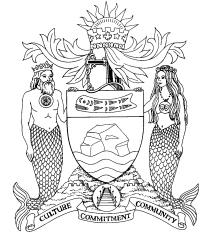


**THE CORPORATION OF THE  
CITY OF WHITE ROCK  
BYLAW NO. 2232**

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A Bylaw to establish the rules of procedure for  
Council and Committee Meetings.

**DISCLAIMER: THIS BYLAW IS CONSOLIDATED FOR CONVENIENCE ONLY. THE CITY DOES NOT WARRANT THAT THE INFORMATION CONTAINED IN THIS CONSOLIDATION IS CURRENT. IT IS THE RESPONSIBILITY OF THE PERSON USING THIS CONSOLIDATION TO ENSURE THAT IT ACCURATELY REFLECTS CURRENT BYLAW PROVISIONS.**

Consolidated as of January 2019.

<b>TABLE OF CONSOLIDATION</b>			
<b>BYLAW</b>	<b>DATE APPROVED</b>	<b>AMENDMENT NO.</b>	<b>SUBJECT MATTER</b>
2277	January 14, 2019	1	Question & Answer Period
2284	January 28, 2019	2	Agenda Publication & Deadlines

The Council of the City of White Rock, in an open meeting, enacts as follows:

## **PART 1 – INTRODUCTION**

### Title

1. This Bylaw may be cited as the “*Council and Committee Procedure Bylaw, 2018, No. 2232*”.

### Definitions

2. In this bylaw:
  - (a) ‘City’ means the City of White Rock.
  - (b) ‘Chief Administrative Officer’ is the staff person whose responsibilities are outlined under Chief Administrative Officer in the *Community Charter*. and as set out in the City’s Officer and Indemnification Bylaw.
  - (c) ‘Chairperson’ means the presiding member of a meeting.
  - (d) ‘Closed Meeting’ means a meeting that the public are not permitted to attend in accordance with the *Community Charter*.
  - (e) ‘Committee’ means a standing, select or advisory committee, but does not include Committee of the Whole.
  - (f) ‘Committee Clerk’ is the person who is responsible for establishing an agenda, with other City staff and the Chairperson, and taking the minutes at a meeting of a Committee.
  - (g) ‘Committee Member’ is a person who is appointed by the Mayor or City Council to a standing, select, advisory, task force. panel or other Committee.
  - (h) ‘Committee of the Whole’ (COTW) refers collectively to those members of Council present when Council moves to sit as a Committee.
  - (i) ‘Council’ is the Mayor and Councillors duly elected in the City of White Rock and who continue to hold office.
  - (j) ‘Councillor’ is a Councillor duly elected in the City of White Rock and who continues to hold office.
  - (k) ‘Delegation’ refers to an individual or group bringing information to Council on a topic specified on a “Request to Appear as a Delegation” form.
  - (l) ‘Deputy Mayor’ is the Councillor who, in accordance with Part 3 of this Bylaw, is responsible for acting in the place of the Mayor when the Mayor is absent or otherwise unable to act or when the office of the Mayor is vacant.
  - (m) ‘Director of Corporate Administration’ is the staff person with the responsibilities of the Corporate Officer as outlined in the *Community Charter* and as set out in the City’s Officer and Indemnification Bylaw.

- (n) ‘Mayor’ is the Mayor duly elected in the City of White Rock and who continues to hold office.
- (o) ‘Member’ is a Member of Council including the Mayor or a person appointed to a committee, as defined in this bylaw, by Council and/or by the Mayor.
- (p) ‘Presentation’ refers to an individual or group that has been requested by staff in order to inform or update Council on a subject relevant to business being conducted on the agenda. The presenter’s name and, if applicable, title to the organization, and topic will be placed on the meeting agenda.
- (q) ‘Presiding Member’ is the person who is responsible for chairing the meeting.
- (r) ‘Public Hearing’ means a hearing that is required according to the *Local Government Act*, for the purposes of this bylaw where public hearing is noted will also include public meetings.
- (s) ‘Public Notice Posting Place’ is the notice board at City Hall.
- (t) ‘Quorum’ means a majority of all of its Council or Committee voting members that must be present in order to conduct official business (any matters requiring a vote, including adoption of the agenda, minutes, etc.).

