



Amendments
Special Meeting of Members
Proposed to members
May 11, 2021

Constitution

Location	Current Text	Proposed Text
Article 3 Purpose	<p>It is the purpose of The Party to advance The Party’s platform, policies, and principles; and to contribute to the well-being of the people of New Brunswick, the sustainability and resilience of community life, the interests of future generations, and the restoration and protection of ecosystems on which these depend, by:</p> <p>3.1 Fielding and electing candidates in provincial elections;</p> <p>3.2 Building a constituency for Green policy in New Brunswick;</p> <p>3.3 Establishing and maintaining such party structures and bodies as required to meet this purpose.</p>	<p>It is the purpose of The Party to advance The Party’s platform, policies, and principles; and to contribute to the well-being of the people of New Brunswick, and the inclusion and fair representation of New Brunswick's diversity, to contribute the sustainability and resilience of community life, the interests of future generations, and the restoration and protection of ecosystems on which these depend, by:</p> <p>3.1 Fielding and electing candidates in provincial elections;</p> <p>3.2 Building a constituency for Green policy in New Brunswick;</p> <p>3.3 Establishing and maintaining such party structures and bodies as required to meet this purpose.</p>
<p>Article 7 Provincial Council</p> <p>7.1 Authority</p>	<p>7.1.1 The Provincial Council shall have full authority and discretion to act on behalf of The Party between meetings of the members, subject to direction from and review by members at Annual General Meetings and Special Meetings of Members (SMM).</p>	

<p>7.2 Composition of Provincial Council</p>	<p>7.2.1 The Party shall strive to ensure that the composition of the Provincial Council reflects the linguistic, gender, cultural, age and regional diversity of the province.</p>	<p>7.2.1 The Party shall strive to ensure that the composition of the Provincial Council reflects the diversity of the province.</p> <p>The Provincial Council, must provide an analysis prior to the AGM of the current composition of the Council with its recommendations to improve its representation.</p>
	<p>7.2.2 The Provincial Council shall be composed of:</p> <p>7.2.2.1 President</p> <p>7.2.2.2 Leader</p> <p>7.2.2.3 Anglophone Vice-President</p> <p>7.2.2.4 Francophone Vice-President</p> <p>7.2.2.5 Secretary</p> <p>7.2.2.6 Treasurer</p> <p>7.2.2.7 Members-at-large to a maximum of eight (8)</p> <p>7.2.2.8 A youth member of 14 to 25 years of age at the time of election.</p> <p>7.2.2.9 Deputy Leaders, if appointed</p> <p>7.2.2.10 Official Representative</p> <p>7.2.2.11 Executive Director, who shall be a non-voting member</p>	<p>7.2. 2 The Provincial Council shall be composed of:</p> <p>7.2.2.1 President</p> <p>7.2.2.2 Leader</p> <p>7.2.2.3 Anglophone Vice-President</p> <p>7.2.2.4 Francophone Vice-President</p> <p>7.2.2.5 Secretary</p> <p>7.2.2.6 Treasurer</p> <p>7.2.2.7 Regional councillors to a maximum of eight (8)</p> <p>7.2.2.8 A youth member of 14 to 25 years of age at the time of election.</p> <p>7.2.2.9 Deputy Leaders, if appointed</p> <p>7.2.2.10 Official Representative</p> <p>7.2.2.11 Executive Director, who shall be a non-voting member</p>

Bylaws

Location	Current Text	Proposed Text
<p>DEFINITIONS</p>		<p>By Diversity, PVNBGP Includes for example gender, sexual orientation, ethnicity, persons with disabilities, age, culture and language.</p>
<p>Article 1 Membership</p>	<p>1.1 Criteria for membership</p> <p>Membership in The Party is Free but is subject to renewal. Any person who meets the following criteria qualifies for membership in The Party:</p>	

	<p>1.1.1 is at least fourteen (14) years of age;</p> <p>1.1.2 is a resident of New Brunswick</p> <p>1.1.3 applies for membership on her/his own behalf either through electronic communication or a paper membership form.</p> <p>1.1.4 supports the principles of The Party.</p> <p>1.1.5 upholds the Constitution and By-laws of The Party.</p> <p>1.1.6 does not hold a membership in another provincial political party registered in New Brunswick.</p>	
<p>1.2 Refusal of Application for Membership or Removal from Membership Roll</p>	<p>A member shall be refused membership, cease to be a member in good standing, or be terminated as a member, depending on the circumstances, based on the following criteria:</p> <p>1.2.1 Should the person engage in actions that are detrimental to The Party, as determined by Provincial Council; or</p> <p>1.2.2 By delivering their resignation by mail or email to the head office of The Party.</p> <p>1.2.3 They ceases to be a resident of New Brunswick, as defined by Elections NB; or</p> <p>1.2.4 On their death.</p>	
<p>1.3 Procedures for Termination of Membership</p>	<p>1.3.1 A membership may be terminated by a resolution of the Provincial Council or an Annual General Meeting or a Special Meeting of Members.</p> <p>1.3.2 The person whose membership is subject to termination shall be given written notice and explanation of such termination and an opportunity to appeal</p>	

