, by a two-thirds (2/3rds) majority vote of the National Executive.

I. Minimum Period Between Vote to Federate and Vote on Continued Membership

In addition to required compliance with Sections 6 a. to k., in order for a referendum on continued membership to proceed, a member local association may not have held a referendum to join the Federation within the previous twenty-four (24) months, unless waived, by a two-thirds (2/3rds) majority vote of the National Executive.

7. Procedure for Application for Withdrawal

- a. Following the holding of a referendum in accordance with Bylaw 1, Section 6 pursuant to which it is determined that the relevant membership shall not continue, the applicable member local association may provide a letter in writing notifying the Federation of its intention to withdraw from the Federation. Within ninety (90) days of the receipt of such letter, the National Executive will examine the notification to determine whether it is in order, and will make a recommendation to the voting members of the Federation concerning the withdrawal.
- b. At the opening plenary of the next general meeting of the Federation, ratification of the withdrawal shall be put to a vote.
- c. The withdrawal shall take effect on June 30 following the ratification of the withdrawal provided that all outstanding membership fees payable to such date shall have then been received by the Federation.

BYLAW II - GENERAL MEETINGS

General Descriptions: There are three types of General Meetings: Annual General Meetings, Semi-Annual General Meetings, and Special General Meetings.

1. Regular General Meetings

- a. The Semi-Annual General Meeting of the Federation will be held between April 30 and May 31 of each year.
- b. The Annual General Meeting of the Federation will be held between October 15 and November 30 of each year.

2. Notice of General Meetings

- a. Notice of each General Meeting will be sent to each voting member of the Federation at least nine weeks prior to the date of the meeting.
- b. Each voting member will be asked to indicate its intention to attend or not to attend each General Meeting. If one-half or more of the voting members indicate that they will not attend, the National Executive will cancel the meeting.
- c. The Notice will include all positions that are to be elected at the general meeting.

3. Location of General Meetings

- a. Each general meeting of the Federation will be held in the greater Ottawa/Hull/Nepean area. In extenuating circumstances the National Executive may select an alternative meeting location.
- b. The cost of travel to a general meeting for delegates of each voting member will be equalized, taking into account members ability to pay, by such a system of pooling travel costs as may be determined from time to time by the National Executive.

4. Quorum at General Meetings

A quorum for the transaction of business at any meeting of voting members shall consist of not less than one-half of the members of the Federation having voting rights at the time in person or by proxy.

5. Procedure at General Meetings

- a. The rules of procedure at general meetings will be those described in the most recent edition of *Robert's Rules of Order*, supplemented or modified by rules of procedure which may from time to time be established by standing resolutions.
- b. Voting by Proxy
A voting member may appoint another member to act as its proxy for all or portions of any national general meeting, subject to the following restrictions:
 - i. A voting member that wishes to appoint a proxy must adopt a motion of its executive, council or other equivalent representative body stating the member appointed to serve as its proxy;
 - ii. Written notice, that is signed by a representative of the voting member appointing the proxy and includes the text of the motion described in Section b-i, must be delivered to the National Chairperson of the Federation prior to the commencement of the opening plenary of the general meeting; and
 - iii. A voting member may serve as proxy for no more than three other members at any national general meeting.

6. Travel Pool

Each member local association having representation in a general meeting will participate in the general meeting travel pool.

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7. Authority of the National Plenary

- a. The national plenary is the final and absolute decision-making authority in the organisation. Its authority is only detracted from by explicit constitutional provision.
- b. The national plenary may overturn any National Executive decision, except where such a decision has been implemented and has resulted in a legal contract.

BYLAW III - POLICY OF THE FEDERATION

General Description: Policy positions established in accordance with Sections 1 and 2 of this By-law are the sole official policy positions the Federation can take, and they stand until revoked as per Section 1 (c) of this By-law.

1. Established at General Meetings

- a. Notice of all the substance of a policy proposal must be received by the National Executive at least six (6) weeks before the general meeting at which the proposal is to be introduced so that four weeks notice can be made to voting members by mail. The declaration by the National Executive that due notice has or has not been received will be held to be sufficient proof of such notice or lack thereof.
- b. Policy proposals may be submitted by member local associations, provincial components/caucuses, constituency groups, and the National Executive.
- c. In order to amend or revoke an established Federation policy, procedures regarding notice, distribution, and consideration shall conform with the regulations set out in Section 1 (a) and (b) above.
- d. Policy may be enacted, amended or repealed by a two-thirds vote at a general meeting, provided sufficient notice has been given as per By-law III, Sections 1(a) and 1(b).
- e. Policy older than five years will be considered repealed if it is served with notice and receives less than two-thirds support at a general meeting.

2. Policy Established Between Meetings

- a. Policy may only be established between meetings through a vote by mail of voting members.
- b. If a policy position must be taken by the Federation before it is possible to do so at a general meeting, the National Executive may initiate a vote by mail by sending the motions in question, a ballot, plus any necessary documentation, to each voting member.
- c. Ballots are to be returned to the head office of the Federation when completed.
- d. After a predetermined period specified on the ballots, but in no case less than one month, the National Executive will count the ballots which have been returned and inform the voting members of the result.
- e. The quorum for a vote by mail is at least one-half of the voting members of the Federation.
- f. The voting members of the Federation may, by a two-thirds vote, adopt policy provided that Sections 2 (a) through (e) are met.

3. Policy Manual

- a. All Federation policy statements will be compiled in a policy manual. The manual will be updated after each general meeting.
- b. The updated policy manual will be distributed to member local associations no later than twelve (12) weeks following each national general meeting.

4. Policy Jurisdiction

The Federation recognizes the authority of each provincial component to establish policy on matters affecting only its province. The Federation will not establish policy which lies only within those areas unless requested by the Provincial Component.



BYLAW IV - STANDING RESOLUTIONS OF THE FEDERATION

1. Standing Resolutions may be enacted, amended or repealed by a two-thirds vote at a general meeting.
2. Standing Resolutions automatically come into force at all subsequent meetings until revoked or amended.
3. All Standing Resolutions will be identified as such and appended to copies of the Bylaws of the Federation.

BYLAW V - NATIONAL EXECUTIVE

The affairs of the Federation will be managed by the board of directors, known as the National Executive.

