



## RESOLUTION 5

SUBMITTED TO THE SEPTEMBER 2024  
MÉTIS NATION BRITISH COLUMBIA  
ANNUAL GENERAL MEETING

Subject: *MNGA Act* Amendments

Legislation Affected: *MNGA Act*

Submitted by: Métis Nation Governing Assembly via MNGA Governance Committee

Submitted to: AGM Clerk

Date Submitted: June 2, 2024

Vote Required for Approval: Majority

### WHEREAS

1. The MNGA Governance Committee's purpose is to review the governance and decision-making structures within the MNGA and recommend changes to concerns that have a bearing on governance and decision-making structures;
2. In 2022, the MNGA changed its meeting frequency from one meeting per year, to three meetings per year, and the *MNGA Act* has not been updated in a fulsome way to reflect this;
3. The *MNGA Act* contains a number of typographical errors and duplications, and some sections could be reorganized in order to improve comprehension and flow.

### BE IT RESOLVED THAT

The *MNGA Act* be amended as follows

- A. Add the following definitions:
- i. "**Abstain**" or "**Abstention**" means a member has not voted, reducing the total number of votes cast on a matter. A call for abstentions during voting may be made by the Clerk or designate to confirm quorum.
  - ii. "**Co-Speakers**" means the two people elected as Co-Speakers at the MNGA.
  - iii. "**Governance Cycle**" means the cycle of MNGA meetings and the AGM that occurs yearly, starting with MNGAs in the Winter (December), Spring (March), and Summer (June), and concluding with the AGM in September of each year.
  - iv. "**Urgent Business**" means business of a time sensitive matter that requires the attention of the MNGA in the current governance cycle.



B. Amend existing definitions indicated by deleting the struck through words and inserting the underlined words:

- i. **“Legislation”** means legislative documents, laws and/or acts, and includes resolutions that introduce new or amend including amendments to existing legislative documents, laws and/or acts and, for the purpose of this Act, will include draft or proposed Legislation.
- ii. **“Métis Nation British Columbia”** (MNBC) means the organization which is comprised of the Regional Representatives ("Directors"), the Executive (President, Vice-President, Secretary and Treasurer), Chairperson from the Métis Women of British Columbia and Chairperson of the Métis Youth BC Council, BCMUYC and which represents the Métis Citizens and for the purpose of this Act will be referred to as the MNBC.
- iii. **“Roll Call”** shall mean the call to order of a General Assembly and shall include the identification and an announcement of the Speaker for that General Assembly, the names of all members of the MNGA, Gabriel Dumont Scouts, and invited guests in attendance at the General Assembly and shall state whether a Quorum of MNGA members are in attendance

C. In Article 4:

- i. Amend Article 4.1 as indicated below, by deleting the struck through words and inserting the underlined words:

A majority (more than half) ~~Fifty percent (50%) plus one~~ of the members of the Métis Nation Governing Assembly constitutes a quorum for the General Assembly. However quorum must include a majority of the MNBC Board of Directors;

- ii. Strike Articles 4.2.1 to 4.2.3 and insert the following in their place as Article 4.2:

4.2 Voting thresholds shall be as follows:

- For approval of Legislation, a vote of at least 75% of votes cast at an MNGA;
- For approval of non-Legislative matters: a majority vote of votes cast at an MNGA;
- For approval of Housekeeping matters: a majority vote of votes cast at an MNGA.

- iii. Strike Article 4.3, and insert the following in its place:

4.3 Voting procedures shall generally follow the processes set out in “Procedures for Establishing Quorum and Voting” attached as Appendix A to this Act.

- a) The MNGA may change or amend Appendix A of this Act through a 2/3 vote at a meeting of the Governing Assembly.

- iv. Amend Article 4.4 as indicated below, by deleting the struck through words and inserting the underlined words:

The MNGA shall, at a Governing Assembly, draft, review and consider Legislation and amendments to the Constitution for consideration at the MNBC Annual General Meeting in the current Governance Cycle. first reading, also referred to as ratification herein, and presentation to the MNBC at an Annual General Meeting or Special Meeting;

- v. Delete Article 4.5 in its entirety.

**Note:** the following Articles of the MNGA Act referenced below are the sections enumerated in the MNGA Act as ratified in September 2023. The final resolution will allow for reordering and renumbering all definitions, sections, and subsections, as appropriate.

- vi. Amend Articles 4.6 and 4.7 as indicated below, by deleting the struck through words and inserting the underlined words:

4.6 Legislation or amendments to the Constitution that have been ~~ratified~~ approved by the Governing Assembly shall be presented for final approval or ~~ratification~~ adoption by the Métis Citizens in attendance at an MNBC Annual General Meeting or Special General Meeting.

4.7 Legislation or amendments to the Constitution which have been ~~ratified~~ approved by the Governing Assembly shall be provided to the MNBC at least forty-five (45) days prior to an Annual General Meeting or Special General Meeting to be included in the agenda of that Annual General Meeting or Special General Meeting.

- D. Insert the following as a new Article 5

#### **ARTICLE FIVE – MEETINGS OF THE MÉTIS NATION GOVERNING ASSEMBLY**

5.0 Pursuant to Article 32 of the *Constitution*, the MNGA shall meet at least three (3) times per year in British Columbia.

5.1 Meetings shall ordinarily be scheduled for Winter, Spring, and Summer of each year, specifically the first weekends of December, March, and June. Should any of these dates fall on a designated holiday or a time change, the meeting will be held on the last weekend in November, February, or May.