#### Application of Rules of Procedure

3. (1) The provisions of this Bylaw apply to all meetings of Council, COTW and all Committees.
- (2) In cases not provided for under this Bylaw, the latest edition of Robert’s Rules of Order will apply to the proceedings of Council, COTW, and Committees to the extent that those rules are:
  - (a) applicable in the circumstances, and
  - (b) not inconsistent with the provision of this Bylaw the *Community Charter* or *Local Government Act*.

## **PART 2 – COUNCIL MEETINGS**

### Inaugural Meeting

4. (1) Following a general local election, the inaugural meeting (the first meeting of the newly elected Council) must be held on the first Monday in November in the year of the election.
- (2) If a quorum of members elected at the general local election has not taken office by the date of the meeting referred in subsection (1), the first Council meeting will be called by the Director of Corporate Administration and held as soon as reasonably possible after a quorum of members has taken office.

### Time and Location of Meetings

5. (1) Council meetings will take place within City Hall, or at a city owned facility, unless another location is deemed necessary by Council or staff to hold its meetings elsewhere. The meeting location will be noted on the meeting notice when applicable, and/or the agenda for the meeting.
- (2) Regular Council meetings will:
  - (a) be held on Mondays, in accordance with the schedule adopted by resolution by Council on or before December 31 of the preceding year;
  - (b) commence in accordance with the approved regular Council meeting schedule posted at the Public Notice Posting Place; generally, but not exclusively, at 7:00 p.m.; if there is a public hearing/meeting scheduled, the regular meeting will begin at the scheduled start time and be reconvened immediately following conclusion or adjournment of the public hearing/meeting;
 

Earlier start times for regular meetings and public hearings / meetings will be applied when circumstances, determined by the Mayor and/or staff require them (including but not limited to: high volume of business, special presentation(s) or a large public hearing/meeting is anticipated).
  - (c) be concluded or adjourned at 10:30 p.m. unless Council resolves to proceed beyond that time in accordance with Section 32 of this bylaw.
- (3) Council Meetings may:
  - (a) be cancelled by resolution by Council, provided that two consecutive meetings are not cancelled.
- (4) Special Council meetings may be called:
  - (a) By the Mayor at their discretion; or

- (b) By two (2) or more Council Members, in writing, may request the Mayor call a Special Council meeting;
- (c) Two (2) or more Council Members may themselves call a Special Council meeting if:
  - Within 24 hours after receiving a request under subsection (b), and no arrangements are made under subsection (a) for a special Council meeting to be held within the next seven (7) days, or
  - both the Mayor and the Acting Mayor are absent or otherwise unable to act

Note: if the meeting is called under subsection (c) the Council Members calling the meeting or the Director of Corporate Administration must sign the meeting notice.

- (5) (1) Closed Meetings of Council will be called as the need arises.
- (2) Any items which, in the opinion of Council, do not comply with the Closed Meeting criteria specified in the *Community Charter* must be deleted from the agenda of the Closed Meeting and be referred to:
  - (a) a future Regular Council Meeting as an additional item; or
  - (b) a committee; or to
  - (c) staff.
- (3) Information considered in any part of a Closed Meeting of Council must be kept in confidence until Council discusses the information at a meeting that is open to the public or releases the information to the public. The consequences of a Member breaching the duty of confidentiality may include, but are not limited to: motions by Council to censure the Member, removal of the Member from the Deputy Mayor rotation, removal of the Member from committees, court proceedings to recover damages from the Member, and court proceedings to obtain a statutory injunction (including contempt of court proceedings in the event of a continuing contravention).

#### Notice of Council Meetings

- 6. (1) In accordance with the *Community Charter*, Council will annually:
  - (a) adopt on or before December 31 a schedule of dates, times and places of Regular Council meetings for the following year and make the schedule available to the public by posting it at the Public Notice Posting Place ; and

- (b) give notice when the schedule of Regular Council meetings will be available at least once a year in accordance with sections 94 and 127the *Community Charter*.

7. (1) Except where notice of a special meeting is waived by unanimous vote of all members, a notice of the date, time and place of a special Council meeting must be given at least 24 hours before the time of a meeting by:
  - (a) posting a copy of the notice on the Public Notice Posting Place;
  - (b) leaving a copy of the notice for each member in the member's mailbox at City Hall; and
  - (c) e-mailing Council.
- (2) The notice under subsection (1) must describe in general terms the purpose of the meeting and be signed by the Mayor or the Director of Corporate Administration.