1. Composition

The National Executive will be comprised of:

- a. The following at-large positions elected by the national plenary:
 - i. National Chairperson
 - ii. National Deputy-Chairperson
 - iii. National Treasurer
- b. The following representatives elected by its respective provincial components or caucuses:
 - i. Alberta Representative
 - ii. British Columbia Representative
 - iii. Manitoba Representative
 - iv. New Brunswick Representative
 - v. Newfoundland-Labrador Representative
 - vi. Nova Scotia Representative
 - vii. Ontario Representative
 - viii. Prince Edward Island Representative
 - ix. Québec Representative
 - x. Saskatchewan Representative
 - xi. Graduate Student Representative
 - xii. Aboriginal Student Representative
 - xiii. Francophone Students Representative
 - xiv. Students of Colour Commissioner
 - xv. Women's Representative

2. Powers and Responsibilities of the National Executive

The National Executive:

- a. shall observe and uphold the objectives of the Federation;
- b. shall be responsible for the execution and implementation of all Federation decisions;
- c. will co-ordinate work of Federation members and of the staff of the Federation, as well as any work undertaken in conjunction with provincial components or with local associations;
- d. is responsible for the management of the office(s) and staff of the Federation;
- e. will prepare the agenda for each national general meeting of the Federation and will distribute the agenda to all member local associations no later than four (4) weeks prior to the start of the national general meeting;
- f. will present a written report to each national general meeting that will include a review of:
 - i. the activities undertaken on its authority since the previous general meeting; and
 - ii. the disposition of all directives given the National Executive by the national plenary of the previous general meeting;
- g. will administer the affairs of the Federation in all things and make or cause to be made for the Federation in its name, any kind of contract into which the Federation may lawfully enter, subject to the direction of the national plenary;
- h. will be bound and guided by the policy established by the Federation in all decisions made and positions taken;
- i. is expressly empowered to purchase, lease, acquire, sell, exchange, or otherwise dispose from time to time, of shares, stocks, rights, warrants, options, and other securities; lands, buildings or other property, moveable or immovable, real or personal; or of any right or interest therein owned by the Federation, for such consideration and upon such terms as the Executive deems advisable;

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- j. may from time to time delegate such of its collective or individual duties and powers, excepting the casting of votes and signing authority, as it deems fit;
- k. shall comply with the will of the national plenary unless in the opinion of the National Executive:
 - i. significant new facts have been discovered; and
 - il. the interest of the Federation would be adversely affected by acting in accordance with the national plenary's will.

In the event that the National Executive acts contrary to the will of the national plenary, it will immediately inform the member local associations in writing of its decision and the reasons for the decision, and include the matter on the agenda of the next national general meeting.

3. Duties and Powers of the National Chairperson

The National Chairperson shall:

- a. be a full-time salaried position;
- b. act as chief spokesperson and representative of the Federation; and
- c. perform all duties as described in the National Chairperson job description established as a Standing Resolution.

4. Duties and Powers of the National Deputy Chairperson

The National Deputy Chairperson shall:

- a. be a full-time salaried position;
- b. assume the duties and powers of the National Chairperson in the event that the National Chairperson is unable or unwilling to fulfil her duties and powers;
- c. serve as a signing authority for cheques of the Federation; and
- d. shall perform all duties as described in the Deputy Chairperson job description established as a Standing Resolution.

5. Duties and Powers of the National Treasurer

The National Treasurer shall:

- a. be a full-time salaried position;
- b. disburse the funds of the Federation under the direction of the National Executive and will report at each National Executive and national general meeting on her transactions as National Treasurer and on the financial position of the Federation; and
- c. perform all duties as described in the National Treasurer job description established as a Standing Resolution.

6. Duties and Powers of Provincial Component Representatives

The Provincial Component Representative shall:

- a. be expected to hold a portfolio position as assigned by the National Executive;
- b. communicate the views and perspectives of their respective provincial components at National Executive meetings;
- c. perform all duties as established by a Standing Resolution.

7. Duties and Powers of the Graduate Student Representative

The Graduate Student Representative shall perform all duties as established by Standing Resolution.

8. Duties and Powers of the Aboriginal Student Representative

The Aboriginal Students Representative shall perform all duties as established by Standing Resolution.

9. Duties and Powers of the Francophone Students Representative

The Francophone Students Representative shall perform all duties as established by Standing Resolution.

10. Duties and Powers of the Students of Colour Commissioner

The Students of Colour Commissioner shall perform all duties and have such powers as established by Standing Resolution.

11. Duties and Powers of the Women's Representative

The Women's Representative shall perform all duties and such powers as established by Standing Resolution.

12. Calling of National Executive Meetings

- a. The National Executive will meet at least four (4) times between each semi-annual general meeting.
- b. Except as otherwise required by law, the National Executive may hold its meetings at such places it may from time to time determine.
- c. Notice of meetings of the National Executive must be:
 - i. received orally or in writing by each member of the National Executive and each member local association not less than seven (7) days prior to the start of the meeting; or
 - ii. sent for delivery to each member of the National Executive and each member local association not less than fourteen (14) days prior to the start of the meeting.
- d. Emergency National Executive Meetings

The National Executive shall have the authority to convene a National Executive meeting by teleconference.

 - i. teleconference meetings of the Executive may be formally called upon written request by the National Chairperson, National Deputy Chairperson and/or National Treasurer; and
 - ii. notice of such meeting must be sent orally or in writing to each member of the National Executive not less than three (3) days prior to the start of the meeting and, if notice is provided orally, notice of the meeting shall also be transmitted electronically or via facsimile that same day."
- e. No formal notice of a meeting of the National Executive is required provided:
 - i. all National Executive Members are present; or
 - ii. those absent have signified their consent to hold a meeting.
- f. Meetings of the Executive may be formally called upon written request of quorum by any member of the National Executive.

13. Procedure at National Executive Meetings

- a. The Quorum for the transaction of business at meetings of the National Executive will be at least one-half of the members of the National Executive.
- b. The most recent edition of *Robert's Rules of Order* shall govern the conduct of all meetings of the National Executive.

