

**Model Labour Code Certification Component Bylaws**  
**Approved by the Provincial Executive May 26, 2025**  
**Amended per 2024 Convention**

*File No. 4481-004*

**1. NAME**

(a) This component shall be known as the B.C. General Employees' Union Indigenous Sector component hereinafter referred to as the "component."

(b) The component shall consist of all union members within the bargaining units, as defined under the relevant labour legislation or as assigned by the Provincial Executive and covered by the Indigenous Sector component under the terms of the Constitution and Bylaws of the union.

**2. HEADQUARTERS**

The headquarters of the component shall be established in accordance with Article 2 of the union's Constitution.

**3. OBJECTS**

The objects of the component shall be:

(a) To unite all members of the component in a single, democratic organization capable of acting on their behalf;

(b) To provide assistance to bargaining units and bargaining councils in their negotiations and to conduct all other matters relevant to the component.

**4. MEMBERSHIP**

Pursuant to Article 4 of the Constitution, employees of employers in British Columbia who are certified with the union or have voluntary recognition collective agreements with the union, are eligible for full membership in the union by filling out an "application for membership" card.

**5. INITIATION FEE**

An initiation fee, if prescribed by law, shall be payable to the union.

**6. LOCAL BYLAWS**

The bylaws of a local shall be consistent with the bylaws of the component and with the Constitution and Bylaws of the union, and if inconsistent with the Constitution of the union, the Constitution shall be paramount.

**7. LOCALS**

(a) A local shall be formed and designated in each of the areas coinciding with the geographic boundaries of an area pursuant to Clauses 5.3 and 5.5 of the union's Constitution, as described in Appendix A of these bylaws.

(b) The geographic boundaries of a local may only be changed pursuant to the policy adopted by the Provincial Executive and contained in Appendix B of these bylaws.

**8. MEETINGS**

(a) For the purpose of meetings "component" shall be defined as the component executive as per Section 1(c)(i), (ii), (iii) and (iv) of the union's bylaws and contained in the Constitution.

- (b) Component meetings shall be held as determined by the component vice-president, or at the request of the representatives of 30% of the locals of the component.
- (c) Fourteen days' written notice shall be given of component meetings, with the exception of an urgent situation.
- (d) Component executive meetings shall be held at least quarterly at the call of the component vice-president.
- (e) The table officers of the component executive shall meet at the call of the component vice-president to conduct normal business of the component executive, between executive meetings.
- (f) Each local should meet as often as necessary but in any event not less than twice a year. Such meetings shall be at the call of the local chairperson.
- (g) The order of business at component executive meetings may be:
  - 1. Call to order
  - 2. Indigenous acknowledgment
  - 3. Reading of minutes
  - 4. Business arising from minutes
  - 5. Communications
  - 6. Convention report
  - 7. Provincial Executive report
  - 8. Financial report
  - 9. Reports of officers and committees
  - 10. Reports of local chairpersons
  - 11. Affiliation reports (CLC, NUPGE, BCFed, Labour Council)
  - 12. Unfinished business
  - 13. Nominations, elections, and installation of officers
  - 14. New business
  - 15. Good and welfare
  - 16. Adjournment
- (h) As soon as possible and not more than 30 days after the date of the annual meeting, the treasurer of the component shall forward to the president an audited financial statement of the books of the component.
- (i) As soon as possible and not more than 30 days after the date of the triennial elections, the component vice-president shall forward to the president a list of the officers and executive of the component.

## 9. ELECTIONS

- (a) The local nominating period shall be at least 30 clear days before the date set for local elections for the purpose of nominating candidates for all executive positions in the local for the ensuing three-year term. Such notice shall be issued after the Triennial Constitutional Convention, but no later than the end of February but not before January 1 as per Section 1(e) of the Constitutional Bylaws.
- (b) One component executive member position will be designated for a young worker representative (Young workers are defined as 29 years of age or younger).
- (c) One component executive member will be designated for a member who identifies from one of the equity groups.
- (d) One component executive member will be designated for a member who identifies as indigenous.
- (e)
  - (i) The chairperson of each local shall sit on the component executive as of right. Once the local passes 8.5% of the total component membership they shall be entitled to elect an additional member. They will be entitled to elect additional members for each 8.5% after that.