5.2 One MNGA shall be held in person, and two MNGAs shall be held virtually every year. When determining the dates for the MNGA, the Assembly will also indicate which meeting is to be held in person.

5.3 Should a member wish to change part of a previously-approved resolution related to Legislation, they may suggest changes by submitting a Motion to Amend a Previously Adopted Resolution, which

- Requests the Assembly to amend the resolution;
- Specifies the title of the resolution and the date of adoption by the MNGA;
- Briefly explains why the resolution should be amended; and
- Explicitly notes the proposed amendments.

- i. The resolution to amend the previously adopted resolution is subject to the same notice deadline and voting threshold as the original resolution.
    - ii. The mover or seconder of a resolution to amend a previously-adopted resolution must have voted on the prevailing side of the original resolution.
  - 5.4 Resolutions related to Legislation, which have received approval at an MNGA during a Governance Cycle, and which require adoption at the AGM, will be added to the agenda for the AGM in the same Governance Cycle.
  - 5.5 Resolutions scheduled for consideration at an MNGA meeting and which are not considered due to time constraints or other extenuating circumstances will automatically be added to the next MNGA in the same Governance Cycle.
    - i. If a resolution proposed at a Summer MNGA is not considered, the submitter may resubmit the resolution for consideration during any MNGA of the next Governance Cycle.
  - 5.6 The MNGA shall adopt Standing Rules that will govern the proceedings of the Governing Assembly, which shall be appended to this act as Appendix B.
    - a) The MNGA may change or amend its Standing Rules through a 2/3 vote at a meeting of the Governing Assembly.
- E. Amend Article Five, its title and Sections 5.0 and 5.1 as indicated, by deleting the struck through text and inserting the underlined text:

**ARTICLE FIVE – SPEAKER AND DEPUTY SPEAKER, OR CO-SPEAKERS, OF THE MÉTIS NATION GOVERNING ASSEMBLY**

- 5.0 The Speaker and Deputy Speaker, or two Co-Speakers, shall:
    - 5.1 Be ~~appointed~~ elected by the MNGA at a Governing Assembly;
- F. Delete article 5.10 in its entirety, because it is not reflective of current practice.
- G. Amend articles 6.3 and 6.5 as indicated, by deleting the struck through text and inserting the underlined text:

[The Clerk of the MNGA shall:]

- 6.3 Be responsible for the presentation of the agenda ~~and notice prepared by the MNGA, for a Governing Assembly of the MNGA as directed by the MNBC, the minutes of the previous MNGA for adoption, and all reports to be presented to the MNGA;~~ and notice prepared by the MNGA, for a Governing Assembly of the MNGA as directed by the MNBC, the minutes of the previous MNGA for adoption, and all reports to be presented to the MNGA;
- 6.5 Provide the ~~certified draft~~ certified draft minutes of the ~~previous MNGA for adoption by~~ previous MNGA for adoption by the members ~~of the MNGA~~ of the MNGA at least 14 (fourteen) days prior to the date set for a Governing Assembly;

H. In Article Nine insert the word “Spring” as follows in Article 9.0:

Notwithstanding any sittings or meetings of the MNGA to conduct business that is not the subject of a Governing Assembly, the following written reports shall be tabled by the Clerk for the Spring MNGA and shall be included in the Orders of the Day:

I. In Article Eleven:

i. Amend Article 11.1, a, b, and d, as indicated by deleting the struck through text and inserting the underlined text:

[Legislation, legislative amendments]

- a) Shall be ~~tabled~~ submitted only by members of the MNGA.
- b) Shall be ~~tabled submitted to with~~ the Clerk no less than 30 days prior to the MNGA ~~being held in the manner required~~ and shall be included in the Orders of the Day for the MNGA, which shall consider the proposed Legislation or amendments to the Legislation.
- d) ~~Be given first reading and~~ If approved by the MNGA, ~~ratified by the MNGA for presentation~~ will be presented to the MNBC at an Annual General Meeting or Special Meeting in accordance with, and for the purpose as set out in, Article 4 ~~herein~~.

ii. Amend Article 11.2, a, b, and d, as indicated by deleting the struck through text and inserting the underlined text:

[Constitutional amendments]

- a) Shall ~~only be tabled~~ submitted only by members of the MNGA.
- b) Shall be ~~tabled submitted to with~~ the Clerk no less than 40 days prior to the MNGA ~~being held in the manner required~~ and shall be included in the Orders of the Day for the MNGA, which shall consider the proposed changes to the Constitution.
- d) ~~Be given first reading and~~ If approved by the MNGA, ~~ratified by the MNGA for presentation~~ will be presented to the MNBC at an Annual General Meeting or Special Meeting in accordance with, and for the purpose as set out in Article 4 ~~herein~~.

- iii. Amend Articles 11.3 a and b, as indicated by deleting the struck through text and inserting the underlined text:

[Other Matters]

- a) Shall be ~~tabled~~ submitted only by the members of the MNGA;
- b) Shall be ~~tabled~~ submitted to ~~with~~ the Clerk no less than 30 days prior to the MNGA meeting being held in the manner required and shall be included in the Orders of the Day for the MNGA, which shall consider the matters;

- iv. Strike Article 11.3 c, and insert the following as a new Article 11.3 c:

- c) Notice of all other matters, including minutes, reports, and decisions which relate to the powers delegated to the MNGA by MNBC Legislation shall be distributed to the members of the MNGA no less than 21 days prior to the MNGA being held.

