

Constitution of

the

**SKATE CANADA –
PICKERING SKATING CLUB**

Approved
April 4, 2001

Amended and Restated
Wednesday, April 6, 2011

CONSTITUTION
of the
SKATE CANADA – PICKERING SKATING CLUB NO. 0489

ARTICLE 1
NAME, LOCATION AND AFFILIATION

- (i) The name of the club shall be the “**Skate Canada – Pickering Skating Club**” (hereinafter called the “**Club**”).
- (ii) The Club’s headquarters shall be maintained in the City of Pickering.
- (iii) The Club is located in the Central Ontario Section of Skate Canada (“COS”).
- (iv) The Club shall be a member of Skate Canada (“Skate Canada”).
- (v) The Club shall pay such fees and such other charges as shall be required of clubs by Skate Canada.

ARTICLE 2
PURPOSE

- (i) The purpose of the Club shall be to encourage the instruction, practice, enjoyment and advancement of its members in all aspects of skating in accordance with the Rules and Policies of Skate Canada.
- (ii) The Club, with regard to any aspect of its operation, is to be managed and operated by eligible persons who are duly registered as Associate Members of Skate Canada.
- (iii) The Club shall produce or co-operate in the production of Ice Carnivals or Shows as determined by the Club Executive.
- (iv) The Club shall protect the eligible status of its members. The Club shall not take or omit any action that would knowingly jeopardize the eligible status of its members.

ARTICLE 3
BY-LAWS

- (i) The By-laws, appended to this Constitution, shall describe the organization and functions of the Club, and the means by which members of the Club may elect the Club Executive and control the property and activities of the Club.
- (ii) The Rules and Regulations of Skate Canada and those of the Section in which the Club operates shall take precedence over the Club By-laws.

- (iii) Any By-law contrary to the Rules of Skate Canada and those of the Section shall be invalid.

BY-LAWS OF THE SKATE CANADA – PICKERING SKATING CLUB

ARTICLE 4 MEMBERSHIP

- BY-LAW 1. All applications for membership shall be in writing on a form supplied by the Club for that purpose.
- BY-LAW 2. Membership in the Club shall be open to all.
- BY-LAW 3. Existing members of the Club will be given preference in the renewal of their membership prior to open registration.
- BY-LAW 4. Residents of the City of Pickering will be given preference in filling new memberships that become available.
- BY-LAW 5. Applications for membership of persons under the age of 18 years must be endorsed by the applicant's parent or legal guardian.
- BY-LAW 6. Club membership shall commence on the first day of the Skate Canada Skating Year, 1 September, or the date that fees are paid (whichever is the latter) and terminate on the last day of the Skate Canada year, 31 August.
- BY-LAW 7. Members of the Club shall be registered with Skate Canada and pay such registration fees to Skate Canada as set forth in the Skate Canada Rule Book.
- BY-LAW 8. All members shall uphold, observe and conform to the rules of Skate Canada, the By-laws of the Club and such rules, policies and regulations as set forth from time to time by the Executive Board.

ARTICLE 5 MEMBER IN GOOD STANDING

- BY-LAW 9. To be considered in good standing, all members of the Club must pay, within the time limits shown in By-law 11, such Club fees as are stipulated by the Club Executive.
- BY-LAW 10. A member in good standing shall be a member whose age is 18 years and over, or be a parent or legal guardian who has endorsed a member's application whose age is under 18 years and who conforms to By-laws 7, 8 and 9 above.
- BY-LAW 11. Members in arrears will not be permitted to take part in any Club activity. If any arrears are not paid within **thirty (30)** days of the date set for payment, such members shall be considered as having terminated their membership.

BY-LAW 12. The Executive Board may, by written notice, terminate membership of a member for acting contrary to the Rules and Regulations of Skate Canada or the Club. The Executive Board shall give to the individual a written explanation for the termination of membership on request. The individual, if he/she so desires, shall have the right to appeal to the Executive Board and to a General Meeting of members. When an appeal has been requested, the membership privileges remain suspended pending the outcome of the appeal.

ARTICLE 6

CLASSES OF MEMBERSHIP

BY-LAW 13. The Classes of membership, eligibility and privileges shall be as follows:

- A. **Individual Membership**
Non-skating members who have paid the fees set by the Club and are Associate Members of Skate Canada. Individual members of legal age shall be entitled to **one (1)** vote.

- B. **Active Membership**
All eligible skaters who have paid the fees as set forth by the Club and are Associate Members of Skate Canada. All Active Members of the legal age of 18 have **one (1)** vote each. Underage Active Members have no vote but are represented by Special Members as in C. below.

- C. **Special Membership**
Any parent or guardian of legally underage Active Members who has paid the fees set by the Club and are Associate Members of Skate Canada. The Special Member will have **one (1)** vote per family regardless of how many underage Active Members are in the family.