	<p>the termination at a meeting of the body proposing the termination before the termination resolution is put to a vote by the body proposing the termination.</p> <p>1.3.3 A terminated member may re-apply for membership after one year and such application will be considered by the Provincial Council on a case by case basis.</p>	
1.4 Application for Membership	<p>1.4.1 A person may apply for membership in The Party by submitting a completed membership form to the Head Office of The Party, whether in person, electronically, or by ordinary mail.</p> <p>1.4.2 The Provincial Council may set an annual membership fee, provided consideration is given to those with limited financial means.</p>	
1.5 Responsibilities of the Provincial Council to Members of The Party	<p>The Provincial Council shall ensure the following:</p> <p>1.5.1 That an accurate and up-to-date record of members be kept;</p> <p>1.5.2 That members are given proper notice of pending changes in their membership status, their voting rights, or any other business as stipulated by this by-law.</p>	
1.6 Rights of Members	<p>1.6.1 A member's right to vote on all matters at an Annual General Meeting (AGM) or Special Meeting of Members (SMM) shall commence fourteen (14) days following receipt in Head Office of an application for membership.</p>	
	<p>1.6.2 Any member in good standing shall be eligible to stand for election to the Provincial Council subject to procedures outlined in Article 2.1 and as an officer of</p>	

	the Registered District Association in the electoral district where they reside.	
	1.6.3 Any member in good standing shall be eligible to stand for nomination as a candidate for election to the Legislative Assembly.	1.6.3 Any member in good standing shall be eligible to apply to become a contestant for nomination as a Green Party candidate in a provincial election, subject to procedures outlined in Article 5.
	1.6.4. Any member in good standing shall be eligible to stand for nomination as Leader of The Party.	1.6.4 Any member in good standing shall be eligible to apply to become a candidate for election as Leader of The Party, subject to procedures outlined in Article 9.1.
Article 2 Provincial Council 2.1 Election of Members to Provincial Council	2.1.1 Consistent with Article 7 of the Constitution, the Provincial Council shall consist of: <ul style="list-style-type: none"> i. President ii. Leader iii. Anglophone Vice-President iv. Francophone Vice-President v. Secretary vi. Treasurer vii. Members-at-large to a maximum of eight (8) viii. A youth member of 14 to 25 years of age at the time of election. ix. Deputy Leaders, if appointed x. Official Representative xi. Executive Director, who shall be a non-voting member 	2.1.1 Consistent with Article 7 of the Constitution, the Provincial Council shall consist of: <ul style="list-style-type: none"> i. President ii. Leader iii. Anglophone Vice-President iv. Francophone Vice-President v. Secretary vi. Treasurer vii. Regional councillors to a maximum of eight (8) viii. A youth member of 14 to 25 years of age at the time of election. ix. Deputy Leaders, if appointed x. Official Representative xi. Executive Director, who shall be a non-voting member
	2.1.1.1 The President, Vice-Presidents, Secretary and Treasurer constitute the Officers of the Provincial Council.	
	2.1.2 Nominations to fill positions on the Provincial Council may be made by members, following procedures established by Provincial Council. Nominations for officer positions require five nominators; nominations for members-at-large and the Youth member require two nominators. Nominees to the	

	<p>office of Provincial Council president must have held another position on the council for one year.</p>	
	<p>2.1.3 The election of PC members shall be conducted by secret ballot in a way that allows all members to vote, whether or not they attend the AGM, and following procedures established by Provincial Council. Allowable voting methods shall include electronic and mail-in ballots. Ballots shall include the option “none of the above.” Results of the election shall be announced at the AGM.</p>	
	<p>2.1.3.1 A schedule for Provincial Council nominations and election shall be issued to members at least 90 days prior to the Annual General Meeting. The schedule shall specify when nominations will open, when nominations will close, when the slate of nominees shall be announced, when voting will open and when voting will close.</p>	
	<p>2.1.3.2 The schedule will ensure that members have a reasonable timeframe for nominating candidates, and a reasonable timeframe for their vote to be received in advance of the deadline for counting. Nominations shall close prior to the AGM.</p>	
	<p>2.1.4 All Provincial Council positions shall be filled for a two (2) year term; except for the following positions: the Leader, Deputy Leader, Official Representative, and Executive Director.</p>	

