

NOTICE OF MOTION

Pursuant to section 25.1 of the CAPCJ constitution it is

Moved by Justice Martha Zivolak and seconded by Juge Marco LaBrie

That the following paragraphs of the Canadian Association of Provincial Court Judges' constitution be amended as follows:

3.3.3 Honorary Life Members who are not judges, may not hold office or vote.

4.2 The Editor(s) of the Provincial Judges' Journal and Chairpersons of Committees and Sub-committees may, upon invitation of the Board, participate in meetings of the Board and at a minimum should be invited to the Board meetings immediately preceding the Annual General Assembly.

4.3.5 Where a Director is unable to be present at a meeting of the Board, that Director's vote may be cast by proxy by a member of their Judge's Association designated in writing by that Association or by the Director and such designation shall continue in force until superseded.

4.5.1 The Board shall meet at least twice annually, or more frequently as may be required or deemed necessary by the Board in a manner as designated by the Board.

4.9.2 Each Director shall file a written report in both official languages at each Spring Meeting and meeting immediately preceding the Annual General Assembly as well as any meeting they cannot attend or provide a proxy for.

5.6.1 The meetings of the Executive Council may be held at any time and in any manner upon fourteen (14) clear days' written notice given by the President or any other officer.

5.6.2 A notice of any meeting shall be given to all members of the Executive Council; however, any or all members of the Executive Council may waive such notice in writing before, at or after any such meeting.

6.4 A vacancy in any office shall be filled by the Board unless otherwise provided herein.

7.2 The President-elect becomes the President of the Association without further vote or election upon the preceding President ceasing to be President by reason of the expiry of their term of office or for any other reason.

7.3 If, at any time the first Vice-President is unable or unwilling to act as President-elect or to assume the office of President, the position shall be filled by a member delegated to do so by that Judges' Association or Province/Territory if no Association exists, on notice to the Board, otherwise, the position shall be filled by the next available Vice-president in numerical order unless otherwise appointed by the Board.

12 TO BE DELETED

16.1 To be valid, all cheques of the Association shall be signed by the Treasurer or the Secretary -Treasurer or by any two officers.

16.2 To be valid, any document to be signed on behalf of the Association, excluding cheques, shall be signed by the President, First Vice-President, Secretary, Treasurer or Secretary-Treasurer.

18.2.2 The notice of General Assembly shall be given by e-mail to the address of such members as shown in the records of the Association or by a written notice through the Provincial Judges' Journal distributed to the members or posted on the Canadian Association of Provincial Court Judges' website.

20.1 A Special General Assembly of the members may be convened by order of the President or the Executive Council and said Assembly will be held in a manner as may be determined.

22.2 The following shall be the Standing Committees of The Association

- Judicial Independence

- Judicial Ethics

- National Education

- Equality and Diversity

- Committee on the Law

- Indigenous Justice

- Access to Justice

- Communications Committee

22.4.1 The President shall annually or more often appoint such judges to chair Committees and any Subcommittee

22.4.2 The President designates the judges to serve on Standing and Special Committees. Applications for membership on committees that affect provincial interests are made through the Provincial or Territorial Director to the local Association, where one exists, and such recommendations will be accepted by the President.

This Notice of Motion is signed by

Justice Martha B. Zivolak

Juge Marco LaBrie

Judge Alan Tufts

All of whom are members in good standing,

And delivered to the Secretary Judge Wynne Anne Trahey on August 22, 2022