14. National Executive Remuneration

- a. Any remuneration paid to members of the National Executive shall be determined by the national plenary except as otherwise provided for in this Bylaw.
- b. Should any member of the National Executive be employed by or perform services for the Federation other than as a member of the National Executive, or be a member of a firm or shareholder, director or officer, of a company that is employed by, or performs services for the Federation, this shall not disentitle such member of the National Executive or such firm, as the case may be, from receiving proper remuneration for such services.

BY-LAW VI - ELECTION OF THE NATIONAL EXECUTIVE

1. Eligibility of Nominees for the National Executive

- a. A nominee for the National Executive must have been an individual member of the Federation within the previous six (6) months, or a full-time salaried executive member of the Federation or of a provincial component of the Federation and must simultaneously come from a member local association.
- b. In addition to subsection (a), nominees for National Chairperson, National Deputy Chairperson, and National Treasurer must be a delegate of a member local association or provincial component, or a member of the National Executive at the general meeting in which the election is being conducted.
- c. In addition to Subsections (a) and (b) but not withstanding Section (d), a nominee for National Chairperson shall be able to comprehend and speak:
 - i. French and English, except where a documented disability prevents learning a second language; or
 - ii. French or English, and a First Nations language, except where a documented disability prevents learning a second language.
- d. In the event that a nominee for National Chairperson fails to demonstrate second language proficiency, as described in the Standing Resolutions, the nominee shall be eligible to stand for election provided that she declares her intention to be able to comprehend and speak a second language by no later than five (5) weeks prior to assuming the position of National Chairperson.

2. Timing of Elections for National Executive Members

a. Timing of Elections of At-Large Members

- i. The election of the National Chairperson shall be conducted at the annual general meeting.
- ii. The election of the National Deputy Chairperson shall be conducted at the annual general meeting.
- iii. The election of the National Treasurer shall be conducted at the Annual General Meeting.

b. Timing of Elections for Provincial Component Representatives

- i. The election of Provincial Component Representatives shall be conducted at such times as set out in the bylaws of the applicable provincial components; or
- ii. In the event that a provincial component does not have a functioning set of bylaws, as determined by the National Executive, the election of the Provincial Component Representative shall be conducted at a meeting of the component member local associations convened by the National Executive at the semi-annual general meeting.

c. Timing of Elections for the Graduate Student Representative

The election for Graduate Student Representative shall be conducted at such times as established by Standing Resolution.

d. Timing of Elections of the Aboriginal Student Representative

The election for the Aboriginal Student Representative shall be conducted at such times as established by Standing Resolution.

e. Timing of Elections of the Students of Colour Commissioner

The election for the Students of Colour Commissioner shall be conducted at such times as established by Standing Resolution.

f. Timing of Election of the Francophone Students Representative

The election for the Francophone Students Representative shall be conducted at such times as established by Standing Resolution.

g. Timing of Elections of the Women's Representative

The election for the Women's Representative shall be conducted at such times as established by Standing Resolution.

3. Procedures for Election of National Executive Members

a. Procedure for the Election of At-Large Members

Elections for National Chairperson, National Deputy-Chairperson and National Treasurer shall be conducted at national general meetings subject to the following rules and procedures:

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- i. elections shall be conducted by secret ballot;
 - ii. each member local association present at the general meeting will be permitted one (1) vote in each election;
 - iii. a nominee must receive a majority of the votes cast in order to be elected;
 - iv. elections shall be preceded by a separate questions and answer session for each position to be elected to be held in accordance with the following guidelines:
 - each candidate will be allowed a minimum of ten minutes in which to speak to the entire assembly;
 - after each candidate has been given the opportunity to speak, the assembly shall be given the opportunity to ask questions of any candidate or candidates for a time period not less than thirty minutes in duration.
- b. Procedure for the Election of Provincial Component Representatives**
- i. The procedure for the election of Provincial Component Representatives shall be as set out in the bylaws of the applicable provincial components; or
 - ii. In the event that a provincial component does not have a functioning set of bylaws, as determined by the National Executive, the procedure for election of the Provincial Component Representative shall be determined by the National Executive, notwithstanding that the election will be conducted by secret ballot and a nominee must receive a majority of the votes cast in order to be elected.
- c. Procedure for the Election for the Graduate Student Representative**
The election for the Graduate Student Representative shall be as established by Standing Resolution.
- d. Procedure for the Election for the Aboriginal Student Representative**
The election for the Aboriginal Student Representative shall be as established by Standing Resolution.
- e. Procedure for the Election for the Students of Colour Commissioner**
The election for the Students of Colour Commissioner shall be as established by Standing Resolution.
- f. Procedure for the Election of the Francophone Students' Representative**
The election for the Francophone Students' Representative shall be as established by Standing Resolution.
- g. Procedure for the Election of the Women's Representative**
The election for the Women's Representative shall be as established by Standing Resolution.
- 4. Term of Office for National Executive Members**
- a. Term of Office for At-Large Members**
The term of office of the National Chairperson, National Deputy Chairperson and National Treasurer shall commence at the end of the closing plenary of the semi-annual general meeting immediately following the annual general meeting at which they were elected and shall expire at the end of the closing plenary of the following semi-annual general meeting.
- b. Term of Office for the Provincial Component Representatives**
- i. Provincial Component Representatives shall hold office for a term as set out in the Bylaws of the applicable provincial components; or
 - ii. In the event that a provincial component does not have a functioning set of bylaws, as determined by the National Executive, the Provincial Component Representative shall hold office from the adjournment of the semi-annual general meeting at which the Representative is elected until the adjournment of the following semi-annual general meeting.
- c. Term of Office for the Graduate Student Representative**
The Graduate Student representative shall hold office for a term as established by Standing Resolution.
- d. Term of Office for the Aboriginal Student Representative**
The Aboriginal Student Representative shall hold office for a term as established by Standing Resolution.
- e. Term of Office for the Students of Colour Commissioner**
The Term of Office for the Students of Colour Commissioner shall be as established by Standing Resolution.
- f. Term of Office for the Francophone Students' Representative**
The Term of Office for the Francophone Students' Representative shall be as established by Standing Resolution.

g. Term of Office for the Women's Representative

The Term of Office for the Women's Representative shall be as established by Standing Resolution.