	<p>2.1.5 Members of Provincial Council shall be eligible to offer for a second consecutive term of office, for a total of four (4) years, after which they are not eligible to serve until one (1) year has elapsed.</p>	
	<p>2.1.6 In odd-numbered years the President, Vice President Francophone, Secretary and four (4) members-at-large shall be elected for a two (2) year term.</p>	<p>2.1.6 In odd-numbered years the President, Vice President Francophone, Secretary and four (4) Regional councillors shall be elected for a two (2) year term.</p>
	<p>2.1.7 In even numbered years the Vice President Anglophone, Treasurer, Youth member and four (4) members-at-large shall be elected for a two (2) year term.</p>	<p>2.1.7 In even numbered years the Vice President Anglophone, Treasurer, Youth member and four (4) Regional councillors shall be elected for a two (2) year term.</p>
	<p>2.1.8 A member who has served for three (3) years may offer for election to an Officer position, which is a two (2) year term. Should they be elected to that position, they may serve for a maximum of five (5) consecutive years.</p>	
	<p><i>Non-existent at the moment.</i></p>	<p>2.1.9 Regional Councillors shall represent the diverse territories that compose New Brunswick. The province shall be arranged in four (4) regions following Provincial Districts boundaries:</p> <ul style="list-style-type: none"> - Region 1= North - Region 2 = Fredericton-Carlton-Miramichi - Region 3 = Fundy-Saint John - Region 4 = Southeast Moncton. <p>Members of each region shall elect their regional councillors.</p> <p>In the event Elections NB implement changes to the districts, Provincial Council Executive shall propose modifications within 90 days to the Provincial Council for approval and immediate implementation.</p>

		In odd years, we shall elect councillors from regions 1 and 2. In even years, we shall elect councillors from regions 3 and 4.
2.2 Removal from Office	2.2.1 Failure to attend three consecutive regularly scheduled Provincial Council meetings, with the exception of emergency meetings, shall be cause for automatic removal from the Council.	
	2.2.2 Once removed on these grounds, should a member provide satisfactory explanation of the absence, s/he may be reinstated by a 2/3 rd majority vote of the Provincial Council.	
	2.2.3 Should a member be removed under these circumstances, the member shall be ineligible to run for a Provincial Council position in the next election for Council.	
2.3 Vacancy of Provincial Council Office	2.3.1 The Provincial Council may fill by appointment any vacancy that occurs on Provincial Council. The appointee shall serve in that position for the remainder of the term of that position. Serving as an interim member is not considered a term.	
	2.3.2 All Provincial Council members shall be notified of a vacancy within ten (10) days of a position becoming vacant.	

	2.3.3 Notice of any existing vacancy shall be posted on The Party's website and sent to The Party's general electronic mailing list.	
2.4 Meetings of Provincial Council	2.4.1 The Provincial Council shall meet at least six (6) times per year, with meetings called by the President or a designate.	
	2.4.2 Quorum at Provincial Council meetings shall be a majority of voting members holding office at the time, or a minimum of four (4) voting members whichever is greatest.	
	2.4.3 The Provincial Council may meet by telephone or electronic means provided all members have access to those means and participation can be facilitated effectively.	
	2.4.4 All decisions of the Provincial Council shall require a two-thirds (2/3) majority vote of those present and voting, except as may be specifically stated in other articles in this By-law.	
	2.4.5 Provincial Council shall set a regular meeting time for which no notice is required. Provincial Council members will be provided with 1 week notice for additional meetings of Provincial Council. In the event of an unscheduled emergency meeting, the timing of the meeting will be set after a reasonable effort has been made to contact all members for their availability.	
2.5 Committees	2.5.1 The Provincial Council shall form or dissolve such committees as the Council deems necessary for the effective operation of The Party, with decisions to form and dissolve committees and the appointment of chairpersons and members to those committees, to be recorded in the minutes of meetings of the Provincial Council.	