- v. Strike Articles 11.4 and 11.5 and insert the following in their places:

11.4 Notice of Legislation and proposed Constitutional amendments, and other matters from the MNBC Board of Directors

- a) shall be submitted to the Clerk no less than 45 days prior to the MNGA meeting being held;
- b) shall be distributed to the members of the MNGA no less than 40 days prior to the MNGA meeting being held.

11.5 Urgent Business

- a) Legislation of an urgent and pressing nature proposing to deal with a matter(s) that has arisen after the filing deadline with the Clerk, and that such matter(s) may have implications for the Métis Nation if it is not dealt with on an urgent basis by the MNGA, may be added to the Orders of the Day by the Clerk, subject to approval by a 2/3 vote of members present at an MNGA.
- b) Resolutions relating to other matters than Legislation, of an urgent and pressing nature proposing to deal with a matter(s) that has arisen after the filing deadline with the Clerk and may have implications for the Métis Nation if not dealt with on an urgent basis by the MNGA, may be added to the Orders of the Day by the Clerk, if approved by a majority of members present at an MNGA.

- J. Insert the following as Appendix A to the *MNGA Act*:

**Appendix A – Procedures for Establishing Quorum and Voting**

## **1. Establishing Quorum**

- a. At the start of each MNGA and after every recess the MNGA Clerk or designate shall call the roll to establish quorum.
- b. To establish quorum:
  - The MNGA Clerk or designate shall call the name of each voting member in alphabetical order by last name;
    - If present, the member shall respond in the affirmative;
    - If not present, the MNGA Clerk or designate shall ask if an alternate representative is present. If present, alternate representative shall respond by providing their name;
  - The MNGA Clerk or designate shall advise if a quorum is present.

## **2. Changes to Legislation or Introduction of New Legislation**

- a. Votes on Legislation:
  - i. Will require a roll call vote where the MNGA Clerk or designate will call the names of the delegates in alphabetical order, or reverse alphabetical order, and the delegate will indicate their vote as follows:
    - Yes: in favour of the resolution.
    - No: opposed to the resolution.
    - Abstain: no vote.

After every delegate has had an opportunity to vote, the MNGA Clerk or designate will announce the outcome of the vote, and the number votes in favour, the number opposed, and the total number of votes cast excluding abstentions.
- b. Votes on housekeeping matters to correct Legislation:
  - i. Require a majority vote at one MNGA to be added to the agenda for the AGM in the same governance cycle.
  - ii. May be adopted by unanimous consent. If a member objects to unanimous consent, a roll call vote as outlined in Section 2a above will be taken.

## **3. Votes on Resolutions relating to Other Matters**

- a. Votes on Resolutions not related to changes to or introduction of new legislation:

- i. Require a majority vote at an MNGA to be added to the agenda for the AGM in the same governance cycle.
- ii. May be adopted by unanimous consent. If a member objects to unanimous consent, a vote by show of hands will be taken.
- iii. To conduct a vote by show of hands, the MNGA Clerk or designate will:
  - ask for votes in favour and count the number of hands raised.
  - ask for votes opposed, and count the number of hands raised.
  - ask for any abstentions, and count the number of hands raised.

After every delegate has had an opportunity to vote, the MNGA Clerk or designate will announce the outcome of the vote, and the number of votes in favour, the number of votes opposed, and the total number of votes cast excluding abstentions.

K. Insert the following as Appendix B to the *MNGA Act*:

#### **Appendix B – MNGA Standing Rules**

The rules of order below are intended to facilitate progress, include MNGA delegates in debate and decision making, and ensure fairness, equality, and common sense:

1. The meeting will be run in accordance with the relevant provisions of the *MNBC Constitution* and *MNGA Act*.
2. A delegate who wishes to speak at the MNGA will request to do so, wait to be recognized by the Speaker, and open by stating their name and Community.
3. On each issue or motion, a delegate is entitled to speak up to two (2) times, for no longer than three minutes each time. Speaking a third time or longer than three minutes will require permission from the assembly.
4. If an individual has questions, they may ask one follow-up question within the same three- minute time slot.
5. To speak a second time on the same motion or agenda item, a delegate must wait until those who wish to speak on it for the first time have done so.
6. Debate must be related to the pending motion or agenda item. The Speaker may alternate between proponents and opponents to a pending motion, if needed.
7. Previous Question is not in order prior to 30 minutes of discussion on a motion or agenda item, unless approved by unanimous consent.
8. A motion to Amend a motion or agenda item is not in order prior to five delegates speaking to the main motion, unless approved by unanimous consent.



9. Delegates must observe decorum, avoid personal attacks and disorderly or discourteous behaviors, and are expected to help maintain a safe and respectful meeting environment.
- L. All sections, articles, subarticles, and definitions of the *MNGA Act* be reordered and renumbered as appropriate

