

# Manitoba and Northwestern Ontario Command

## PROVINCIAL COMMAND RESOLUTIONS RECAP 2022

	Branch/Committee	Committee	Synopsis	Committee Input
1			<b>Resolution of Loyalty</b>	
2	Prince Edward # 81	CL&L	Major update of GBL	Concurred
3	Charleswood #100	CL&L	More authority given to Provincial Commands to handle Article III's.	Non Concurred
4	CL&L Committee	CL&L	Changes to Provincial Bylaws Section 33	Concurred
5	Oak Lake # 79	Poppy	Changes to allow more support of youth groups	Concurred

### 1. Resolution of Loyalty

**BE IT RESOLVED** that we, the delegates in attendance at the 50<sup>th</sup> Biennial Convention of the Manitoba and Northwestern Ontario Command of The Royal Canadian Legion, re-affirm our loyalty and devotion to Her Gracious Majesty, Queen Elizabeth the Second.

## CONSTITUTION AND LAWS AND LEGISLATION

### 2. Charleswood Branch No. 100

**WHEREAS** Dominion Command suspended all complaint hearings until further notice effective 20 March 2020 because of COVID, resulting in Branch closures and pre-opening restrictions; and

**WHEREAS** Complaint hearings were held in abeyance in excess of 18 months resulting in severe anxiety and morale problems with re-opening leading to few membership renewals and getting new members; and

**WHEREAS** Complaints should be addressed and dealt with in an expeditious manner so as not to cause morale problems and needless stress. Furthermore, the whole complaint procedure needs to be reviewed and modernized and made compliant with today's laws and not those of dated years past.

**THEREFORE, BE IT RESOLVED** Provincial Command presidents be given the authority to revoke the membership of unscrupulous individuals before they cause severe damage to Branches without having to go through the months/year long process of having the Dominion President taking action under Section GBL 418.a

**NON-CONCUR**

Pandemic restrictions were a "once in a lifetime" situation and it would be impossible to draft by-laws or amend Article III to account for every unforeseen event. Furthermore the word "unscrupulous" is subjective and not appropriate.

**3. Prince Edward Branch No. 81**

**WHEREAS** The Royal Canadian Legion is governed by the General By-Laws (GBL). Sections of the GBL's have been reviewed and changed over time; however, a general review and update has not been done. The By-laws are written in legal language and can be confusing and misunderstood by members making interpretation and implementation difficult; and

**WHEREAS** Many terms are outdated and not used in everyday language and circumstances. Article III is a particular example of complicated legal language and process - while this level of detail may be necessary in a court of law, is it really necessary for use in dealing with member on member complaints in a Veterans Organization; and

**WHEREAS** Electronic communication is universally used and encouraged by The Royal Canadian Legion; however, there are many instances in the GBL's requiring outdated means of communication such as registered mail, etc. causing unnecessary work and expense to members and Branches. The GBL's must be updated to reflect changing times.

**THEREFORE BE IT RESOLVED** That Dominion Command of The Royal Canadian Legion immediately engage an independent, qualified Third Party to undertake a major update of the General By-Laws updating language and processes. It is very important the update includes the use of electronic communication in all instances. The Third Party will present a draft to the Dominion Constitution and Laws Committee for review with an agreed upon timeline.

**CONCUR**

#### **4. Constitution Laws and Legislation Committee**

**Whereas** Provincial By-laws need to be updated to reflect changes in circumstances and law.; in Part VI – General of MBNWO Provincial By-Laws the Executive Director is appointed by the Executive Council; and responsibility for supervision of same is the jurisdiction of Executive Council;

a) The Executive Director shall be appointed by and under the supervision of the Executive Council and shall keep a record of proceedings of all Command Conventions and meetings of the Sub-Executive Committee and the Executive Council in books provided for that purpose.

**Whereas** MBNWO Provincial Command Executive Director is point of contact and administrator of procedures for Complaints lodged under Article III, GBL; they are not subject to Article III complaints in the performance of their duties;

**Therefore Be It Resolved** Add section xiii) to read 'During the performance of assigned duties, salaried, permanent employees are not subject to complaints under Article III of the General By-Laws. All hiring, conditions of employment and terminations must be in accordance with Federal and Provincial Laws, including Act or Code respecting Human Rights. This includes notice of termination and pay in lieu of notice.

**CONCUR**

#### **POPPY**

#### **5. Oak Lake Branch No. 79**

**WHEREAS** The Poppy Fund basic purpose and obligations of the Poppy Trust fund are to assist a veteran and their families; and

**WHEREAS** The Poppy Fund can be used for special expenditures, that must be submitted for approval. This includes things like housing, medical training, appliances, monuments, visits, and support of cadet units that assist the branch with poppy campaign or other remembrance activities; and

**WHEREAS** Not all communities in which a legion branch is located have a cadet unit available. Many branches rely on other youth organizations such as Girl Guides, Scouting groups or 4-H groups to assist the legion branches to carry out the poppy campaign and other remembrance activities. Many of the youth in these organization, that branches rely on, are family members of veterans and legion members, and their obligation in their organization is to assist and help the community; and

**WHEREAS** In Zone 24 of MB and NWO Command there are 6 branches with only 1 branch having access to a cadet organization that they can support or use for poppy campaign or other Remembrance Day activities; and

**WHEREAS** in MB and NWO Command there are 129 legion branches with 54 branches that have direct access of a cadet organization that they can support or use for poppy campaign or other Remembrance Day activities. That just under 2/3 of our branches that rely on other youth organizations to assist with poppy campaign and Remembrance Day activities; and

**THEREFORE IT BE RESOLVED** that The Royal Canadian Legion, make changes to The Poppy Fund Special Use expenditures to allow support to other youth organizations that assist the legion with poppy campaign and other Remembrance Day activities be approved to give a donation for assistance with approval from Provincial Command Offices.

**CONCUR**