- D. **Honorary Membership**
A General Meeting of members may elect yearly any person as an Honorary Member of the Club for the period of **one (1)** year. An Honorary Member shall be exempt from dues and shall not have an interest in the assets of the Club. Honorary Members shall be entitled to **one (1)** vote but may not hold office.

ARTICLE 7

INDEMNITY

BY-LAW 14. The Club shall not be responsible for any damages, injury or loss of property to any member, guest or visitor to the Club regardless of the reason or nature of such damage, loss or injury; and further, every member, guest or visitor shall use the Club facilities at their own risk. The Club shall participate in the Skate Canada Club Liability Insurance Program.

ARTICLE 8
MEMBER PRIVILEGES, RULES AND REGULATIONS

- BY-LAW 15. Membership privileges, fees, skating rules and skating hours shall be as set by the Executive Board from time to time. All activities of the Club skaters shall be supervised by a member of the Executive Board, a Skate Canada Coach or appointee thereof.
- BY-LAW 16. All fees paid in cash shall be acknowledged by a written receipt signed by a member of the Executive Board.

ARTICLE 9
CLUB MANAGEMENT

- BY-LAW 17. The general management of the Club shall be vested in an Executive Board consisting of an Immediate Past President, President, 1st Vice-President, 2nd Vice-President, Secretary, Treasurer, **eight (8)** members-at-large consisting of Membership, Test, Publicity, Competition, Senior Representative, Skater Development, Synchronized, Social and a Coaching Representative. An Executive Committee shall be formed to resolve and present internal issues to the Board of Directors. Of the above, the President, 2nd Vice-President, Treasurer, Test, Membership, Publicity and Senior Representative shall be elected at the Annual General Meeting in even calendar years and the 1st Vice-President, Secretary, Competition, Skater Development, Social and Synchronized (if program is running) shall be elected at the Annual General Meeting in odd calendar years. The Executive committee shall consist of the President, 1st Vice-President, 2nd Vice-President, Secretary and Treasurer. The Past President shall hold the position for **one (1)** year after presidency. The Coaching Representative shall be elected yearly by the Club Coaching Staff at the first meeting after the start of the Club's fiscal year.
- BY-LAW 18. The members of the Executive Board, Chairpersons of committees and the Delegate to Skate Canada must be members in good standing of the Club, be registered as Associate Members of Skate Canada, be of legal age and be eligible with the exception of the Coaching Representative as defined by the Skate Canada Rules. The majority of the Executive Board shall be Canadian citizens within the meaning of the *Canadian Citizenship Act*.
- BY-LAW 19. The members of the Executive Board shall hold their respective office until their successors are elected as stated in By-law 17 above or as elected as stated in By-law 35 below.
- BY-LAW 19.1 No Active Member or Special Member whose membership has been previously terminated may be appointed or elected to hold any position on the Executive Board or any Club Committee.
- BY-LAW 20. A quorum of the Executive Board shall consist of **seven (7)** eligible voting members including the Chairperson.

- BY-LAW 21. The Delegate to Skate Canada or alternate shall be appointed annually by the Executive Board. The Delegate need not be a member of the Executive Board. The Skate Canada National Office shall be advised of the appointed Delegate's name.
- BY-LAW 22. The Executive Board shall meet, not less than monthly during the winter skating season which is 1 September to 31 March and thereafter as required, to deal with the business of the Club.
- BY-LAW 23. Special meetings of the Executive Board shall be called upon the written request of any **three (3)** members of the Executive Board.
- BY-LAW 24. The Club's fiscal year shall be June 1 to May 31.
- BY-LAW 25. A summary of the financial transactions (year-to-date) of the Club shall be presented at all General Meetings.

ARTICLE 10
RESPONSIBILITIES OF THE EXECUTIVE COMMITTEE

- BY-LAW 26. President
The Club President is responsible for ensuring that all Club activities, rules and regulations are carried out in accordance with Skate Canada by the responsible members. The President shall act as chairperson of General, Special and Executive meetings. In his/her absence, this duty will be filled by the 1st Vice-President. The President shall prepare the Agenda for all General and Executive meetings. The President is an ex-officio member of all committees and offers guidance to the Executive committees.
- BY-LAW 27. 1st Vice-President
The 1st Vice-President shall carry out the duties of the President in his/her absence. The 1st Vice-President shall be responsible for overseeing the operations of the various programs offered to ensure that all activities, members and professional coaching staff adhere and comply with the rules, policies and regulations of the Club, Section and Skate Canada. He/She shall be the Club Coaching Liaison.
- BY-LAW 28. 2nd Vice President
The 2nd Vice-President shall be responsible for co-ordinating and arranging various methods by which the Membership may raise monies to help offset the costs incurred by the Club.
- BY-LAW 29. Treasurer
The Treasurer shall be the custodian of the funds and be responsible for the safe control of all Club funds; for preparing and submitting to the Executive an Annual Budget and keeping such records as are required for audit. All cheques and legal documents shall be signed by any **two (2)** of the President, 1st Vice-President, Treasurer and Secretary. This signing authority shall be in effect unless there is a perceived or real conflict of interest, in which case one of the designated signatures

can be changed by a majority vote of the Executive Board of the Club. All funds shall be deposited by the Treasurer in a banking institution in the City of Pickering. All disbursements of the Club shall be by cheque or other auditable document. The treasurer shall prepare a financial statement for presentation at all the Club's General meetings.