**Explanation Chart – Resolution 2: MNGA Act Amendments**

<b>Resolution Section</b>	<b>Function</b>	<b>Explanation</b>
A.	Adds definitions	
i.	Abstain	Clarifies that abstentions are null votes and will not affect the proportion of votes in favour of a resolution
ii.	Co-Speakers	Allows for Co-Speakers to be elected for the MNGA. Current wording allows only for Speaker and Deputy Speaker. This will catch up the language in the legislation to what is currently being practiced.
iii.	Governance Cycle	Defines the Governance cycle now that there are three MNGAs per year.
iv.	Urgent Business	Defines urgent business to allow for time-sensitive matters to be dealt with by the MNGA.
B.	Amends existing definitions	Provides for clarity by correcting small errors (housekeeping), and simplified wording for existing definitions.
C.	Amends Article 4	Provides clarity and changes for Voting and Quorum requirements for the MNGA
i.	Amends 4.1	Changes 50%+1 to a majority (more than half); this is consistent with language used across assemblies.
ii.	Replaces Articles 4.2.1 to 4.2.3	Clearly defines voting thresholds for Legislation, non-Legislative matters, and Housekeeping.
iii.	Inserts voting procedures as an appendix	Moves voting procedures to an appendix, which can be modified by a 2/3 vote at an MNGA. This consolidates voting procedures for the MNGA in one place.
iv.	Amends 4.4	Simplifies language and incorporates Governance Cycle into meetings.
v.	Removes article 4.5	No longer needed since voting thresholds are changed in Cii.
vi.	Amends 4.6 and 4.7	Provides for clearer language.
D.	Adds new Article 5	Generally provides clarity around timing and scheduling of meetings; provides for hallows for previously-approved resolutions to be brought back
5.1 and 5.2		Provides for scheduling and format (virtual or in person) of MNGAs.
5.3		Adds a process for a resolution related to Legislation approved at a previous MNGA to be brought back, subject to notice, and requires that the mover or the seconder must have voted in the affirmative on the original resolution.

Resolution Section	Function	Explanation
5.4		Provides for scheduling legislative resolutions at the AGM in the same governance cycle.
5.5		Provides for automatic rescheduling of a resolution if it is not considered at an MNGA due to extenuating circumstances.
5.6		Adds Standing Rules as an appendix to the <i>MNGA Act</i> so that the same rules do not need to be adopted at every meeting. 5.6a provides a formula for changing those rules at an MNGA.
<p><b>Note:</b> the following Articles of the <i>MNGA Act</i> referenced below are the sections enumerated in the <i>MNGA Act</i> as ratified in September 2023. The final resolution will allow for reordering and renumbering all definitions, sections, and subsections, as appropriate.</p>		
E.	Adds Co-Speakers	<p>The Speaker and Deputy Speaker have in practice been acting as Co-Speakers. This adds the concept of Co-Speakers to catch the Legislations up to practice, without eliminating Speaker and Co-Speaker; provides ample choice for the Assembly.</p> <p>Adds language to clarify that the Speaker/Deputy Speaker/Co-Speaker positions are elected, not appointed.</p>
F.	Deletes 5.10	In practice, the Speaker does not approve the addition of documents and reports for the MNGA, so there is no need for this to be in the <i>Act</i> .
G.	Clarifies Language	Clarifies role of MNGA Clerk and changes language to better express that the MNGA will adopt draft minutes prior to the Speaker/Deputy Speaker/Co-Speakers certifying them.
H	Updates language for three MNGAs per year	Accommodates three MNGAs per year by limiting reports to the Spring MNGA.
i, ii, iii.	Clarifies Language	Changes “tabled” to “submitted”; Removes “First Reading” and extra words to provide clarity.
iv.	Replaces 11.3 c	Reduces and clarifies. Adds in MNGA delegated powers.
v.		Replaces 11.4 for added clarity Adds requirements around Urgent Business
J.		Adds voting procedures as an appendix to the <i>Act</i>
K.		Adds Standing Rules as an appendix to the <i>Act</i>
L.		Renumbers all sections as required.

# MÉTIS NATION BRITISH COLUMBIA



# MÉTIS NATION BRITISH COLUMBIA

## MÉTIS NATION GOVERNING ASSEMBLY ACT

AS RATIFIED SEPTEMBER 2023 ANNUAL GENERAL MEETING





## ARTICLE ONE - TITLE

1.0 This Act may be cited as "*The Métis Nation Governing Assembly Act*"

## ARTICLE TWO - INTERPRETATION

2.0 In this Act:

2.1. — “Abstain” or “Abstention” means a member has not voted, reducing the total number of votes cast on a matter. A call for abstentions during voting may be made by the Clerk or designate to confirm quorum.

2.2 “Act” shall mean the *Métis Nation Governing Assembly Act*.

2.3 “Chartered Community” are those Métis Communities that have entered in a Community Governance Charter agreement with the MNBC.

2.4 “Co-Speakers” means the two people elected as Co-Speakers at the MNGA.

2.42.5 “Constitution” shall mean the Constitution of the Métis Nation British Columbia (the "MNBC") as amended from time to time.

2.52.6 “Clerk” shall mean the Clerk of the Métis Nation Governing Assembly.

2.62.7 “Community Governance Charter” means the written document that shall set out the terms of the relationship between a Community and the MNBC.

2.72.8 “Conflict of Interest” shall exist when an immediate family member of a member of the MNGA or a person or individual has an interest in a matter being dealt with by the MNGA. An immediate family member is defined as father, mother, stepfather, stepmother, foster parent, brother, sister, spouse (including a common law spouse), child (including a child with a common law spouse), ward, father-in-law, mother-in-law or relative permanently residing with a member or any close personal or business associate. An interest in a matter will arise when a person or individual may benefit financially or otherwise as a result of a matter being dealt with by the MNGA.

A conflict of interest shall also exist when a member of the MNGA is or has become a director or officer, whether elected, appointed or otherwise, of a Métis provincial organization, association or group whose interests are in conflict with the interests of the MNBC in that their activities could negatively affect MNBC’s ability or authority to operate, negotiate on behalf of and represent the Métis people in British Columbia.

2.82.9 “Deputy Speaker” shall mean the Deputy Speaker of the MNGA.

2.92.10 “Executive” shall mean the Executive members of the MNBC who are elected province-wide and which includes the President, Vice-President, Treasurer, and Secretary.