5. Removal from Office of National Executive Members

a. Removal of At-Large Members

The National Chairperson, National Deputy-Chairperson and National Treasurer may be removed from office by a two-thirds vote at a national general meeting or by mail-out vote.

b. Removal of Provincial Component Representatives

- i. Provincial Component representatives may be removed from office as set out in the bylaws of the applicable provincial components; or
- ii. In the event that a provincial component does not have a functioning set of bylaws, as determined by the National Executive, the Provincial Component Representative may be removed from office by a two-thirds vote:
 - at a meeting of the component member local associations convened by the National Executive at a national general meeting;
 - at a meeting of the component member local associations convened by the National Executive outside of an national general meeting; or
 - by a vote-by-mail conducted by the National Executive;
 - following receipt by the National Executive of a petition signed by not less than one-half of the member local associations, belonging to the component, requesting such a vote.

c. Removal of the Graduate Student Representative

The Graduate Student Representative may be removed from office as established by Standing Resolution.

d. Removal of the Aboriginal Student Representative

The Aboriginal student representative may be removed from office as established by Standing Resolution.

e. Removal of the Students of Colour Commissioner

The Students of Colour Commissioner may be removed from office as established by Standing Resolution

f. Removal of the Francophone Students' Representative

The Francophone Students' Representative may be removed from office as established by Standing Resolution.

g. Removal of the Women's Representative

The Women's Representative may be removed from office as established by Standing Resolution.

h. Initiation of Removal from Office Proceedings

Removal from Office Proceedings against an at-large member of the National Executive may be initiated by:

- i. a two-thirds vote of the National Executive; or
- ii. a petition signed by no less than three member local associations presented to the National Executive.

i. Removal of National Chair for Failure to Achieve Second Language Proficiency

In the event that a member elected to the position of National Chairperson fails to achieve second language proficiency, as described in the Standing Resolutions, by no later than five (5) weeks prior to the general meeting at which the member is to assume the position of National Chairperson, the position will be declared vacant.

j. Attendance at National Executive Meetings

A member of the National Executive who, without authorisation of the National Executive, is absent from two (2) consecutive, regularly-scheduled meetings of the National Executive shall be deemed to have resigned her position on the National Executive.

6. Replacement of National Executive Members

a. Vacancy In an At-large National Executive Position

In the event of a vacancy in the position of National Chairperson, National Deputy-Chairperson, or National Treasurer:

- i. the National Executive shall have the authority to appoint a member of the National Executive to fill the

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position, until the next national general meeting; and

- ii. an election for the position shall be conducted at the next national general meeting as per the election procedures set out in the Bylaws.

b. Vacancy in the Position of Provincial Component Representatives

- i. The procedure for filling a vacancy in a position of Provincial Component Representative shall be as set out in the bylaws of the applicable provincial component; or
- ii. In the event that a provincial component does not have a functioning set of bylaws, as determined by the National Executive, the procedure for filling a vacancy in the position of Provincial Component Representative shall be determined by the National Executive, notwithstanding that the vote will be conducted by secret ballot, a nominee must receive a majority of the votes cast in order to be elected and that the vote shall be conducted:
 - at a meeting of the component member local associations convened by the National Executive at a national general meeting;
 - at a meeting of the component member local associations convened by the National Executive outside of an national general meeting; or
 - by a vote-by-mail conducted by the National Executive.

c. Vacancy in the Position of Graduate Student Representative

A vacancy in a position of Graduate Student Representative shall be filled in a manner as established by Standing Resolution.

d. Vacancy in the Position of Aboriginal Student Representative

A vacancy in a position of Aboriginal Student representative shall be filled in a manner as established by Standing Resolution.

e. Vacancy in the Position of Students of Colour Commissioner

A vacancy in the position of Students of Colour Commissioner shall be filled in a manner as established by Standing Resolution.

f. Vacancy in the Position of Francophone Students Representative

A vacancy in the position of Francophone Students Representative shall be filled in a manner as established by Standing Resolution.

g. Vacancy in the Position of Women's Representative

A vacancy in the position of Women's Representative shall be filled in a manner as established by Standing Resolution.

7. Appointment of a Chief Returning Officer

The National Executive will appoint one member of the staff of the Federation to act as Chief Returning Officer for any National Executive election conducted at a national general meeting.

8. Notice of Elections for National Executive Positions

Information to be posted to member locals that includes, but is not limited to:

- a. rate of remuneration
- b. outline of duties and responsibilities
- c. outline travel obligations and/or necessary relocation.

9. Announcement of Election Results

Following the tabulation of votes for at-large positions, the Chief Returning Officers will announce to the plenary:

- a. the nominees elected;
- b. the process for additional balloting in the event that no nominees for a particular position receives a majority of the votes cast; and
- c. the vote count for each candidate if directed to do so by a two-thirds majority vote of the plenary.

BYLAW VII - PROVINCIAL COMPONENTS

1. General Description

A provincial component shall be comprised of all member local associations within a particular province.

2. Current Provincial Components

The current provincial components of the Federation are:

- a. Canadian Federation of Students - Alberta Component
- b. Canadian Federation of Students - British Columbia Component
- c. Canadian Federation of Students - Manitoba Component
- d. Canadian Federation of Students - New Brunswick Component
- e. Canadian Federation of Students - Newfoundland and Labrador Component
- f. Canadian Federation of Students - Nova Scotia Component
- g. Canadian Federation of Students - Ontario Component
- h. Canadian Federation of Students - Prince Edward Island Component
- i. Canadian Federation of Students - Québec Component
- j. Canadian Federation of Students - Saskatchewan Component

3. Funding of Provincial Components

A provincial component shall have the right to automatically receive a minimum level of funding established by a standing resolution.

4. Rights of Provincial Components

a. Appointment of Representatives to General Meeting Committees

A provincial component shall have the right to appoint representatives to committees at all Federation national general meetings.

b. Establishment of Committees

A provincial component may establish steering committees or other standing committees.

c. Policy

A provincial component may establish policy in its own name provided the policy does not contradict policy of the Federation.

5. Automatic Membership in a Provincial Component

A member local association automatically belongs to the particular provincial component corresponding to the province in which said member is located.

6. Voting in Provincial Component Meetings

Each member local association belonging to a Federation provincial component shall have one vote in meetings of the provincial component at national general meetings.