BY-LAW 30. Secretary

The Secretary shall deal with all correspondence subject to the approval of the President or his/her delegate, shall issue all notices for Executive and General meetings, shall record, type, photocopy and distribute Minutes of all Executive and General Meetings, and shall be responsible for submitting to Skate Canada and Section such reports as are required by the Skate Canada Rules or other regulations.

BY-LAW 31. Eight Members-at-Large

The **eight (8)** members-at-large shall be elected to carry out the duties in the following areas:

(a) Membership

The Membership Chairperson shall be responsible for promoting and developing membership in the Club by arranging for the notices to the public of Club programs and dates of registration. It is the Membership Chairperson's responsibility for collecting membership fees and registering Club Members with the Skate Canada National Office. He/She shall maintain records of Club Members' addresses, telephone numbers, dates of birth, membership status, fee receipts, date of application and Skate Canada registration numbers on the Club provided Computer.

(b) Senior Representative

The Senior Representative Chairperson shall be responsible for providing competent and responsible people to man the music room during sessions requiring music; ensuring that music is available and current with Skate Canada requirements; providing current lists from information obtained from the Membership Chairperson, schedules and changes for the music room personnel. He/She shall be the Club Liaison with the Junior, Intermediate and Senior skaters. He/She shall invoice and collect for monies owed for occasional ice used as recorded.

(c) Publicity

The Publicity Chairperson shall be responsible for keeping Club Members informed on Club activities and for promoting all Club activities in the community. It is the Publicity Chairperson's responsibility to produce posters, videos and other promotional material and to speak to interested parties regarding the various programs offered by the Club. He/She shall direct and oversee the maintenance of the Club Website.

(d) Test

The Test Chairperson shall be responsible for arranging and supervising all tests (in consultation with the appointed referees), and obtaining judges or evaluators for Skate Canada Tests, keeping Club records of Tests, preparing test records for

forwarding to Skate Canada and for the encouragement of Club members as potential Skate Canada judges. The Test Chairperson shall be aware of all Rules and Regulations regarding the Skate Canada Tests.

(e) Competition

The Competition Chairperson shall be responsible for arranging and supervising the Club Competitions (if held) (in consultation with the appointed referees), obtaining judges for the Competition, keeping Club records of the Competition and preparing the results for forwarding on to the Central Ontario Section (“COS”) Chairperson. He/She shall be aware of the Rules and Regulations regarding Competitions. The Competition Chairperson shall promote the participation of the Club members in competitions. Duties also include representing the Club at Interclub and Area Competition Committee meetings. He/She shall prepare, organize, distribute and collect monies for the purchase of Club Clothing.

(f) Social

The Social Chairperson shall be responsible for planning and arranging the necessary refreshments for the Club’s various functions.

(g) Skater Development

The Skater Development Chairperson shall be responsible for the planning and arranging of all clinics and seminars required by the Club. It is the Skater Development Chairperson’s responsibility to arrange, schedule and record attendance of all Canskate Program Assistants. It is also the responsibility of the Skater Development Chairperson to arrange and conduct Skater/parent orientation sessions.

(h) Synchronized

The Synchronized Chairperson (if the program is running) shall be responsible for promoting Synchronized Skating within the Club and arrange for the team try-outs, co-ordinate team activities, contact the Section Synchronized Co-ordinator for technical information and locations of Synchronized competitions. He/She shall be a liaison with all Club teams.

BY-LAW 32. Professional Coach

The Professional Coaching Representative shall represent the professional coaches of the Club and act as an advisor to the Club with respect to areas related to this function. It will be the responsibility of this position to relate all information provided to the professional coaching body of the Club.

ARTICLE 11

EXECUTIVE RESIGNATIONS AND VACANCIES

BY-LAW 33. Any member of the Executive wishing to resign shall notify the Secretary in writing and return all Club documents or property before relinquishing his/her duties.

BY-LAW 34. Any member of the Executive failing to perform his/her duties to the satisfaction of the Club may be removed from office at a General Meeting called for that purpose by

a majority vote of not less than **2/3rds** of the members present. To be deemed unsatisfactory by the Club, the Executive must receive notice of dissatisfaction from not less than **twenty (20)** voting members.