2.102.11 “**Gabriel Dumont Scout**” or “**Dumont Scouts**” shall mean the individual or individuals appointed and responsible for the keeping of the peace at the MNGA, named in honor of Gabriel Dumont’s peacemakers historically called ‘Scouts.’

2.12 “**Governance Cycle**” means the cycle of MNGA meetings and the AGM that occurs yearly, starts with MNGAs in the Winter (December), Spring (March), and Summer (June), and concludes with the AGM in September of each year.



2.112.13 “**Governing Assembly**” shall mean a meeting of the MNGA as set out in the Constitution.

2.122.14 “**Housekeeping Matters**” in the context of an amendment, addition or replacement of an Article contained in or proposed for Legislations of the Constitution means those matters that do not affect the meaning of intent of the Article of the subject Legislation of the Constitution. In the event of ambiguity, the proposed amendment, addition or replacement of an Article contained in or proposed for Legislation of the Constitution shall be deemed to be not a Housekeeping Matter.”

2.132.15 “**Legislation**” means ~~legislative documents, laws and/or acts including amendments to existing legislative documents, and includes resolutions that introduce new or amend laws and/or acts and, for the purpose of this Act, will include draft or proposed Legislation.~~

2.142.16 “**Métis Nation Governing Assembly**” (MNGA) means the legislative body of the MNBC, as set out in the Constitution.

2.152.17 “**Métis Nation British Columbia**” means, the organization that represents the Métis Citizens pursuant to the provisions of the Constitution.

2.162.18 “**Métis Nation British Columbia**” (MNBC) means the organization which is comprised of the Regional Representatives ("Directors"), the Executive (President, Vice-President, Secretary and Treasurer), Chairperson from the Métis Women of British Columbia and Chairperson of the ~~BCMUYC~~ Métis Youth BC Council and which, represents the Métis Citizens and for the purpose of this Act will be referred to as the MNBC.

2.172.19 “**Orders of the Day**” shall mean the compilation of documentation for members of the MNGA including the Agenda, Reports, Minutes, Draft Legislation, Motions and Constitutional Amendments to be tabled at a General Assembly of the MNGA.



2.182.20 “**Regions**” shall mean the MNBC regions as are defined by the Constitution.

2.21 “**Roll Call**” shall mean the call to order of a General Assembly ~~and shall include the identification and an announcement of the Speaker for that General Assembly, the names of all members of the MNGA, Gabriel Dumont Scouts, and invited guests in attendance at the General Assembly and shall state whether a Quorum of MNGA members are in attendance.~~

2.192.22 “**Senate**” shall mean the MNBC Senate.

2.202.23 “**Speaker**” shall mean the Speaker of the MNGA.

### ARTICLE THREE - COMPOSITION OF THE MÉTIS NATION GOVERNING ASSEMBLY

3.0 In this Act:

3.1 The MNGA shall be composed of:

- a) The MNBC Executive as represented by the President, Vice-President, Treasurer, Secretary; plus the Regional Directors, Métis Women of British Columbia Chairperson and MYBC Chairperson; and
- b) The Presidents of the Chartered Communities of the MNBC.

3.1.1 A person shall hold one member position at MNGA meetings. If the person holds more than one role that is part of the membership of the MNGA as set out in 3.1 above, they must inform the Clerk of the role they will be fulfilling.

3.2 In the event a Community President is unable to attend a Governing Assembly, the Community’s Vice-President may represent that Community.

3.3 All MNGA voting delegates must be registered with the Métis Nation British Columbia Central Registry in accordance with the Métis Nation British Columbia Citizenship Act.

3.4 No member of the MNGA shall be allowed to be in conflict of interest. If found to be in a conflict of interest by a majority of the MNGA, that member shall be subject to a permanent or temporary suspension from being a Member of the MNGA by a majority vote of the Members of the MNGA where at least three-quarters of the Members of the MNGA are present. A person so suspended may appeal the suspension to the Senate whose decision shall be final and finding.

### ARTICLE FOUR - VOTING AND QUORUM

4.0 In this Act:

4.1. ~~Fifty percent (50%) plus one~~ A majority (more than half) of the members of the



Métis Nation Governing Assembly constitutes a quorum for the General Assembly. However quorum must include a majority of the MNBC Board of Directors;

4.2 ~~Roll call voting~~ Voting thresholds shall be as follows:

- For approval of Legislation, a vote of at least 75% of votes cast at an MNGA;
- For approval of non-Legislative matters: a majority vote of votes cast at an MNGA;
- For approval of Housekeeping matters: a majority vote of votes cast at an MNGA.

4.3 Voting procedures shall generally follow the method of voting processes set out in “Procedures for Establishing Quorum and Voting” attached as Appendix A to this Act;

4.3.1 The MNGA may change or amend Appendix A of this Act through a 2/3 vote at a meeting of the Métis Nation British Columbia Governing Assembly for ratification or amendments to the MNBC Constitution or Legislative Acts.;

4.24.4 The MNGA shall, at a Governing Assembly, draft, review and consider Legislation and amendments to the Constitution for first reading, ~~also referred to as ratification herein, and presentation to for consideration at the MNBC at an Annual General Meeting or Special Meeting in the current Governance Cycle;~~

~~4.3. — Ratification of Legislation or amendments to the Constitution that are properly before a Governing Assembly shall require majority of seventy five percent (75%) of the Roll Call at a Governing Assembly;~~

4.34.5 Legislation or amendments to the Constitution that have been ~~ratified~~ approved by the Governing Assembly shall be presented for final approval or ~~ratification~~ adoption by the Métis Citizens in attendance at an MNBC Annual General Meeting or Special General Meeting.

