

# CMHA Cowichan Valley

## 2021 Board of Directors Nomination Form



Thank you for your interest in the CMHA-Cowichan Valley Branch. Here is what you need to know about the nomination process.

First, the Board is responsible for providing overall direction and governance to CMHA-Cowichan Valley Branch, including review and approval of the Branch's strategic objectives and policies. This means that Directors are the governors of the organization. The Executive Director and staff take that direction and turn it into programs and services.

**Who can be nominated?** Any person who is a voting member in good standing of CMHA-Cowichan Valley Branch may consent to let their name stand for election.

Two voting members in good standing are then needed to sign, one to nominate the individual and the other to second the nomination.

All pages of the nomination form are to be submitted by noon, June 18, 2021 and that person becomes a candidate.

Please note, there are ongoing requirements set out in our Bylaws that a person must meet to be a director of CMHA-Cowichan Valley Branch:

- You must be a voting Member in good standing of CMHA-Cowichan Valley Branch;
- You must be willing to complete a Criminal Record Check as is required for all persons volunteering with CMHA-Cowichan Valley Branch;
- You must have consented to the nomination.

Our bylaws also set out reasons that would disqualify you from sitting on the Board of directors for CMHA-Cowichan Valley Branch. You cannot be a director if:

- You are a staff member of CMHA-Cowichan Valley Branch or have been a staff member of CMHA-Cowichan Valley Branch within the last 12 months;
- You are a consultant to CMHA-Cowichan Valley Branch or have been a consultant to CMHA-Cowichan Valley Branch within the previous 12 months;
- You are under the age of 18
- You are declared incapable by a court;
- You are an undischarged bankrupt, or
- You have been convicted of fraud or certain other criminal offences within last 5 years (unless pardoned)
- You are an inelligible individual under the Income Tax Act (Canada), unless the Board authorizes you to be a director

### PLEASE SUBMIT YOUR COMPLETED NOMINATION FORM BY 12 NOON ON FRIDAY, JUNE 18, 2021:

- **email:** [cowichan.nominations@cmha.bc.ca](mailto:cowichan.nominations@cmha.bc.ca)
- **mail or in person:** CMHA-Cowichan Valley Branch Nominating Committee  
#201, 5878 York Road, Duncan, BC V9L 3S4  
Regular business hours: 8:30 am–4:30 pm | Phone: 250-597-1372

Candidates will be elected by members of the CMHA-Cowichan Valley Branch at the AGM, held at 5:00 pm on Wednesday, June 30, 2021 via Zoom. All members in good standing will receive an invitation to the meeting.

Please ensure that you submit all pages of the nomination form prior to the deadline as our Bylaws do not allow nominations from the floor during the AGM.

# Nomination Form

2021 Board of Directors

**Deadline: 12:00 pm PDT June 18, 2021**

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## CANDIDATE

I HEREBY express my interest to be considered for nomination as a candidate for election to the Board of Directors of the Canadian Mental Health Association – Cowichan Valley Branch and agree to stand for election and fulfill the duties of a Director if elected. I declare that I am eligible to be a director of CMHA-Cowichan Valley Branch.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Email Address

\_\_\_\_\_  
Mailing Address

**Only voting members in good standing of CMHA-Cowichan Valley Branch may nominate and second the nomination of candidates for the Board.**

## NOMINATED BY

I nominate \_\_\_\_\_ as a candidate for a position on the CMHA-Cowichan Valley Branch Board of Directors.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Email Address

\_\_\_\_\_  
Mailing Address

## SECONDED BY

I second the nomination of \_\_\_\_\_ as a candidate for a position on the CMHA –Cowichan Valley Branch Board of Directors.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Email Address

\_\_\_\_\_  
Mailing Address

All pages of the candidate nominations form must be submitted by 12:00 noon on Friday, June 18, 2021 via email to [cowichan.nominations@cmha.bc.ca](mailto:cowichan.nominations@cmha.bc.ca) or by mail or in person to our office at #201, 5878 York Road, Duncan, BC V9L 3S4 during regular business hours.

**Deadline: 12:00 pm PDT June 18, 2021**

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## QUESTION #1

Can you please introduce yourself? You can include highlights from your professional/volunteer background. In your response, it will be beneficial to indicate how your background will contribute to the Board of Directors in the identified priority areas of expertise. Including, but not limited to:

- Fundraising
- Government relations
- Human resources or people capital
- Law
- Accounting
- Online or digital communication with a focus on marketing or fundraising
- Experience with people with mental health or addiction issues
- Proven leadership capabilities.