- (ii) Where a bargaining or sectoral council has been established pursuant to Clause 12(c) of these bylaws, the chairperson of the bargaining council shall sit on the component executive as of right.
  - (f) Component elections shall be held triennially in May on a date to be fixed by the component executive.
  - (g) Table officers to be elected at component elections are a component vice-president, 1<sup>st</sup> vice-chairperson, 2<sup>nd</sup> vice-chairperson, treasurer, recording secretary and additional table officers as required. These officers shall be elected for a three-year term by a vote of the component executive from among the component executive.
  - (h) The staff member assigned to the component shall be a member ex-officio of the component executive.
  - (i) In all cases, except for the election of officers at the Triennial Convention, the candidate(s) receiving the most votes will be declared elected as per Section 2(4) (g) of the Constitutional Bylaws.
  - (j) There shall be no "*plumping*". Where vacancies in office exist and more than one seat is to be filled, the membership will be clearly instructed as to how many vacancies are to be filled and the number of candidates they must vote for. Where practical, this information will be contained on the ballot.
  - (k) In the case of nominations for local executive positions, a nomination form shall be made available to all members so that any member may nominate or be nominated for local office. The nomination forms will be provided by the area office as per Section 2(e) (g) of the Constitutional Bylaws. All candidate names on the ballot will be in random order. In accordance with the BCGEU Constitution and Bylaws, Section 2(g), all elections for local officers are by referendum.
- (j) *Steward elections***
- (i) Steward elections will be held every three years, starting in September of the year prior to the year in which local elections are held. Stewards will serve for three-year terms.
  - (ii) The local executive will determine the appropriate number of stewards for their local at a common worksite or, if there is no shared worksite, by employer and geographic location. The number of stewards will be determined prior to the opening of nominations for election in September.
  - (iii) The local executive may not assign less than one steward per worksite, or per 100 members, whichever is greater.
  - (iv) Stewards at common worksites with more than 100 members will be encouraged to form steward committees and elect amongst themselves a lead steward for the purpose of holding regular meetings to discuss matters particular to the worksite that may arise from time to time.
  - (v) Nominations, balloting and voting for stewards is the same process as outlined in (g), (h), and (i) above.
- (k) *Election Dispute Procedure***
- A. A member of a local, eligible to cast a ballot in a local election, who alleges there has been an irregularity in the election procedure and wishes to challenge the election, may do so by advising the component vice-president, in writing, stating the reason(s) and the alleged irregularity. Where the local election being challenged is the same local as the component vice-president, the president shall appoint an alternate to investigate the complaint.

B. The written challenges must be received by the component vice-president within 10 calendar days of the results of the election being published. The Balloting Committee shall retain all ballots cast in a local election in safekeeping for a minimum of 30 calendar days of the results of the election being published.

C. The component vice-president, upon receiving a complaint as per (A) and (B) above, shall investigate the matter. If, in the opinion of the component vice-president, there has been an irregularity, they shall order another ballot in respect to the election where the irregularity has occurred. The component vice-president's decision shall be final subject to the right of the member alleging the irregularity appealing to the Provincial Executive through the president.

D. For the purposes of this procedure an irregularity shall be defined as any variance which may have affected the result of the election.

## 10. QUORUM

Two-thirds of the component executive shall constitute a quorum at component executive meetings.

## 11. ATTENDANCE

The absence of a component executive member from two consecutive meetings without just cause shall constitute grounds for dismissal from the component executive.

## 12. NEGOTIATIONS

### (a) *Local bargaining units*

- (i) Where negotiations are conducted at the local bargaining unit level, a bargaining unit negotiating committee shall be elected from the members of the bargaining unit.
- (ii) The committee shall consist of not more than three members. If additional members are required, the bargaining unit shall request approval for additional members from the component.
- (iii) Each local bargaining unit shall elect a negotiating committee, one of whom shall be chairperson, and that chairperson, together with the staff member assigned to the negotiations, will co-chair the committee. A local bargaining unit negotiating committee may be authorized to elect the chairperson from amongst its members.

Where local bargaining unit members are spread beyond one single geographic location, a referendum system of nominations and elections shall be utilized.

### (b) *Sectoral Agreement*

- (i) A sectoral agreement committee shall be elected from among the representatives of local bargaining units affected by the sectoral agreement.
- (ii) The members of the committee shall elect a chairperson from amongst themselves, who shall also be chair of the negotiating committee.
- (iii) The chairperson of the negotiating committee and the staff representative assigned shall act as co-chairs at the bargaining table.

### (c) *Bargaining or Sector Councils*

- (i) Bargaining councils may be established with the approval of the component or Provincial Executive, in accordance with the following:
  - where there is a sectoral agreement; or
  - where there is a possibility of achieving a sectoral agreement; or
  - where there are significant province-wide bargaining units such as crown corporations or agencies.