4.44.6 Legislation or amendments to the Constitution which have been ~~ratified~~ approved by the Governing Assembly shall be provided to the MNBC at least forty-five (45) days prior to an Annual General Meeting or Special General Meeting to be included in the agenda of that Annual General Meeting or Special General Meeting.

4.54.7 The MNGA may, by resolution, make election rules regarding matters not specifically set out in the *Electoral Act*. Such rules will expire 30 days after election day for the election they pertain to.

~~4.87.1~~ That any elected representative, who is a declared candidate in a current election, who is a member of the MNGA, may not propose such a rule.

## ARTICLE FIVE ~~—SPEAKER—~~ MEETINGS OF THE MÉTIS NATION GOVERNING ASSEMBLY

5.0 Pursuant to Article 32 of the *Constitution*, the MNGA shall meet at least three (3) times per year





in British Columbia.

5.1 Meetings shall ordinarily be scheduled for Winter, Spring, and Summer of each year, specifically the first weekends of December, March, and June. Should any of these dates fall on a designated holiday or a time change, the meeting will be held on the last weekend in November, February, or May.

5.2 One MNGA shall be held in person, and two MNGAs shall be held virtually every year. When determining the dates for the MNGA, the Assembly will also indicate which meeting is to be held in person.

5.3 Should a member wish to change part of a previously-approved resolution related to Legislation, they may suggest changes by submitting a Motion to Amend a Previously Adopted Resolution, which

- Requests the Assembly to amend the resolution;
- Specifies the title of the resolution and the date of adoption by the MNGA
- Briefly explains why the resolution should be amended, and
- Explicitly notes the proposed amendments.

i. The resolution to amend the previously adopted resolution is subject to the same notice deadline and voting threshold as the original resolution.

ii. The mover or second of a resolution to amend a previously-adopted resolution must have voted on the prevailing side of the original resolution.

5.4 Resolutions related to Legislation, which have received approval at an MNGA during a Governance Cycle, and which require adoption at the AGM, will be added to the agenda for the AGM in the same Governance Cycle.

5.5 Resolutions scheduled for consideration at an MNGA meeting and which are not considered due to time constraints or other extenuating circumstances will automatically be added to the next MNGA in the same Governance Cycle.

(i) If a resolution proposed at a Summer MNGA is not considered, the submitter may resubmit the resolution for consideration during any MNGA of the next Governance Cycle.

5.6 The MNGA shall adopt Standing Rules that will govern the proceedings of the Governing Assembly, which shall be appended to this act as Appendix B.

a) The MNGA may change or amend its Standing Rules through a 2/3 vote at a meeting of the Governing Assembly.

## **ARTICLE SIX – SPEAKER AND DEPUTY SPEAKER, OR CO-SPEAKERS OF THE MÉTIS NATION GOVERNING ASSEMBLY**

5-06.0 The Speaker and Deputy Speaker, or two co-speakers shall:



- ~~5.16.1~~ Be ~~appointed~~elected by the MNGA at a Governing Assembly;
- ~~5.26.2~~ May be made from within or outside the MNGA, but must be a registered MNBC Citizen pursuant to the *Citizenship Act*;
- ~~5.36.3~~ Be for a term of two (2) years subject to re-appointment;
- ~~5.46.4~~ Be responsible for the procedures, rules, debates and decorum of the Governing Assembly;
- ~~5.56.5~~ Receive the list of members and seating arrangements of the Governing Assembly from the Clerk as established by the Roll Call;
- ~~5.66.6~~ Approve all participation in debates and voting;
- ~~5.76.7~~ Secure a written record of the Governing Assembly and certify the minutes;
- ~~5.86.8~~ Require Gabriel Dumont Scouts to expel for the remainder of the day any MNGA member or any observer from the Governing Assembly for failing to follow the ruling of the Speaker;
- ~~5.96.9~~ Ensure that only MNGA members are seated in the designated Assembly area with all other individuals or observers seated outside of the designated Assembly area;
- ~~5.0~~ — Approve all documentation to be circulated to MNGA members.

## ARTICLE ~~SIX~~SIXSEVEN - CLERK

- 7.0 The Clerk of the MNGA shall:
  - 7.1 Be a designate of the Métis Provincial Council of British Columbia;
  - 7.2 Be responsible for compiling the necessary documentation for the Orders of the Day;
  - 7.3 Be responsible for the presentation of the agenda ~~prepared by and notice~~, the minutes of the previous MNGA, for ~~a Governing Assembly of the adoption, and all reports to be presented to the MNGA as directed by the MNBC~~;
  - 7.4 Obtain and retain a certified copy of the minutes from the Speaker;
  - 7.5 Provide the ~~certified draft~~ minutes of the previous MNGA ~~to for adoption by~~ the members of the MNGA at least 14 (fourteen) days prior to the date set for a Governing Assembly;
  - 7.6 Secure, by contract, an independent person or agency to duly record the minutes and procedures of the MNGA;
  - 7.7 Ensure that the necessary staff are in place for a Governing Assembly;



- 7.8 Also hold the seat as Clerk at an Annual General Meeting or Special General Meeting of the MNBC; and
- 7.9 Be authorized to appoint or designate a Deputy Clerk to assist in carrying out their duties.