**Please do not exceed 100 words.**

**Deadline: 12:00 pm PDT June 18, 2021**

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## QUESTION #2

What do you see as the emerging issues in the area of mental health and addiction that CMHA-Cowichan Valley Branch should address as a priority over the next 2–3 years? **Please do not exceed 100 words.**

Nominees may be expected to speak for approximately two minutes at the AGM as to their interest in sitting on the CMHA-Cowichan Valley Board.

**Deadline: 12:00 pm PDT June 18, 2021**

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## (THE "SOCIETY")

### CONSENT TO ACT AS DIRECTOR

I consent to act as a director of the Society. I declare that I am not disqualified to be a director under the Society's bylaws and section 44 of the Societies Act (British Columbia) and that I am not an Ineligible Individual, as defined in Schedule A. If I become disqualified or an Ineligible Individual, I will disclose this fact to the Society immediately. My consent is effective until revoked or the date I sign a written resignation.

Dated as of the date of incorporation -

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Print Last Name

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Print Given Names

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Signature

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Delivery Address

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Mailing Address

**Directors have substantial duties and obligations and may be subject to significant liabilities. The person signing this consent should obtain independent legal advice.**

Section 44 of the *Societies Act* sets out the qualifications of directors as follows:

- (1) A person is qualified to be a director of a society only if the person is an individual who is at least 18 years of age.
- (2) Despite subsection (1), an individual who is 16 or 17 years of age is qualified to be a director of a society if provided for in the regulations.
- (3) Despite subsections (1) and (2), an individual is not qualified to be a director of a society if the individual is
  - (a) found by any court, in Canada or elsewhere, to be incapable of managing the individual's own affairs,
  - (b) an undischarged bankrupt, or
  - (c) convicted in or out of British Columbia of an offence in connection with the promotion, formation or management of a corporation or unincorporated entity, or of an offence involving fraud, unless
    - (i) the court orders otherwise,
    - (ii) 5 years have elapsed since the last to occur of
      - (A) the expiration of the period set for suspension of the passing of sentence without a sentence having been passed,
      - (B) the imposition of a fine,
      - (C) the conclusion of the term of any imprisonment, and
      - (D) the conclusion of the term of any probation imposed, or
    - (iii) a pardon was granted or issued, or a record suspension was ordered, under the *Criminal Records Act* (Canada) and the pardon or record suspension, as the case may be, has not been revoked or ceased to have effect.

**Deadline: 12:00 pm PDT June 18, 2021**

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## SCHEDULE A

Section 149.1 of the *Income Tax Act* defines “ineligible individual” as follows:

“**ineligible individual**”, at any time, means an individual who has been;

- (a) Convicted of a relevant criminal offence unless it is a conviction for which,
  - (i) a pardon has been granted or issued and the pardon has not been revoked or ceased to have effect, or
  - (ii) a record suspension has been ordered under the *Criminal Records Act* and the record suspension has not been revoked or ceased to have effect;
- (b) Convicted of a relevant offence in the five-year period preceding that time;
- (c) A director, trustee, officer or like official of a registered charity or a registered Canadian amateur athletic association during a period in which the charity or association engaged in conduct that can reasonably be considered to have constituted a serious breach of the requirements for registration under this Act and for which the registration of the charity or association was revoked in the five-year period preceding that time;
- (d) An individual who controlled or managed, directly or indirectly, in any manner whatsoever, a registered charity or a registered Canadian amateur athletic association during a period in which the charity or association engaged in conduct that can reasonably be considered to have constituted a serious breach of the requirements for registration under this Act and for which its registration was revoked in the five-year period preceding that time; or
- (e) A promoter in respect of a tax shelter that involved a registered charity or a registered Canadian amateur athletic association, the registration of which was revoked in the five-year period preceding that time for reasons that included or were related to participation in the tax shelter.

Section 149.1 of the *Income Tax Act* defines “relevant criminal offence” as follows:

“**relevant criminal offence**” means a criminal offence under the laws of Canada, and an offence that would be a criminal offence if it were committed in Canada, that

- (a) relates to financial dishonesty, including tax evasion, theft and fraud, or
- (b) in respect of a charity or Canadian amateur athletic association, is relevant to the operation of the charity or association.

Section 149.1 of the *Income Tax Act* defines “relevant offence” as follows:

“**relevant offence**” means an offence, other than a relevant criminal offence, under the laws of Canada or a province, and an offence that would be such an offence if it took place in Canada, that

- (a) relates to financial dishonesty, including an offence under charitable fundraising legislation, consumer protection legislation and securities legislation, or
- (b) in respect of a charity or Canadian amateur athletic association, is relevant to the operation of the charity or association.