7. Designating of Provincial Components

Upon the request of the member local associations located within a particular province, the member local associations within that province shall comprise a provincial component, subject to a ratification vote by the national plenary and provided that the provincial component includes in its Constitution the national preamble and statement of purpose.

BYLAW VIII - CONSTITUENCY GROUPS

1. General Description

A constituency group shall be comprised of individual delegates attending Federation national general meetings who share a common characteristic as recognized by the national plenary, except as provided for by the relevant Standing Resolutions.

2. Establishment of Constituency Group

A constituency group may be established subject to the following procedure:

- a. a group of delegates, wishing to be established as a constituency group, shall apply in writing to the national plenary for recognition;
- b. upon receipt of an application by a prospective constituency group, the National Plenary shall strike a review committee, comprised of at least one representative of the proposed constituency group and such other persons as selected by the national plenary, to review and make a recommendation concerning the application;
- c. in the event that the review committee recommends the establishment of the constituency group, its report to the national plenary must consist of a draft standing resolution outlining the goals, membership and general constitutional provisions of the constituency group; and
- d. a constituency group must, as a stated goal, support the Statement of Purpose of the Federation.

3. Current Constituency Groups

The current Constituency Groups are:

- Student Artists Constituency Group
- Students of Colour Constituency Group
- Students with Disabilities Constituency Group
- Francophone Students Constituency Group
- International Students Constituency Group
- Part-Time and Mature Students Constituency Group
- Queer Students' Constituency Group
- Women's Constituency Group

4. Constituency Groups Rights

a. Funding

A constituency group shall have the right to automatically receive a minimum level of funding established by a Standing Resolution.

b. Appointment of representatives to General Meeting Committees

A constituency group shall have the right to appoint representatives to committees at all Federation general meetings.

c. Establishment of Committees

A constituency group may establish steering committees or other standing committees.

d. Policy

A constituency group may establish policy in its own name provided the policy does not contradict policy of the Federation.

5. Meetings of Constituency Group

Meetings of constituency group shall be held during Federation general meetings.

6. Voting in Constituency Group Meetings

Each delegate belonging to a Federation constituency group shall have one vote in meetings of the constituency group, except where provided for by the relevant Standing Resolutions.

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7. Reporting Structure

- a. Commissioners shall make reports to their respective constituency groups when requested by the constituency group. The reports shall be made available to the membership.
- b. National Executive Representatives and Commissioners with a vote on the National Executive must be ratified by plenary.
- c. Constituency groups are not otherwise obligated to report to plenary.

BYLAW IX - CAUCUSES

1. General Description

A caucus shall be comprised of Federation member local associations with a common interest or concern.

2. Establishment of Caucuses

A caucus may be established subject to the following procedure:

- a. a group of member local associations, wishing to be established as a caucus, shall apply in writing to the national plenary for recognition;
- b. upon receipt of an application by a prospective caucus, the national plenary shall strike a review committee comprised of at least one representative of the proposed caucus and such other persons as selected by the national plenary, to review and make a recommendation concerning the application;
- c. in the event that the review committee recommends the establishment of a caucus, its report to the national plenary must consist of a draft standing resolution outlining the goals, membership and general constitutional provisions of the caucus; and
- d. a caucus must, as a stated goal, support the Statement of the Purpose of the Federation.

3. Designated Caucuses

The designated caucuses of the Federation are:

- National Aboriginal Caucus
- Caucus of College and Institute Associations
- Caucus of Large Institute Associations
- Caucus of Small University Associations
- National Graduate Caucus

4. Caucuses Rights

a. Appointment of Representatives to General Meeting Committees

A caucus shall have the right to appoint representatives to committees at all Federation national general meetings.

b. Establishment of Committees

A caucus may establish steering committees or other standing committees.

c. Policy

A caucus may establish policy in its own name provided the policy does not contradict policy of the Federation.

5. Scheduling of Meetings

Meetings of caucuses shall be held during Federation general meetings.

6. Voting in Caucus Meetings

Each member local association belonging to a Federation caucus shall have one vote in meetings of the caucus, except as provided for by the relevant Standing Resolutions.

BYLAW X - FINANCES

1. Financial Year

The Fiscal year of the Federation will end on June 30th.

2. Cheques

- a. All cheques, bills of exchange, or other notes for the payment of money issued in the name of the Federation must be signed by the Chairperson, the Treasurer and/or such officers or agents of the Federation and in such manner as will from time to time be determined by the National Executive.
- b. The Treasurer or any such officer or agent may alone endorse notes, drafts for collection by, or deposit with the financial institutions which hold the accounts of the Federation and may alone arrange, settle, balance, and certify all accounts with those institutions.

3. Borrowing

The National Executive shall be empowered to:

- a. borrow money on the credit of the Federation;
- b. limit or increase the amount to be borrowed;
- c. issue or sell debentures or other securities of the Federation and set the sums and prices thereof;
- d. secure each securities, or any other legal liability of the Federation, by mortgages or pledge of any or all present or future property, undertaking, or rights of the Federation; and
- e. delegate to any of the officers or members of the Executive any of the powers conferred by the previous clauses of this Section (Bylaw XI, Section 3) and set the extent or terms of such delegation.

4. Auditors

- a. The voting members shall appoint the auditors of the Federation at each Semi-Annual General Meeting of members, to audit the financial statements of the Federation for the subsequent fiscal year.
- b. In the event of a vacancy in the position of auditors, the National Executive shall have the authority to fill the vacancy and fix the remuneration.
- c. The audited financial statements for the preceding fiscal year shall be presented to the voting members at each Semi-Annual General Meeting.

BYLAW XI - OFFICERS

1. For official purposes, the Officers of the Federation will be the Chairperson, the Deputy Chairperson, the Treasurer and such other persons as the National Executive may from time to time determine.
2. The remuneration and conditions of employment of all officers will be settled from time to time by the National Executive subject to confirmation of remuneration by the voting members at the next general meeting of the Federation.

BYLAW XII - SEAL, DOCUMENTS, AND RECORDS

1. Custodian of the Seal and Records

The National Executive will appoint one member of the staff of the Federation to be the custodian of the seal of the Federation and of all books, papers, records, correspondence, contracts and other documents belonging to the Federation.