### **PART 3 – DESIGNATION OF COUNCILLOR TO ACT IN PLACE OF THE MAYOR**

#### Deputy (Acting) Mayor

8. (1) Annually Council will designate the order in which each member will serve as Deputy Mayor on a rotating basis. During an election year this will be conducted at the inaugural Council meeting. Amendments to the schedule must be made by Council resolution.
- (2) If both the Mayor and the Councillor appointed under section (1) are absent from a Council meeting, the Councillor that appears next on the rotation and is present at the Council meeting will act as Deputy Mayor/Chairperson for that Council meeting.
- (3) When the Mayor is absent or otherwise unable to act, or when the office of the Mayor is vacant, the Deputy Mayor:
  - (a) has the same powers and duties as the Mayor in relation to the applicable matter;
  - (b) must fulfill the responsibilities of the Mayor at the Council Meeting; and
  - (c) may sit in the Mayor's chair for the duration of the Council meeting.

### **PART 4 – COUNCIL PROCEEDINGS**

#### Attendance of Public at Meetings

9. (1) Except where the provisions of the *Community Charter* apply, all Council meetings must be open to the public.

- (2) Before closing a Council meeting or part of a Council meeting to the public, Council must pass a resolution in a public meeting in accordance with the *Community Charter* that states:
- The fact that the meeting or part of the meeting is to be closed; and
  - The basis under the applicable subsection of section 90 of the *Community Charter* on which the meeting or part is to be closed
- (3) .  
This section applies to all meetings of the bodies referred to in the *Community Charter* including without limitation :
- (a) COTW
  - (b) Standing, Select, Sub Committees;
  - (c) Parcel Tax Review Panel;
  - (d) Boards;
  - (e) Advisory Committees; and
  - (f) Task Forces
- (4) Despite subsection (1), the Presiding Member may expel or exclude a person from a Council meeting in accordance with the *Community Charter*.

#### Minutes of the Meetings

10. (1) Minutes of the proceedings of Council must be legibly recorded and certified as correct by the Director of Corporate Administration and signed by the Mayor or Chairperson at the meeting or at the next meeting at which the minutes are adopted responsible for taking the meeting minutes.
- (2) The Director of Corporate Administration is responsible for taking the meeting minutes and shall record that a Member has moved the motion and a Member has seconded the motion but need not record the names of the Members that move and second the motion.
- (3) Subject to subsection (4), minutes of the proceedings of Council must be open for public inspection at City Hall during its regular office hours and available on the City website.
- (4) Subsection (3) does not apply to minutes of a Council meeting or that part of a Council meeting that is closed to the public
- (5) The Director of Corporate Administration is responsible for taking the meeting minutes and may make minor amendments to approved minutes including but not limited to typographical errors, sequential number errors, grammatical errors or completing missing information.



Seating Arrangements

11. (1) The Mayor shall designate each Councillor to a seat at the Council table at the beginning of the term.
- (2) Except as provided in section 8(3), each Councillor shall remain in their designated seat at each Council meeting for the duration of the term.

Calling Meeting to Order

12. (1) As soon after the time specified for a Council meeting and if there is a quorum present, the Mayor must take the Chair as Chairperson and call the Council meeting to order.
- (2) If the Mayor is absent, then the Deputy Mayor must take the Chair as Chairperson and call the meeting to order.
- (3) If a quorum of Council is present but the Mayor and the Deputy Mayor do not attend within 15 minutes of the scheduled time for a Council meeting:
  - (a) the Director of Corporate Administration must call to order the members present; and
  - (b) the next scheduled Deputy Mayor of the rotation would act as Chairperson for the meeting.

Adjourning Meeting Where No Quorum

13. (1) If there is no quorum of Council present within 15 minutes of the scheduled time for a Council meeting, the Director of Corporate Administration will:
  - (a) record the names of the Members present, and those absent; and
  - (b) Adjourn the meeting until the next scheduled meeting stating date/time and location of the meeting.