- (ii) A bargaining council shall consist of representatives from each of the bargaining units determined to be of like occupations, industry, or service.
  - (iii) Where a bargaining unit is a member of a bargaining council, the bargaining unit chairperson shall sit as of right on the bargaining council and one additional bargaining unit representative shall be elected if the membership of the bargaining unit exceeds 15% of the bargaining council membership.
  - (iv) There shall be no more than two representatives elected from each bargaining unit to sit on the bargaining council.
  - (v) The bargaining council representatives shall elect a chairperson and a recording secretary.
  - (vi) The chairperson of each bargaining council shall sit on the component executive.
  - (vii) The bargaining council will be responsible for developing sectoral agreements for that council and developing strategies to achieve that sectoral agreement.
  - (viii) If a member of a bargaining council is unable to attend a meeting, the component may permit another member of that bargaining committee to attend in their place and have full voting privileges.
  - (ix) Where the bargaining council chair is unable to attend a scheduled bargaining council meeting, the recorder shall act as chair. The recorder, while acting as chair, shall appoint a recorder.
- (d) The president shall be a member ex-officio of any negotiating committee established pursuant to these bylaws.
- (e) In the event any negotiating committee conducts themselves contrary to the policies of the union, the union's Executive Committee shall have the right to remove the committee members until the negotiations are complete.
- (f) All elections for negotiating committees shall be conducted no more than six months, but not less than three months, prior to the expiry of the agreement.

### **13. GRIEVANCE PROCEDURE**

- (a) The component table officers shall be consulted on interpretive grievances.
- (b) No member will discuss any grievance with a supervisor without notifying their steward.
- (c) Grievances will be processed according to the provisions of the collective agreement involved and standard forms provided by the union will be used.

### **14. FINANCING**

- (a) The component will be financed through a portion of monthly union dues determined by the Provincial Executive pursuant to Clause 10.7 of the union's Constitution.
- (b) The component shall be responsible for the funding of their locals and may do so through an imprest account system.
- (c) There shall be a standing component finance committee which shall consist of the treasurer as chairperson and two other members of the component executive as members. This committee will periodically examine the accounts of the locals and shall investigate all reported irregularities.
- (d) The locals may be financed through an imprest account in an amount to be determined by the component. Such funds are to be expended according to guidelines set by the component executive, i.e., day-to-day affairs of the local. Other expenditures deemed necessary by the local must be first approved by the component Finance Committee.

- (e) An account in a chartered bank or credit union shall be established by each local with the treasurer as signing officer and the chairperson or 1<sup>st</sup> vice-chairperson as the other signing officer.
- (f) On the last day of every month each local treasurer shall forward a "local statement," with receipts outlining the manner in which monies have been spent during the previous month, to the component treasurer, and the local shall then be reimbursed.
- (g) The component shall conform to the union's financial policies as outlined in the BCGEU Financial Manual.
- (h) In the event of irregularities, the treasurer shall refer the matter to the component Finance Committee, Financial Controller, and the Treasurer of the union for appropriate action.

## 15. RULES OF ORDER

Rules of Order and procedure shall be those contained in *Roberts' Rules of Order Revised* where not inconsistent with the Constitution and Bylaws of the union.

## 16. TABLE OFFICERS

- (a) The fiscal year of the component and locals shall end on the last day of December of each year.
- (b) Their respective officers shall act for the component and local between meetings.
- (c) If a component office becomes vacant during the term of the office, a replacement shall be elected from among the executive at the call of the component vice-president or 1<sup>st</sup> vice-chairperson if the component vice-president's office is vacant.
- (d) It shall be the duty of the component vice-president to preside at all meetings of the component executive and to exercise supervision over component affairs.
- (e) The component vice-president shall sit as a member of the Provincial Executive of the union. If the component has more than 7,500 members, the component shall determine a second representative to the Provincial Executive.
- (f) It shall be the duty of the 1<sup>st</sup> vice-chairperson to act in the absence of the component vice-president and to assist the chairperson in the discharge of the duties of the chair. In the absence of the component vice-president and the 1<sup>st</sup> vice-chairperson, the 2<sup>nd</sup> vice-chairperson shall so act.
- (g) It shall be the duty of the recording secretary to keep the minutes of the component and to render such other services as directed by the component executive. A copy of the minutes of component meetings shall be forwarded to the president.
- (h) It shall be the duty of the treasurer to establish an account in a chartered bank or credit union and to deal with all component funds and to issue receipts and issue all cheques and prepare necessary financial statements and to render such other services as may be directed by the component executive. The component vice-president, treasurer and 1<sup>st</sup> vice-chairperson shall be signing officers of such an account. All disbursements shall require the signatures of at least two signing officers. The component executive can vote to appoint the 2<sup>nd</sup> vice-chairperson and recording secretary as additional signing officers at any time.