2. Execution of Documents

- a. Deeds, transfers, licenses, contracts, and engagements on behalf of the Federation will be signed by two Officers of the Federation and, where required, have the seal of the Federation affixed.
- b. The Treasurer or any other person appointed by the National Executive for that purpose may transfer or accept the transfer of any and all shares, bonds, or other securities in the name of the Federation; may affix the seal and deliver under the seal of the Federation all documents necessary for such purposes, including the appointment of attorneys.
- c. Notwithstanding any other provision of these Bylaws, the National Executive may at any time direct the manner in which any contract, obligation, or instrument of the Federation is executed.

3. Books and Records

The National Executive is responsible for ensuring that all books and records required by law or by these Bylaws are regularly and properly kept.



BYLAW XIII - HEAD OFFICE

The head office of the Federation will be in the City of Ottawa, in the Province of Ontario, and at such locations as may be determined from time to time by the National Executive.





BYLAW XIV - OFFICIAL LANGUAGES

The official languages of the Federation shall be French, English, and Aboriginal Languages. The working languages of the Federation shall be French and English.





BYLAW XV - AMENDMENT OF CONSTITUTION AND BYLAWS

1. Procedure for Amendment

The Constitution and Bylaws of the Federation may only be repealed or amended by the vote of at least two-thirds of the voting members present at a general meeting.

2. Notice



Notice of the substance of an amendment to this Constitution and Bylaws must be received by the National Executive at least six weeks before the general meeting at which it is to be considered. The National Executive shall mail notice of all proposed amendments to the voting members not less than four weeks before the general meeting at which they are to be considered. All said proposed amendments shall be made available simultaneously in both working languages of the Federation. The declaration of the National Executive that due notice has or has not been served will be held to be necessary proof of notice or of the lack thereof, unless evidence to the contrary is presented.


3. Amendment of Preamble

It is understood that the Preamble is a fundamental document and should not be amended except after extensive consultation amongst the Provincial Components and member local associations of the Federation.

4. Implementation of Constitution and By-law Amendments

The repeal or amendment of this Constitution and Bylaws will not be enforced or acted upon until the approval of the Minister of Consumer and Corporate Affairs has been obtained.





BYLAW XVI - WINDING UP

Upon the winding up of the Federation, all assets of the Federation will be left to another non-profit organisation promoting the interests of students in Canada at a national level, which has policies, aims and goals congruent with those of the Federation.





BYLAW XVII - INTERPRETATION

1. Number and Gender of Words

Unless the context requires otherwise, all pronouns and possessive adjectives used in these Bylaws refer to persons of either gender, and all singular or plural meanings.





"We the undersigned, petition the National Executive of the Canadian Federation of Students to conduct a referendum on the issue of continued membership in the Canadian Federation of Students."

	Name	Signature	Student Number	
1	David Desellbrant	David Desellbrant	V00179867	✓
2	Lewis Rhodes	Lewis Rhodes	V00681630	✓
3	Tessa Margetts	Tessa Margetts	V00193501	✓
4	JAMIE GEDREY	Jamie Gedrey	V00167026	✓
5	Brianna McDonald	B McDonald	V00685457	✓
6	Anita Barton	Anita Barton	V00183266	✓
7	LUKE KELLY	Luke Kelly	V00679363	✓
8	Chelsea Kelch	Chelsea Kelch	V00684332	✓
9	R. Hauptman	R. Hauptman	V00684965	✓
10	Carlina Ferguson	Carlina Ferguson	V00685808	✓
11	Samantha Garvey	Sgtm Garvey	V00683596	✓
12	Lisa McEwen	Lisa McEwen	V00680640	✓
13	Taylor Lee	Taylor Lee	V00660559	✓
14	Stafford Richter	Stafford Richter		X
15	Brian Albarn	Brian Albarn	V00227719	✓
16	Shane Johnson	Shane Johnson	V00655247	✓
17	Brianna McKeage	Brianna McKeage	V00198642	✓
18	Amelia Backus	Amelia Backus	V00681630	X
19	Gordon Turc	Gordon Turc	V00983051	✓
20	Evan Henneberry	Evan Henneberry	V00492364	X

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"We the undersigned, petition the National Executive of the Canadian Federation of Students to conduct a referendum on the issue of continued membership in the Canadian Federation of Students."

	<u>Name</u>	<u>Signature</u>	<u>Student Number</u>	
1	Ashley Sangra	Ashley	V00660947	✓
2	Shelagh Foote	Shelagh Foote	V00700505	✓
3	Emily Bray	Emily Bray	V00709180	✓
4	Maggie Knight	Maggie Knight	V00711651	✓
5	Thomas Hoos	Thomas Hoos	V00709240	✓
6	Mikaela Litmosky	Mikaela Litmosky	V00705997	✓
7	Chris Chan	Chris Chan	V00706430	✓
8	Megan Cooper	Megan Cooper	V00695507	✓
9	Natal Warden	Natal Warden	V00199866	✓
10	Sebastian Morphy	Sebastian Morphy	V00690075	✓
11	Aaron Carson	Aaron Carson	V00698639	X
12	Rob Underhill	Rob Underhill	V00698396	✓
13	Lauren Melton	Lauren Melton	V00700669	✓
14	Nathan ZHANG	Nathan ZHANG	V00717710	✓
15	Aschel Beccard	Aschel Beccard	V00206420	✓
16	Rebecca Steynor	Rebecca Steynor	V00704051	✓
17	Sara Horne	Sara Horne	V00153849	✓
18	Leila Goundrey	Leila Goundrey	V00226891	✓
19	Andrew Ashier	Andrew Ashier	V00984663	✓
20	Kaiten Houle	Kaiten Houle	V00511100	✓

We, the undersigned, petition the National Executive of the Canadian Federation of Students to conduct a referendum on the issue of continued membership in the Canadian Federation of Students