## ARTICLE SEVENEIGHT - SENATE

8.0 The Senate shall, in relation to the MNGA:

8.1 Maintain a Ceremonial Role in the MNGA and Governing Assemblies by:

8.1.1 Being responsible for Opening and Closing Prayers;

8.1.2 Swearing-In any new members.

## ARTICLE EIGHTNINE- GABRIEL DUMONT SCOUTS

9.0 In this Act:

9.1 Gabriel Dumont Scouts will be appointed by the MNBC to maintain order and ensure proper procedure during a Governing Assembly.

## ARTICLE NINETEN - REPORTING

10.0 Notwithstanding any sittings or meetings of the MNGA to conduct business that is not the subject of a Governing Assembly, the following written reports shall be tabled by the Clerk for the Spring MNGA and shall be included in the Orders of the Day:

10.1 Executive Reports;

10.1.1 President

10.1.2 Vice-President

10.1.3 Secretary

10.1.4 Treasurer

10.1.5 Regional Director Reports;

10.1.6 Métis Women of British Columbia Report;

10.1.7 Ministerial Reports, including, where applicable, program reports and audits;

10.1.8 Senate Report;

10.1.9 Métis Youth of British Columbia Report; and

10.1.10 Any other reports required by the Constitution or Legislation.

9.2 Expenditure Report

9.2.1 An interim Expenditure Report for the period between April 1st and December 31st of the current fiscal year shall be given, which shall contain all spending by MNBC elected members and the Executive Director/CEO including but not limited to: remuneration, travel costs, accommodation costs, per diems, honoraria, legal and professional fees, consultant and contractor fees and reimbursed expenses. Each year the Expenditure Report



of the entire previous fiscal year's expenditures of MNBC elected members and executive staff shall be posted on the MNBC website by June 1st.

## ARTICLE ~~TEN~~ELEVEN - MINUTES

11.0 The Minutes of a Governing Assembly shall:

- 11.1 Be received and prepared by an independent individual or person;
- 11.2 Be forwarded to the Clerk; and
- 11.3 Refer to the Minutes of the previous Governing Assembly, which shall be included in the Orders of the Day.

## ARTICLE ~~ELEVEN~~ELEVENTWELVE - NOTICE OF LEGISLATION AND CONSTITUTIONAL AMENDMENTS, AND NOTICE OF OTHER MATTERS

12.1 Legislation or amendments to Legislation:

- a) Shall be ~~tabled~~submitted only by the members of the MNGA;
- b) Shall be ~~tabled with~~submitted to the Clerk no less than 30 days prior to the MNGA being held ~~in the manner required~~ and shall be included in the Orders of the Day for the MNGA, which shall consider the proposed Legislation or amendments to the Legislation.
- c) Notice of the proposed Legislation or amendments to the Legislation shall be distributed to the members of the MNGA no less than 21 days prior to the MNGA being held, and
- d) ~~Be given first reading and if~~ approved, ~~ratified by~~ the MNGA ~~for presentation, will be presented~~ to the MNBC at an Annual General Meeting or Special Meeting in accordance with, and for the purpose as set out in Article 4 ~~herein~~.

12.2 Constitutional Amendments

- a) Shall be submitted only ~~be tabled~~ by the members of the MNGA;
- b) Shall ~~be tabled with~~submitted to the Clerk no less than 40 days prior to the MNGA meeting ~~being held in the manner required~~ and shall be included in the Orders of the Day for the MNGA, which shall consider the proposed amendments to the Constitution;
- c) Notice of the proposed amendments to the Constitution shall be distributed to the members of the MNGA no less than 21 days prior to the MNGA being held; and
- d) ~~Be given first reading and if~~ approved, ratified by the MNGA for presentation to the MNBC at an Annual General Meeting or Special Meeting in accordance and for the purpose as set out in Article 4 ~~herein~~.



### 12.3 Other Matters

- a) Shall be ~~tabled~~submitted only by the members of the MNGA;
- b) Shall ~~be tabled with~~submitted to the Clerk no less than 30 days prior to the MNGA meeting being held in the manner required and shall be included in the Orders of the Day for the MNGA, which shall consider the matters;
- c) Notice of ~~the all other~~ matters, ~~the including~~ minutes ~~of the previous MNGA, and all~~ reports of Ministers, Regions, and all other reports that are, and decisions which relate to ~~be presented~~the powers delegated to the MNGA by MNBC Legislation shall be distributed to the members of the MNGA no less than 21 days prior to the MNGA being held; ~~and.~~
- d) Be considered at the MNGA.

### 12.4 Notice of Legislation and proposed Constitutional amendments, and other matters from the MNBC Board of Directors

- ~~a) Notice of Legislation and proposed Constitutional amendments and other matters from the MNBC Board of Directors shall be tabled with~~submitted to the Clerk no less than 45 days prior to the MNGA meeting being held; ~~and;~~
- ~~a)b)~~ shall be distributed to the members of the MNGA no less than 40 days prior to the MNGA meeting being held.

### ~~11.5 Resolutions of an urgent and pressing nature~~

### 12.5 Urgent Business

- a) Resolutions of an urgent and pressing nature proposing to deal with a matter(s) that has arisen after the filing deadline with the Clerk, and that such matter(s) may have implications for the Métis Nation if it is not dealt with on an urgent basis by the MNGA, may be added to the ~~Order Paper~~Orders of the Day by the Clerk, ~~if at least 50% plus one of the MNGA subject to approval by a 2/3 vote of members in attendance agree~~present at an MNGA.
- ~~b) Resolutions relating to other matters than Legislation, of an urgent and pressing nature proposing to deal with a matter(s) that has arisen after the filing deadline with the Clerk and may have implications for the Métis Nation if not dealt with on an urgent basis by the MNGA, may be added to the Orders of the Day by the Clerk, if approved by a majority of members present at an MNGA.~~

### ~~12.5~~12.6 Notice of the MNGA

- a) Notice of the date and location of the MNGA shall be distributed to the members of the MNGA no less than 60 days prior to the MNGA meeting being held.



