

# AN ACT TO INCORPORATE THE PRINCE EDWARD ISLAND

## TEACHERS' FEDERATION

(Includes amendments to May 28, 2011 subject to Legislative approval)

### Introduction

WHEREAS, J. Pius Callaghan, Estelle Bowness, Elaine Harrison, Margaret Butler, Daniel MacDonald, Bertha Doyle, Earle Jelley, David Lidstone, Jeanette Hooper, Nathan Bears, James MacDonald, Mabel O'Brien, Claude Wood and John S. Williams did constitute the initial Governing Board of an organization known as "The Prince Edward Island Teachers' Federation" incorporated under the Acts of Prince Edward Island 1945, having for its objects the promotion and advancement of the cause of education and the interest of teachers:

AND WHEREAS, it is deemed expedient to revise said Act of Incorporation:

BE IT THEREFORE ENACTED by the Lieutenant-Governor and Legislative Assembly of Prince Edward Island as follows:

### Definitions

1. In this Act

- (a) "area association" means an area unit of the Federation from which members are elected to the board of governors;
- (a.1) "assistant coordinator" means a person elected and holding office as an assistant coordinator as set forth in the by-laws.
- (b) "associate members" means those persons who are admitted as associate members of the Federation as set forth in the by-laws;
- (c) "board of governors" means the board of governors of the Federation;
- (c.1) "chief coordinator" means a chief coordinator elected and holding office as set forth in the by-laws;
- (d) "executive" means the executive of the Federation;
- (e) "federation" means the Prince Edward Island Teachers' Federation incorporated under subsection (1) of Section (2);
- (f) "honorary members" means those persons who are admitted as honorary members of the Federation as set forth in the by-laws;
- (g) "member" means a member of the Federation as defined in subsection (i) of this Section;

- (h) "special association" means a group of teachers within the Federation organized on the basis of some special teaching interest or teaching skill;
- (i) "instructional personnel" means any person holding a teacher's license or certificate issued by the Department of Education and Early Childhood Development, and any other person defined as "instructional personnel" in Chapter S-2. 1, Part 1 (n) of the School Act of Prince Edward Island, who is actually employed by a School Board in a teaching, supervisory or other professional capacity relating to education.

- 2. (1) There is hereby established a body corporate by the name of "The Prince Edward Island Teachers' Federation", which under that name has all the general powers and privileges vested in a company under Part II of "The Companies' Act".
- (2) Those persons presently members of the company incorporated under "An Act to Incorporate The Prince Edward Island Teachers' Federation" being Chapter 39 of the Acts of 1945 and amendments thereto are hereby declared to be members of the company incorporated by subsection (1) hereof together with their successors in office.

**Membership** 3. All instructional personnel are members of the Federation except as provided in the by-laws.

**Objects of the Federation** 4. The objects of the Federation are to advance and promote the interests of education and to advance, promote and safeguard the interests of the teaching profession and its members.

**Powers of the Federation Disposition of Property** 5. (1) The Federation may purchase, sell, hold, mortgage, lease, or otherwise deal in real and personal estate.

**Investments** (2) The Federation may invest funds in any securities authorized for trust funds by The Trustee Act now or hereafter in force in this Province.

**Grants** (3) The Federation may make such grants as it deems advisable to organizations having the same or similar objects.

**Board of Governors** 6. (1) There shall be a Board of Governors consisting of representatives elected at each school as provided by the by-laws.

(2) The Executive officers, the Chief Coordinators and Assistant Coordinators shall be ex-officio members of the Board of Governors.

**Powers of Board** 7. (1) The board shall have the power to hire a general secretary and such staff as it deems necessary for the better administration and for the furtherance of the objects of the Federation.

- (2) The Board of Governors is empowered to make by-laws for:
  - (a) the fees to be paid by the members of the Federation, if such fees are subsequently approved by the membership;
  - (b) the suspension or expulsion of members of the Federation and any other disciplinary measures as may be deemed expedient;
  - (c) the holding of annual conventions of all the members of the Federation, the holding of the area annual meetings, the meetings of the Board of Governors, and prescribing the manner of calling, and the notice to be given in respect of such conventions and meetings;
  - (d) the expenditure of funds of the Federation;
  - (e) the establishment and organization of area associations and special associations;
  - (f) the appointment and dissolution of standing and special committees;
  - (g) the conferring of powers upon, or extending, or restricting the powers of the Executive, the area associations, and the special associations which are members of the Federation;
  - (h) the admission of associate members to the Federation;
  - (i) a Code of Ethics for the members of the Federation;
  - (j) such other by-laws as may from time to time be deemed necessary for the better administration and for the furtherance of the objects of the Federation;
  - (k) the admission of honorary members to the Federation.

- Executive**
8. (1) (a) The Executive of the Federation shall consist of a President, two positions of Vice-President and five Members-at-Large and a Past-President position in the year immediately following the completion of his/her term as President.
  - (b) Executive members shall be elected for terms and in the manner prescribed in the by-laws.
  - (2) The officers elected, pursuant to subsection (1) of this section shall assume office at a time provided in the by-laws.

- (3) The Board of Governors may elect to any Executive position any member of the Federation except the chairperson of the Nomination Committee.
- (4) The immediate Past-President shall be an ex-officio member of the Executive only during the year immediately following the Past-President's term as President.
- (5) The duties of the Executive and each member thereof shall be determined by the Board of Governors and they shall receive such reimbursement from the funds of the Federation as may be determined by the Board of Governors.

**Meeting**

- 9. (1) Each area association shall hold an annual meeting; such meeting to be called as provided in the by-laws.
- (2) A convention of the Federation shall be held annually; such convention to be called as provided in the by-laws.
- (3) An annual meeting of the Board of Governors shall be held annually; such meeting to be called as provided in the by-laws.

**Quorum**

- 10. (1) A quorum of the Board of Governors shall consist of a majority of its members.
- (2) A quorum of the Executive shall consist of five members of the Executive.

**Head Office**

- 11. The head office of the Federation shall be the City of Charlottetown in Queen's County in Prince Edward Island, or in such other location as the Federation may determine.

**Transfer of Assets**

- 12. All real and personal property presently vested in the Prince Edward Island Teachers' Federation under "An Act to Incorporate The Prince Edward Island Teachers' Federation", being Chapter 39 of the Acts of 1945 and amendments thereof is hereby vested in the Federation.

**Repeal**

- 13. "An Act to Incorporate The Prince Edward Island Teachers' Federation", being 9 George VI, Chapter 39 (1945) and all amendments thereof is repealed.