Agenda

14. (1) Prior to each Council meeting:
  - (a) the Director of Corporate Administration, in consultation with the Chief Administrative Officer and the Mayor, must have prepared an Agenda setting out all items for consideration at the meeting; and
  - (b) Will provide a copy of the agenda by end of the day on the Wednesday prior to the meeting to each member of Council through technological means and/or in their mailbox at City Hall, unless otherwise directed by the member of Council. *(amended by Bylaw 2284)*  
~~will provide a copy of the agenda by end of day on the Thursday prior to the meeting to each member of Council through technological means and/or in~~

~~their mailbox at City Hall, unless otherwise directed by the member of Council.~~

- (2) The deadline for items or submission to the Corporate Administration Department for inclusion on the agenda for Council, staff and the public is 4:30 p.m. on the Monday prior to the Council meeting. If a time-sensitive matter arises, the Director of Corporate Administration and/or the Chief Administrative Officer may, at their discretion, add agenda items following this deadline.
- (3) The Director of Corporate Administration will make the agenda available to the public after it has been sent to Council as follows:
  - A reading / reference copy will be available in the Administration office;
  - Photocopies of the agenda will be available upon request in accordance with the City's Fees and Charges Bylaw; and
  - On the City website, the Friday prior to the Monday meeting (making allowance for technical error when the system is down and or documents have had issue being uploaded to the website).

#### Order of Proceedings and Business

15. (1) The agenda order of proceedings and business for all regular Council meetings will be set in accordance with a separate council policy.

#### Late Items (On Table or Supplemental Agenda)

16. (1) An item of business not included on the Agenda must not be considered at a Council meeting unless Council resolves to introduce the late item to the agenda by vote of the majority of members present.
- (2) If the Council makes a resolution under subsection 15(1), information pertaining to the late item(s) must, when possible, be distributed to the Members by written copy or verbally.

If Council votes to permit the amendment to the agenda, the Chairperson or Director of Corporate Administration will advise if a) there is a written copy of the information to be supplied on table or b) if the item will be introduced verbally.

#### Voting at Meetings

17. (1) The following procedures apply to voting at Council meetings:
  - (a) when debate on a matter is closed, the Chairperson must put the matter to a vote of Members;
  - (b) after the Chairperson finally puts the question to a vote, a member must not speak to the question or make a motion concerning it;

- (c) the Chairperson’s decision about whether a question has been finally put is conclusive;
  - (d) whenever a vote of Council on a matter is taken, each member present will signify their vote by raising their hand; and
  - (e) the Chairperson must declare the result of the voting.
- (2) Every Council member present when a question is put will be expected to vote unless they make a declaration under the provisions of the *Community Charter*, regarding conflict of interest, in which case the provisions of that section apply and in such cases they will not participate in the discussion or vote but must leave the Chambers until the vote is taken at which time they may resume their seat.
  - (3) Should any member in attendance refrain from voting when any question is put, for any reason other than situations pertaining to provisions of the *Community Charter*, regarding conflict of interest, the member will be regarded as having voted in the affirmative and the vote will be counted accordingly.
  - (4) A speaker may not speak against the motion they have made, but may choose to vote against it.
  - (5) All acts whatsoever authorized or required by the *Community Charter*, to be done by the Council, and all other questions, including questions of adjournment, that may come before the Council will, save where otherwise so expressed, be done and decided by the majority of the members of Council present at the meeting.
  - (6) In all other cases where the votes of the members then present, including the vote of the Chairperson, are equal for and against a question, the question will be defeated, and it will be the duty of the Chairperson to so declare.
  - (7) The name of any member who voted in the negative on a question will be recorded in the minutes of such meeting.
  - (8) When the question under consideration contains distinct propositions, upon request of any member, the vote upon each proposition will be taken separately.
  - (9) When a regular meeting is to be adjourned to go into a Public Hearing or Public Meeting (Development Variance Permit) it will be noted in the agenda and noted verbally by the Chairperson as follows:

**MEETING POSTPONE (ADJOURNMENT)**

In the circumstance the Public Hearing for Bylaws (No. xxxx) is not concluded by 7:00 p.m. the regular Council meeting will be called to order and at this point in the agenda the meeting will be postponed (adjourned) in order to continue the public hearing.

The regular meeting will be reconvene directly following the adjournment or conclusion of the noted Public Hearing here at (location: City Hall Council Chambers) later this same evening.

Presentations on a Regular Agenda)

18. (1) A presentation by the Mayor or a Councillor at a Council meeting shall only pertain to:
- (a) events attended as a representative of the City; or
  - (b) information on community events and activities.
- (2) Presentations by a Member to Council will be limited to a maximum of five (5) minutes.
- (3) Presentations by an invited guests at a Council meeting will be limited to a maximum of ten (10) minutes.

Presentation time by an invited guest can only be extended by Council by unanimous vote of all present members of Council.