## 17. CONVENTIONS

- (a) Pursuant to Article 8 of the Constitution, delegates to the union's Triennial Constitutional Convention shall be elected from each local's membership on the following basis: the chairperson of each local within a component shall be a delegate for the first 100 members or part thereof and the local may elect one additional delegate for each additional 200 members or major part thereof.
- (b) When a local elects its delegates to the Triennial Constitutional Convention, nominations shall exceed the number of delegates to be elected by at least two. The unsuccessful candidates shall be regarded as alternate delegates ranking in accordance with the number of votes received by them.

- (c) (i) The component executive shall approve or disapprove all resolutions submitted by the locals to conventions of organizations to which the BCGEU is affiliated.
- (ii) Locals must submit resolutions to the component at least 90 days prior to Convention to be considered.
- (d) Delegates to conventions of the Canadian Labour Congress, the BC Federation of Labour, and the National Union of Public and General Employees shall be selected by the component executive after delegate entitlement and allocation has been determined by the Provincial Executive.

## 18. GENERAL

- (a) No agreements contrary to the bargaining unit collective agreements or the general policy of the union shall be entered into by this component, its locals, bargaining units, bargaining councils or any of its members.
- (b) This component and its locals shall not affiliate with any other organization without express written **authorization** from the Provincial Executive.
- (c) Members wishing to charge other member(s) with a breach of duty of the Constitution and Bylaws shall do so pursuant to Article 7 of the union's Constitution.
- (d) These bylaws may be altered or amended by a majority vote of those members of the component executive present at a meeting, providing that a Notice of Motion has been served to each component executive member at least 14 days prior to the meeting.
- (e) These bylaws and subsequent amendments must be submitted to the Constitution & Structure Committee for a recommendation to the Executive Committee and to the Provincial Executive for approval.
- (f) For the purpose of these bylaws, the number of members in a local shall be that number provided by headquarters for the purpose of determining convention delegate entitlement. In special circumstances that number can be adjusted by majority vote of the component executive.

## APPENDIX A

## Local Boundaries

(a) **Region 1 – Vancouver Island**

(1) *Victoria and vicinity*, consisting of that part of Vancouver Island from Chemainus south including the lower Gulf Islands of Saltspring, Mayne, Galiano, Saturna and Pender.

(2) *Nanaimo and vicinity*, consisting of the remainder of Vancouver Island and the mainland coast north of Jervis Inlet as far as Owikeno Lakes.

(b) **Region 2 – Lower Mainland/Fraser Valley**

(3) *Vancouver and vicinity*, consisting of the area north of the South Arm of the Fraser River inland as far as Golden Ears Park and north to Jervis Inlet and Pemberton.

(4) *Langley and vicinity*, consisting of the area south of the South Arm of the Fraser River to the Pitt River and the Fraser Valley and Canyon to include Lytton. Eastward, the area includes Manning Park.

(c) **Region 3 – Southern Interior**

(5) *Kamloops and vicinity*, which includes the area centred at Kamloops and includes Lillooet, the North Thompson to Blue River and east to Revelstoke.

(7) *Kelowna and vicinity*, which includes the Okanagan Valley from Enderby to the U.S. border and also includes Princeton.

(8) *Cranbrook and vicinity*, which includes the Kootenays east of the Rogers Pass and the Salmo-Creston Summit.

(9) *Nelson and vicinity*, which includes the West Kootenays from Midway and Galena Bay and includes the area east of the Monashee Pass and Crawford Bay.

(d) **Region 4 – Northern**

(6) *Williams Lake and vicinity*, which includes the large central plateau centred at Williams Lake and including Clinton, Ocean Falls, Quesnel, and the Bowron Lakes.

(10) *Fort St. John and vicinity*, which centres at Dawson Creek, includes the Peace River country east of Pine Pass and the Alaska Highway to Lower Post.

(11) *Prince George and vicinity*, including area west to Fraser Lake.

(12) *Terrace and vicinity*, including the northwest part of the province to Burns Lake and Haida Gwaii.