	<p>2.5.2 An Executive Committee consisting of the Officers, the Leader, and the Executive Director (ex officio) shall be authorized to conduct the business of The Party between meetings of Provincial Council.</p>	
	<p>2.5.2.1 The Executive Committee shall serve as the Human Resources Committee, overseeing the position of Executive Director.</p>	
	<p>2.5.3 The following Standing committees shall be formed, consisting of at least one (1) member of Provincial Council, Leader, Executive Director and other members as deemed appropriate:</p> <ul style="list-style-type: none"> i) Finance ii) Fundraising iii) Growth and development 	
	<p>2.5.4 Except for the Executive Committee, members of The Party shall be eligible to serve on all committees struck by Provincial Council.</p>	
	<p>2.5.5 Each committee shall have a chairperson who is responsible for calling meetings, preparing agendas, seeing that minutes are recorded, and submitting records and reports to Provincial Council as required.</p>	
	<p>2.5.6 The minimum size of any committee shall be three (3) members.</p>	
<p>Article 5 Candidates for Election 5.1 Selection of candidates for provincial elections</p>	<p>5.1.1 The Provincial Council shall issue to all members a call for Applications for Candidate Nominees in all electoral districts, and set the deadlines by which applicants must have submitted their applications to the Head Office.</p>	

	<p>5.1.2 The Provincial Council shall establish the criteria that applicants must meet, and a committee to screen all applicants according to these criteria. In consultation with the Leader, the committee shall approve or reject applicants. Reasons for rejection shall be communicated to the applicant.</p>	<p>5.1.2 The Provincial Council shall establish the criteria that applicants must meet, and a committee to screen all applicants according to these criteria. The committee shall recommend to the Leader either approval or rejection of applicants for nomination. Reasons for rejection shall be communicated to the applicant.</p> <p><i>Issues: This clearly places decision-making power in the hands of the vetting committee, although while it doesn't state it directly, the Leader does have a veto on the approval of candidates. So there is no confusion here. However, it is inappropriate that the vetting committee should have that power. Essentially, vetters are doing research. They should actually be making recommendations to the Leader, who may delegate or engage a campaign committee, but ultimately it is the Leader's decision to make.</i></p>
	<p>5.1.3 Where there is an active RDA in an electoral district, the RDA shall hold a nomination meeting at which an election is held to choose a candidate for that district. If the nomination is not contested, members shall vote on a motion to acclaim the candidate.</p>	
	<p>5.1.4 Should there be no active RDA in an electoral district, the Provincial Council may appoint a candidate in that district.</p>	<p>5.1.4 Should there be no active RDA in an electoral district, the Leader shall appoint a candidate in that district.</p> <p><i>This solves the problem of inconsistency between this and the previous provision. Rather than add complications in the by-law it should probably just state what is legally the case.</i></p>

	5.1.5 Should a nominated candidate withdraw or becomes otherwise incapacitated after the nomination period is closed, the Provincial Council may appoint a candidate for that electoral district.	5.1.5 Should a nominated candidate withdraw or becomes otherwise incapacitated after the nomination period is closed, the Leader may appoint a candidate in that district.
5.2 Endorsement and Removal of Candidates	5.2.1 In all cases, successfully nominated or acclaimed candidates must have their nomination confirmed by the Provincial Council and receive the written endorsement of the Leader.	
	5.2.2 The Leader with the approval of a two-thirds (2/3) majority vote of Provincial Council may withhold endorsement of a nominated candidate, or remove a registered nominated candidate, should extenuating circumstances arise or incriminating information or behaviour become known that is determined by the Leader and Provincial Council to be detrimental to the Party.	
	5.2.3 Should the Leader and Provincial Council deem that there are grounds for removal of a candidate, in the case where the candidate was nominated by an RDA, they shall inform the candidate and the RDA executive that the following process has begun: <ul style="list-style-type: none"> i. The grounds for removal shall be documented in writing, including a description of the due diligence taken by Provincial Council to verify or corroborate the grounds. Where the grounds include information provided by third party individuals, their identity shall be held confidential unless they request to be identified. ii. The grounds shall be presented to the candidate in a face-to-face meeting, at which time they shall have the 	