BY-LAW 35. Vacancies occurring in the Executive Board may be filled by members elected by a majority vote of the Executive Board.

ARTICLE 12 **COMMITTEES**

BY-LAW 36. The Executive Board may appoint Special Committee Chairpersons who shall look after duties assigned to them. All Special Committee Chairpersons must submit the names of their committee members to the Executive Board. Each Special Committee Chairperson shall report to the Executive Board and obtain approval from the Executive Board for recommendations and expenditures.

ARTICLE 13 **ANNUAL GENERAL MEETING, GENERAL MEETINGS AND SPECIAL MEETINGS**

BY-LAW 37. An Annual General Meeting shall be held within **thirty (30)** days of the close of the skating season. Other general meetings may be held from time to time upon the written request of **ten (10%)** percent of the members in good standing or at the discretion of the Executive Board.

BY-LAW 38. A quorum for an Annual General Meeting shall consist of the number of persons holding not less than **five (5%)** percent of the active membership votes of members in good standing. If there are fewer than the **five (5%)** percent of the membership votes in attendance at the Annual General Meeting, General or Special Meeting, the presiding officer shall immediately adjourn the meeting. When an Annual General Meeting, General or Special Meeting is adjourned for the lack of a quorum, the Executive shall immediately determine a new time, date and place for the meeting to be held within **thirty (30)** days thereafter and shall inform the members in the manner prescribed in By-law 39 below.

BY-LAW 39. Notice of all Annual General Meetings and Special Meetings shall be given **fifteen (15)** days in advance to all eligible voting members. The notice shall include the time and place of the meeting, the agenda, full details of any proposed amendments to these By-laws and a complete list of candidates nominated for elections.

BY-LAW 40. Voting on Club elections shall be by secret ballot for candidates who have submitted letters of intent to the Executive Board prior to the posting of the AGM notification as set out in By-Law No. 39 above and a simple majority shall elect a candidate. Voting on other matters may be by a show of voting cards.

BY-LAW 41. Voting for Club elections or on any matter pertaining to skating shall be restricted to eligible Club members who are registered as Associate Members of Skate Canada

and of legal age; to Special Members of the Club voting on behalf of their under aged Associate family members, who are members of the Club and registered as Associate members of Skate Canada and to the Coaching Representative. Special members shall be entitled to **one (1)** vote per family so long as all Associate Members are in good standing.

BY-LAW 42. The Executive Board shall present to the Club's membership at the Annual General Meeting a summary of the year's activities.

ARTICLE 14 **AMENDMENTS**

BY-LAW 43. Any member of the Club, in good standing, may propose an amendment to the Constitution or By-laws of the Club. This proposal must be submitted in writing to the Executive Board of the Club. The proposed amendment will be presented at the Annual General Meeting or Special Meeting falling **twenty-one (21)** days or more after the date of submission. No amendment to the Constitution or By-laws of the Club shall be accepted from the floor at any meeting.

BY-LAW 44. By-laws may be enacted or amended by a majority vote of the Executive Board whenever required. Such By-laws or amendments must be presented at the next Annual General Meeting for ratification, if they fail to be ratified, they will cease to be effective and may not be re-enacted by the Executive for **one (1)** calendar year.

BY-LAW 45. Any amendment, to be accepted or ratified, must pass by a vote of **2/3rds** of those present and eligible to vote at an Annual or General meeting of the Club.

BY-LAW 46. All amendments become effective immediately if they are passed unless the motion of the amendment specifies otherwise. All such amendments shall be submitted to the National Office of Skate Canada. Skate Canada reserves the right of refusal of any amendment. Such refusal shall only be made if the intent of such amendments is to violate in principle or spirit, any CFSA rule.

BY-LAW 47. The Executive Board shall ensure for the provision of an annual review of the By-laws of the Club.

BY-LAW 48. The Executive Board shall provide a copy of the Club Constitution to any member wishing to obtain one.

ARTICLE 15 **ORDER OF BUSINESS**

BY-LAW 49. The order of business at the Annual General Meeting, General Meetings or Special Meetings of the Club shall be as follows:

- Minutes of the preceding Annual General/Special Meeting
- Confirmation of the actions taken by the Executive
- Secretary's Report
- Treasurer's Report
- Other Reports
- Election of Executive Officers and Members
- Amendments to the Constitution and By-laws
- Appointment of Auditors

BY-LAW 50. Rules of Order for all meetings, general or executive, shall be as outlined in "Roberts Rules of Order" or "The Law & Procedure of Meetings in Canada" by William Graham Craig, in all cases in which they are applicable and in which they are consistent with the By-laws or Special Rules of the Club.

ADOPTED by the SKATE CANADA PICKERING SKATING CLUB on the ____ day of _____, 2011.

By: _____
President

And: _____
Secretary