**ARTICLE ~~TWELVE~~THIRTEEN - APPLICATIONS, PROCLAMATIONS**

13.0 The MNGA shall be authorized to receive and determine applications for Métis Community Governance Charter from applications in accordance with the requirement as outlined in Article 56.1 of the MNBC Constitution. The application terms of the Métis Community Governance Charter shall consider any special circumstances that may affect the status on an existing or prospective Métis Community Governance Charters.

13.1 The MNGA shall proclaim:

13.1.1 The date of the next MNBC election, as set out in the Constitution; and

13.1.2 Holidays and days of commemoration, such as Louis Riel Day.

13.2 The MNGA shall, at the request of the MNBC in accordance with Article 46 of the MNBC Constitution, receive nominations for the appointment of an MNBC Director (except for the office of President) to fill vacancies on the MNBC Board of Directors and the position MWBC Regional Representative or MYBC Regional Representative.

**ARTICLE ~~THIRTEEN~~FOURTEEN - FINANCING**

14.0 Fiscal resources for the institution and maintenance of the MNGA shall be provided by the MNBC if available, in accordance with the laws and regulations of the MNBC Financial Policies and Procedures, shall provide financial resources to the MNGA as required for the purposes of carrying out the provisions of this Act.

14.1 The fiscal resources allocated by the MNBC for the purposes in 13.1 shall be those fiscal resources that are within the means available to the MNBC for those purposes.

14.2 The Speaker shall make formal written request to the MNBC for all expenditures of the MNGA.

14.3 The MNBC shall actively pursue fiscal resources for the functions of the MNGA.

14.4 The MNBC will be responsible for the expenses and any remuneration for the MNGA in pursuance of the provisions of this Act.



## Appendix A – Procedures for Establishing Quorum and Voting

### 1. Establishing Quorum

- a. At the start of each MNGA and after every recess the MNGA Clerk or designate shall call the roll to establish quorum.
- b. To establish quorum:
  - The MNGA Clerk or designate shall call the name of each voting member in alphabetical order by last name;
    - If present, the member shall respond in the affirmative.
    - If not present, the MNGA Clerk or designate shall ask if an alternate representative is present. If present, alternate representative shall respond by providing their name;
  - The MNGA Clerk or designate shall advise if a quorum is present.

### 2. Changes to Legislation or Introduction of New Legislation

- a. Votes on Legislation:
  - i. Will require a roll call vote where the MNGA Clerk or designate will call the names of the delegates in alphabetical order, or reverse alphabetical order, and the delegate will indicate their vote as follows:
    - Yes: in favour of the resolution.
    - No: opposed to the resolution.
    - Abstain: no vote.

After every delegate has had an opportunity to vote, the MNGA Clerk or designate will announce the outcome of the vote, and the number votes in favour, the number opposed, and the total number of votes cast excluding abstentions.
- b. Votes on housekeeping matters to correct Legislation:
  - i. Require a majority vote at one MNGA to be added to the agenda for the AGM in the same governance cycle.
  - ii. May be adopted by unanimous consent. If a member objects to unanimous consent, a roll call vote as outlined in Section 2a above will be taken.

### 3. Votes on Resolutions relating to Other Matters

- a. Votes on Resolutions not related to changes to or introduction of new legislation:
  - i. Require a majority vote at an MNGA to be added to the agenda for the AGM in the



same governance cycle.

ii. May be adopted by unanimous consent. If a member objects to unanimous consent, a vote by show of hands will be taken.

iii. To conduct a vote by show of hands, the MNGA Clerk or designate will:

- ask for votes in favour and count the number of hands raised.
- ask for votes opposed, and count the number of hands raised.
- ask for any abstentions, and count the number of hands raised.

After every delegate has had an opportunity to vote, the MNGA Clerk or designate will announce the outcome of the vote, and the number of votes in favour, the number of votes opposed, and the total number of votes cast excluding abstentions.

RESOLUTION 5 - REDLINE VERSION





### Appendix B – MNGA Standing Rules

The rules of order below are intended to facilitate progress, include MNGA delegates in debate and decision making, and ensure fairness, equality, and common sense:

1. The meeting will be run in accordance with the relevant provisions of the MNBC Constitution and MNGA Act.
2. A delegate who wishes to speak at the MNGA will request to do so, wait to be recognized by the Speaker, and open by stating their name and Community.
3. On each issue or motion, a delegate is entitled to speak up to two (2) times, for no longer than three minutes each time. Speaking a third time or longer than three minutes will require permission from the assembly.
4. If an individual has questions, they may ask one follow-up question within the same three minute time slot.
5. To speak a second time on the same motion or agenda item, a delegate must wait until those who wish to speak on it for the first time have done so.
6. Debate must be related to the pending motion or agenda item. The Speaker may alternate between proponents and opponents to a pending motion, if needed.
7. Previous Question is not in order prior to 30 minutes of discussion on a motion or agenda item, unless approved by unanimous consent.
8. A motion to Amend a motion or agenda item is not in order prior to five delegates speaking to the main motion, unless approved by unanimous consent.
9. Delegates must observe decorum, avoid personal attacks and disorderly or discourteous behaviors, and are expected to help maintain a safe and respectful meeting environment.