	<p>opportunity to refute or accept the grounds. The candidate shall have the discretion to invite the RDA President or their designate to attend this meeting.</p> <p>iii. Should the candidate accept these as grounds for resignation, they shall be asked to sign a letter of resignation to this effect, which shall constitute their resignation as a candidate.</p> <p>iv. Should the candidate reject these as grounds for resignation, a special meeting of Provincial Council shall be called at which the candidate may present a refutation. The meeting shall be held at a time and place that provides reasonable access by the candidate, while respecting the timeline of the provincial campaign committee for election preparation. Should the candidate request it, the RDA President or designate of the President shall be invited to attend this meeting. In the case where a candidate is not cooperative in setting or attending the meeting, the Provincial Council has the discretion to suspend this meeting provision, in consultation with the RDA Executive.</p> <p>v. Following this meeting, or if the meeting is suspended, the Provincial Council shall make a final determination on grounds for removal. Should the grounds be upheld, the Leader shall inform Elections New Brunswick of the removal of the candidate.</p> <p>vi. A meeting of the RDA shall be called within fourteen (14) days of removal to inform members of the decision and discuss next steps.</p>	
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	5.2.4 At all times throughout this process, the privacy rights of the candidate shall be protected. The decision on whether to inform the RDA or the public of the grounds for removal shall rest with the candidate.	
	5.2.5 Notwithstanding provisions in 5.1.3, should a nominated candidate resign or be removed from the candidacy within 60 days of a provincial election, the Provincial Council shall appoint a candidate.	
Article 9 The Leader 9.1 Election of the Leader	9.1.1 When the position of leader becomes vacant, the Provincial Council shall set the date and location of a leadership convention, issue to all members a call for leadership candidates, and a deadline by which applications must be submitted to Head Office.	
	9.1.2 Potential candidates must have the endorsement of fifteen (15) members. A member may endorse more than one potential candidate.	
	9.1.3 The Leader shall be elected by secret preferential ballot at a SMM constituted as a leadership convention.	
	9.1.4 The Provincial Council may make provision for mail-in ballots and/or electronic ballots which would remain sealed until the leadership convention when they would be counted with ballots cast at the convention.	

	<p><i>NOTE: Provision 9.1.5 from an earlier version of the by-laws was accidentally dropped from the current version due to clerical error.</i></p> <p><i>9.1.5 Should the position of Leader be uncontested, the Provincial Council shall present a motion to acclaim the candidate at a SMM not necessarily constituted as a leadership convention.</i></p>	<p><i>Proposed amendment in 2019 which was deferred (Priority 2)</i></p> <p>9.1.5 Should there be only one candidate for leadership at the end of the application period and vetting process, the Provincial Council may choose to proceed in one of the following ways:</p> <p>i. Restart the application process and reschedule the leadership convention; or</p> <p>ii. Proceed to hold a leadership convention at which a secret ballot provides the option of "none of the above."</p>
<p>9.2 Leadership review</p>	<p><i>NOTE: Provision 9.2 from an earlier version of the by-laws was accidentally truncated in the current version due to clerical error.</i></p> <p><i>9.2.1 At such a meeting, a motion of confidence shall be carried with a sixty (60) per cent majority vote.</i></p>	<p><i>Change to [the text of 9.2.1 in the previous bylaw]:</i></p> <p>9.2.1 A leadership review shall be held every two years at an AGM at which a motion of confidence shall be put before the members. The motion must be carried with a 60 per cent majority vote. Should an AGM at which a leadership review is scheduled to occur within six months of an election, the review shall be deferred until after the election is held.</p>
	<p>9.2.2 Should the motion of confidence fail, the Leader shall resign and a leadership election process shall be initiated.</p>	
	<p>9.2.3 The resigned Leader may offer as a candidate in any subsequent leadership election.</p>	
<p>9.3 Resignation or Removal of the Leader</p>	<p>9.3.1 The Leader may be removed outside a normal leadership review process should incriminating information about or actions by the Leader become known which the Provincial Council deems detrimental to the Party.</p>	

	<p>9.3.2 In such case, the process shall be as follows:</p> <ul style="list-style-type: none"> i. A special meeting of the Provincial Council is called, including the Leader, at which the grounds for removal are examined and the Leader is invited to dispute those grounds. ii. The Provincial Council without the participation of the Leader passes a resolution with a unanimous vote to call a SMM to consider a resolution to remove the Leader. Should the vote fail, the matter is concluded. Should it succeed, a SMM is called to hold a leadership review. iii. At the SMM, a motion of non-confidence in the Leader shall be put to the members. The Leader shall be invited to speak to the motion, after which a vote shall be held by secret ballot. The motion shall be carried with a three-quarters (3/4) majority vote. iv. Should the vote succeed, the Leader shall immediately resign or be removed by Provincial Council. v. Should the vote fail, the Leader retains their position. 	
	<p>9.3.3 The Leader may resign that position by providing a letter of resignation to Provincial Council. The resignation shall come into effect at a date mutually agreed upon by the Leader and Provincial Council.</p>	
	<p>9.3.4 In the event of the resignation or removal of the Leader, the Caucus shall appoint, or in the event there is no caucus, the Provincial Council shall appoint an Interim Leader who will serve until a leadership convention is held. The</p>	

	Interim Leader may run as a candidate in that leadership contest.	
9.4 Appointment of Deputy Leader	9.4.1 The Leader may appoint one or two Deputy Leaders, who may or may not be elected MLAs.	
	9.4.2 Deputy leaders shall serve at the discretion of, and carry out duties as determined by, the Leader.	
	9.4.3 Deputy leaders shall hold a non-voting position on Provincial Council.	