#	Full Name (PRINT CLEARLY)	Student Number (PRINT CLEARLY)	Signature	
1	ANDREW SNIDER-BROUSSE	V00651525	<i>Andrew Snider-Brousse</i>	✓
2	Jane Ong Jane Ong	V00685097	<i>Jane Ong</i>	✓
3	Devisi Chen	V00693976	<i>Devisi Chen</i>	✓
4	Hye Jin Hong	V00487053	<i>Hye Jin Hong</i>	✓
5	Tyler Pantella	0531180	<i>Tyler Pantella</i>	✓
6	Angela Mark Woodsey	V00693667	<i>Mark Woodsey</i>	X
7	Nicole Warren	V00684189	<i>Nicole Warren</i>	✓
8	Anaele Sandha	V00683764	<i>Anaele Sandha</i>	✓
9	Alesha Beckel	V00694254	<i>Alesha Beckel</i>	✓
10	Guinness One	V00707269	<i>Guinness One</i>	✓
11	Julia Harden	V00701433	<i>Julia Harden</i>	✓
12	Kevin Montemari	V00693505	<i>Kevin Montemari</i>	✓
13	Sammy Young	V0013281	<i>Sammy Young</i>	✓
14	Ingrid Schöenhoff	V00178844	<i>Ingrid Schöenhoff</i>	✓
15	Nouh Wunder	V00149866	<i>Nouh Wunder</i>	✓
16	Alex Bell	V00195682	<i>Alex Bell</i>	✓
17	Erin E.	V00511726	<i>Erin E.</i>	✓
18	Alex Mercer	V00685495	<i>Alex Mercer</i>	✓
19	Rebynn Van Luren	V00084938	<i>Rebynn Van Luren</i>	✓
20	Morgan Harper	V00223027	<i>Morgan Harper</i>	✓

By signing this petition, we also hereby give permission for university or college officials to verify our names and student status against their records for the sole purpose of verifying this petition's validity.

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NV: 1

We, the undersigned, petition the National Executive of the Canadian Federation of Students to conduct a referendum on the issue of continued membership in the Canadian Federation of Students



#	Full Name (PRINT CLEARLY)	Student Number (PRINT CLEARLY)	Signature	
1	Brittany Ginnever	V00103258	<i>[Signature]</i>	✓
2	Andrea Di Lucca	V00160729	<i>[Signature]</i>	✓
3	Erin Pitala	V00173234	<i>[Signature]</i>	✓
4	Lara Miramontes	V00238038	<i>[Signature]</i>	✓
5	Matt Olberg	V00715771	<i>[Signature]</i>	✓
6	Yinew Shi	V00642561	<i>[Signature]</i>	✓
7	Rhys Maylie	V00718917	<i>[Signature]</i>	✓
8	Brittany Foxberg	V00689322	<i>[Signature]</i>	✓
9	Spencer Miller	V00716485	<i>[Signature]</i>	✓
10	Dana Corrigan	V00485277	<i>[Signature]</i>	✓
11	Jessica Jones	V00703406	<i>[Signature]</i>	✓
12	Adam McKinnon	V00655646	<i>[Signature]</i>	✓
13	Sesh Elabak	V00711800	<i>[Signature]</i>	✓
14	Luke Truncinman	V00649040	<i>[Signature]</i>	✓
15	Kathryn Krenner	V00434070	<i>[Signature]</i>	✓
16	Victoria Marzari	V00656456	<i>[Signature]</i>	✓
17	Brian Weatherly	V00654183	<i>[Signature]</i>	✓
18	Margaret Charval	V00686455	<i>[Signature]</i>	✓
19	Paul Koonar	V00482677	<i>[Signature]</i>	✓
20	Vaninder Gill	V00709759	<i>[Signature]</i>	✓

By signing this petition, we also hereby give permission for university or college officials to verify our names and student status against their records for the sole purpose of verifying this petition's validity.



"We the undersigned, petition the National Executive of the Canadian Federation of Students to conduct a referendum on the issue of continued membership in the Canadian Federation of Students."

	Name	Signature	Student Number
1	José Barrios		V00231823
2	Cassandra Lang		V00702888
3	Jess Corthcart		V00700644
4	Holly Ireland		V00703761
5	Jackie Carson		V00686989
6	Michelle Cheimak		0681719 V00681719
7	Alex Hodgson		V00693503
8	Udele Matthews		V00213028
9	Melissa Hudson		V00700823 700283
10	EMMA HANNAH		V00217616
11	Tara McMillan		V00659826
12	Kiera Thornton		V00661174
13	Meghan Rainey		V00679805
14	Claire Gibson		V00661943
15	Morgan Copeland		V00703428
16	Asa Wolfe		V00706668
17	David Markman		V00462552
18	Amy Dawson		V00702193
19	Stefani Hanson		V00713440
20	Ariana Zhou		V00710184



PO Box 3025 STN CSC
Victoria BC V8W 3P2
Canada
Tel (250) 721-8121 Fax (250) 721-6225
Web: www.uvic.ca/reco

**Undergraduate
Records**

**University
of Victoria**

23 October 2009

To Whom It May Concern:

RE: Petition to conduct a referendum on the issue of continued membership in the Canadian Federation of Students.

The Office of the Registrar of the University of Victoria has validated the signatures on the enclosed petition that belong to undergraduates currently enrolled in Winter Session 2009-2010. Of the total 1972 signatures delivered to our office, 1892 have been deemed to be valid, representing 11.4 % of the undergraduate population.

All undergraduate students at the University of Victoria are members of the UVic Students' Society (UVSS), Local 44 of the Canadian Federation of Students.

Sincerely,

A handwritten signature in black ink, appearing to read "Lauren Charlton".

Lauren Charlton
Acting Registrar
Records & Registrarial Services
CU/gr

October 29, 2009

BY BAILIFF

<i>To:</i>	<i>From:</i>
National Executive Canadian Federation of Students 338C Somerset Street West Ottawa, Ontario K2P 0J9 Tel. (613) 232-7394 Fax (613) 232-0276 Email web@cfs-fcee.ca Web www.cfs-fcee.ca	José Barrios University of Victoria Undergraduate Student Society (CFS local 44) 1-1550 North Dairy, Victoria, BC V8T 3V3 Tel. (250) 588-8968 Email jlbarrios22@gmail.com

**RE: Notice of Referendum on the University of Victoria Student Society (Local 44)
Continued Membership in the Canadian Federation of Students**

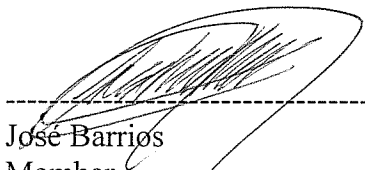
To Whom It May Concern:

Please consider this letter, the enclosed petition, and letter confirming the petition's validity, as official notice of a call for a referendum on the issue of continued membership of the University of Victoria Student Society (CFS local 44), in the Canadian Federation of Students.