19. Question and Answer Period (*added by Bylaw 2277 and renumbered accordingly*)

- Section 19 (1) Question and Answer Period will be included toward the start of the regular Council meeting (following Meeting Minutes approval). This will be an opportunity for the public to ask questions and make comments.
- (2) Questions will be addressed to the Chairperson. If there are questions for an individual member of Council, they will be addressed through the Chairperson for direction.
  - (3) Question and Answer Period will be timed, not to exceed 15 minutes unless Council wishes to extend Question and Answer Period just prior to the conclusion of the regular Council meeting. Extension for a further 15 minutes at that time may be permitted by majority vote of Council. No further extensions will be permitted for that evening for Question and Answer Period.
  - (4) Each speaker will be given two (2) minutes, the speaker will be given one (1) opportunity to ask a question or make comment(s) during this time. In the circumstance there is still time from the original 15 minutes remaining and there are no further speakers a second opportunity may be provided.
  - (5) The speaker will begin by stating their name and city of residence to

be recorded in the minutes along with a summary of the question / comment(s). When the Chairperson does not have the information to provide for an immediate answer to the response it will be given in written format and included on the next agenda under this topic when the information is available.

- (6) An area on the website will be designated for a summary list of all the questions, comment topics and answers provided during Question and Answer Period so this item can be easily searched by the public.
- (7) There is to be no questions or comments on a matter that will be the subject of a public hearing or public meeting (example: Development Variance Permit). Questions that may be subject to Freedom of Information and Protection of Privacy will be forwarded for a direct response through the FOI process.
- (8) Question and Answer Period will not be conducted during the months of September and October of an election year.

#### Delegations / Petitions

20. (1) The Council may allow a Delegation to address the Council at a meeting on a topic provided a Delegation request form has been received by the Director of Corporate Administration by 8:30 a.m. on the Monday prior to the meeting.  
*(amended by Bylaw 2284)*  
~~The Council may allow a Delegation to address the Council at a meeting on a topic provided a Delegation request form has been received by the Director of Corporate Administration by 4:30 p.m. on the Monday prior to the meeting.~~
- (2) A maximum of five Delegations will be permitted at any Council meeting.
- (3) Each Delegation must be limited to a maximum of five (5) minutes; this time may only be extended by unanimous vote of all Members present.
- (4) The Mayor and Chief Administrative Officer or the Director of Corporate Administration must not permit a Delegation to address a meeting of the Council regarding:
  - i. Any matter that will be the subject of a public hearing that is required under an enactment as a prerequisite to the adoption of a bylaw;
  - ii. Any matter that is undergoing a local area service process or counter petition process;
  - iii. Any matter which the City has commenced prosecution and on which judgment has not been rendered;

- iv. The promotion of commercial products or services which have no connection to the business of the City;
  - v. Publicly tendered contracts or proposal calls for the provision of goods and services for the City, between the time that such contract or proposal call has been authorized and the time such contract or proposal call has been awarded by Council or City staff; and further
  - vi. A subject is beyond the jurisdiction of Council.
- (5) A delegate may only appear once per year in relation to a specific topic, such appearance is to be measured from the time of the last appearance on the matter. This includes the topic, any process, resolution or concerns regarding the topic or any review or assessment of the topic.
- (6) The Director of Corporate Administration may schedule Delegations to a later Council meeting than requested considering the subject matter or if there are already five (5) requests to appear as a Delegation at the same meeting.
- (7) A Delegation intending to give a Power Point presentation must supply the Director of Corporate Administration with a copy of the presentation by 8:30 a.m. on the Monday prior to the meeting. The presentation will be reviewed by staff, to ensure that it is professional and relevant to the Council proceedings. If the Director of Corporate Administration is of the opinion that the Presentation is unprofessional or irrelevant the noted slides/pages will be removed or the entire presentation will be rejected. Staff will contact the delegation to inform if this is to occur. *(amended by Bylaw 2284)*  
~~A Delegation intending to give a Power Point presentation must supply the Director of Corporate Administration with a copy of the presentation by 4:30 p.m. on the Monday prior to the meeting. The presentation will be reviewed by staff, to ensure that it is professional and relevant to the Council proceedings. If the Director of Corporate Administration is of the opinion that the Presentation is unprofessional or irrelevant the offending slides/pages will be removed or the entire presentation will be rejected. Staff will contact the delegation to inform if this is to occur.~~
- (8) Every petition presented to Council by a Delegation, or otherwise, must include:
- (a) the date of the petition;
  - (b) legible full names of each signatory petitioner with their address; and,
  - (c) a statement at the top of the page clearly indicating why signatures have been collected.
- (9) All petitions addressed to Council will be placed on the Council agenda for receipt. Petitions must be received by 8:30 a.m. on the Monday prior to the next regular scheduled meeting. Petitions received after this agenda deadline will be

automatically placed on the next regular scheduled meeting agenda. (*Amended by Bylaw 2284*)