**APPENDIX B****Union policy regarding changing of local boundaries**

The Provincial Executive at its regularly scheduled meeting held March 16, 1978, adopted the following procedure for the changing of local boundaries. This policy has been adopted in response to the change in the Constitution and the commitment made at the 1977 BCGEU Convention to provide a method by which locals could alter their boundaries to better serve the needs of the membership.

1. The local wishing to change its boundaries shall serve the appropriate component with a Notice of Motion containing the reasons why the request is being made, and reasonable proof that the proposed change is endorsed by the majority of the local membership affected.
2. The motion referred to in (1) above must provide the component with specific information on the change requested, including a description of the proposed new boundaries.
3. The component, after considering the foregoing motion and hearing the views of the other local(s) affected, will refer the matter to the Constitution & Structure Committee with a recommendation for or against the change.
4. The Constitution & Structure Committee, upon receiving a request for a local boundary change endorsed by the appropriate component, will have the committee secretary obtain a joint report from the area representatives concerned.
5. After considering all available information, the Constitution & Structure Committee will make the appropriate recommendations to the Provincial Executive for action.

This policy has been formulated not to discourage locals from changing their boundaries, but to ensure that the rights and wishes of all the members concerned are fully protected. The Provincial Executive considers the changing of local boundaries to be an important matter, and a great deal of care must be taken before any binding decisions are made.

All locals considering changing their boundaries should pay special attention to the section of the policy which requires proof that the membership affected are involved in the decision and have an opportunity to have their views heard.

**APPENDIX C**

The component shall establish the following committees whose members will be appointed by the component vice-president:

1. Bylaws Committee: Component-vice-president (chairperson)  
Two executive members
2. Finance Committee: Treasurer (chairperson)  
Two executive members

The component may establish the following committees whose members will be appointed by the component vice-president:

1. Membership Committee: Recording secretary (chairperson)  
\_\_\_\_\_ executive members
2. Resolutions Committee: 1<sup>st</sup> vice-chairperson (chairperson)  
\_\_\_\_\_ executive members
3. Occupational Health & Safety Committee: Chairperson  
\_\_\_\_\_ executive members
4. Any other committees deemed necessary.

**APPENDIX D**  
**Component executive - duties of the table officers**

**1. COMPONENT VICE-PRESIDENT**

- (a) It shall be the duty of the component vice-president to preside at all meetings of the component executive and to exercise supervision over component affairs.
- (b) The component vice-president shall chair the component Bylaws Committee.
- (c) The component vice-president shall sit as a member of the Provincial Executive and serve on committees as appointed by the president.
- (d) The component vice-president shall represent the component at conventions of the union and other organizations to which the union is affiliated.

**2. 1st VICE-CHAIRPERSON**

- (a) It shall be the duty of the 1st vice-chairperson to act in the absence of the component vice-president and to assist in the discharge of the duties of the chair.
- (b) The 1st vice-chairperson shall chair the component Resolutions Committee.
- (c) Shall perform such other duties as assigned by the component vice-president.

**3. TREASURER**

- (a) It shall be the duty of the treasurer to establish an account in a chartered bank or credit union and to deal with all component funds, to issue receipts and cheques and prepare necessary financial statements and to render such other services as may be directed by the component executive and required by the BCGEU Financial Manual.
- (b) The treasurer shall arrange for the annual audit of the component's finances and shall submit financial statements as per Clause 4.2 of the BCGEU Financial Manual. The treasurer shall be responsible for the handling of the component's correspondence.
- (c) The treasurer shall forward to the president, within 30 days of the annual meeting, a list of the officers and executive of the component.
- (d) The treasurer shall chair the component Finance Committee.

**4. 2nd VICE-CHAIRPERSON**

- (a) It shall be the duty of the 2<sup>nd</sup> vice-chairperson in the absence of the component vice-president and 1<sup>st</sup> vice-chairperson to assume the chair and discharge duties of chair according to the bylaws.
- (b) Such other duties as might be assigned by the component vice-president.

**5. RECORDING SECRETARY**

- (a) It shall be the duty of the recording secretary to keep the minutes of the component and to ensure that all members of the component executive receive an attested copy of the minutes following each component executive meeting.
- (b) The recording secretary shall chair the component Membership Committee.
- (c) Assume such other responsibilities as assigned by the component vice-president.

Approved by the component executive: <insert date>  
Approved by the Provincial Executive: May 29, 2025

(AMENDED PER 2024 TRIENNIAL CONSTITUTIONAL CONVENTION)