The enclosed petition contains 1,892 verified signatures, approximately 11.4% of the members of the University of Victoria Student Society (CFS local 44) requesting such a referendum. There are 108 pages of the notarized copy of the referendum petition. Also included is confirmation letter from the University of Victoria Record & Registrarial Services.

We look forward to hearing from you as soon as possible.

Regards,



José Barrios
Member
University of Victoria Student Society (CFS local 44)

KEEP THE STUDENT MOVEMENT STRONG!

-
- WE RIDE**
STUDENT ACTION FOR PUBLIC TRANSIT
- REDUCE TUITION FEES**
CANADIAN FEDERATION OF STUDENTS
- GRANTS NOT LOANS**
CANADIAN FEDERATION OF STUDENTS
- STUDENTS FOR SUSTAINABILITY**
- International Student Identity**
Carte d'étudiant internationale / Carné internacional de estudiante
- University of Victoria
Name / Nombre: Johnson
Date of Birth / Nacido/a: 01/1987
Validity / Validité / Validez: 09/2009 – 12/2010
- ISIC**

Therefore, I call on the board of the UVic Students' Society to defend student unity and to continue to fight for student rights through membership in the Canadian Federation of Students.

I do not want my name to be counted towards any petition to put to question membership in the Canadian Federation of Students [and the Canadian Federation of Students-British Columbia].

[illegible]

January 14, 2010

Veronica Harrison, Chairperson
3800 Finnerty Road
Student Union Building
PO Box 3035
Victoria, BC
V8W 3P3

Dear Ms. Harrison,

The Canadian Federation of Students and its sister organisation, the Canadian Federation of Students-Services, were created to be national associations of individual post-secondary students. Within the Federations' structure, the individual student members are represented by their respective university and college student unions, through national assemblies employing a delegate voting system; however, the Federations' Bylaws set out that membership is determined directly by the individual members through on-campus referenda. In addition to setting out the process by which individual students vote on joining the Federations, the bylaws include a provision whereby the members can vote in a referendum on whether or not to continue their membership. To be initiated, such a vote requires a portion of the individual members belonging to a given student union to petition the Federations to conduct such a vote. Such a petition must be signed by at least ten percent of the individual students belonging to the union.

As you may already be aware, the Canadian Federation of Students' National Executive is in receipt of a petition submitted from individual members of the Federation belonging to the University of Victoria Students' Society seeking a referendum on the question of continued membership in the Federation. The petition appears to have been signed by at least ten percent of the Association's individual members and, therefore, appears to meet the minimum requirement set out in the Federation's bylaws.

In addition, the National Executive is in receipt of a second petition by individuals requesting that their names be removed from the initial petition seeking a referendum on the question of continued membership. The National Executive is requesting your assistance in verifying the authenticity of the names on the petition.

As a first step, the National Executive needs to verify if the petition has been signed by the required minimum number of individual Federation members belonging to the University of Victoria Students' Society. We are therefore requesting the assistance of the Students' Society in verifying the authenticity of the names appearing on the petition, including the enrolment status (or membership status, if different). Please ask that each name on the petition be marked as valid (or invalid) by the Registrar's office.

The Registrar must be able to confirm that the name of the individual and the student

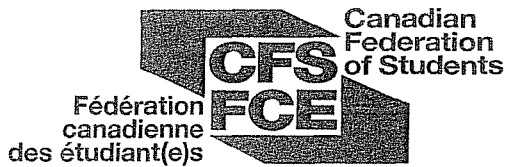
number as they appear on the petition are legible and therefore verifiable. In addition, a sworn statement from the University of Victoria authenticating the names and confirming undergraduate enrolment numbers for the fall 2009 semester would likely suffice.

Please let me know at your earliest convenience whether the University of Victoria Students' Society will be able to assist with the verification. Please do not hesitate to contact me if you have any questions.

Regards,



Dave Molenhuis
National Treasurer



March 24, 2010

Jose Barrios
c/o University of Victoria Students' Society
3800 Finnerty Road
Student Union Building
PO Box 3035
Victoria, BC
V8W 3P3

Dear Mr. Barrios,

As you are aware, the Canadian Federation of Students' National Executive received a petition from individual members of the Federation belonging to the University of Victoria Students' Society seeking a referendum on the question of continued membership in the Federation. In addition, the National Executive received a second document signed by individuals requesting that their names be removed from that petition seeking a referendum on the question of continued membership in the Federation.

In accordance with Bylaw I, 6. bi, the National Executive has undertaken a review of the petition to determine whether it is in order. As a result of this process, it has determined that the number of signatories on the petition to initiate a referendum on the question of continued membership did not meet the ten percent (10%) threshold required by the Federation's Bylaws.

To state the obvious, in order for a vote on the question of continued membership in the Federation to be initiated, there must be adherence to the Bylaws. As described above, the petition did not meet the ten percent (10%) threshold set out in the Bylaws and, therefore, was deemed invalid.

Sincerely,

Katherine Giroux-Bougard
Chairperson

cc. Veronica Harrison, President, University of Victoria Students' Society



March 24, 2010

Veronica Harrison, Chairperson
University of Victoria Students' Society
3800 Finnerty Road
Student Union Building
PO Box 3035
Victoria, BC V8W 3P3

Dear Ms. Harrison,

As you are aware, the Canadian Federation of Students' National Executive received a petition from individual members of the Fédération belonging to the University of Victoria Students' Society seeking a referendum on the question of continued membership in the Federation.

Unfortunately, Jose Barrios, the individual who submitted the petition, failed to provide a return mailing address. As a result, I am unable to send the enclosed correspondence directly. I am hoping that you can forward the enclosed letter to Mr. Barrios at your earliest convenience.

Thank-you in advance for your assistance in this matter.

Sincerely,

Katherine Giroux-Bougard
Chairperson

National Office • Bureau national

338 rue Somerset Street Ouest/West • Ottawa, Ontario • K2P 0J9
Telephone/Téléphone: (613) 232-7394 • Fax/Télécopieur: (613) 232-0276 • www.cfs-fcee.ca