~~Petitions may also be submitted at a regular Council meeting during the Delegations and Petitions section of the agenda.~~

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~~Petitions may also be submitted at a regular Council meeting during the Delegations and Petitions section of the agenda.~~

Point of Order (Question to the Chair: Are the rules of the meeting being followed?)

21. (1) The Chairperson will preserve order and decide all points of order which may arise, but subject to an appeal to the other members of the Council present.
- (2) Without limiting the Chairperson’s duty under the *Community Charter*, the Presiding Member must apply the correct procedure to a motion:
  - (a) if the motion is contrary to the rule of procedure in this Bylaw; and
  - (b) whether or not another Member has raised a point of order in connection with the motion.
- (3) When the Chairperson is required to decide a point of order:
  - i) first immediately suspend the debate;
  - ii) ask “What is your Point of Order?”;
  - iii) rule as to whether or not the point of order is valid; citing the applicable rule or authority, if required by another Member;
  - iv) another Member must not question or comment on the rule or authority cited by the Chairperson under subsection (2)(a);
  - v) the Chairperson may reserve the decision until the next Council meeting; and
  - vi) the Chairperson may direct the members to stand at ease (brief pause where members remain in their places until the Chairperson calls the meeting to order) while considering their decision.
- (4) If an appeal (disagreement with the ruling by the Chairperson) be taken by a member of the Council from the decision of the Presiding Member, the question will be immediately put, and decided without debate. "Will the Chair be sustained?" and the Chairperson will be governed by the vote of the majority of the other members of the Council then present, and the names of the members of the Council voting against the question "Will the Chairperson be sustained?" will be recorded on the minutes, and in the event of the votes being equal, the question will pass in the affirmative. The Chairperson will not be permitted to vote on an appeal of their decision hereunder.

- (5) If the Chairperson refuses to call the question "Will the Chairperson be sustained?" the Council will immediately appoint one of its members to preside temporarily, and the Chairperson temporarily appointed will proceed in accordance with (4) and in the event of the votes being equal, the question will pass in the affirmative.

#### Conduct and Debate

22. (1) A member may speak to a question or motion at a Council meeting only if that member first addresses the Chairperson.
- (2) A member must address the Chairperson by that person's title followed by their surname: Mayor, Councillor, Deputy Mayor or Chairperson.
- (3) A member must address other non-Chairperson by the title of Councillor, Mayor or Committee Member followed by their surname.
- (4) No member may interrupt a member who is speaking except to raise a point of order.
- (5) If more than one member speaks, the Chairperson must call the member who, in the Chairperson's opinion, first spoke.
- (6) A member who is called to order by the Chairperson:
  - (a) must immediately stop speaking;
  - (b) may explain their position on the point of order; and
  - (c) may appeal to Council for its decision on the point of order in accordance with the *Community Charter*.
- (7) Member at a Council Meeting:
  - (a) must use respectful language;
  - (b) must not use offensive gestures or signs;
  - (c) must speak only in connection with the matter being debated;
  - (d) may speak about a vote of Council only for the purpose of making a motion that the vote be rescinded; and
  - (e) must adhere to the rules of procedure established under this bylaw and to the decision of the Chairperson and Council in connection with the rules and points of order.
- (8) If a member does not adhere to subsection (7), they may order the member to leave the member's seat and:
  - (a) if the member refuses to leave, the Chairperson may cause the member to be removed by a peace officer or by the R.C.M.P.; and



- (b) if the member apologizes to the Council, Council, may, by resolution, allow the member to retake the member's seat.
- (9) A member may require the motion being debated at a Council meeting to be read at any time during the debate, if that does not interrupt another member who is speaking.
- (10) The following rules apply to limit speech on matters being considered at the Council meeting:
  - (a) a member may speak no more than twice for a maximum of five (5) minutes per time in connection with the same question unless:
    - i. with the permission of Council by majority vote, or
    - ii. if the member is explaining a material part of a previous speech while introducing a new matter;
  - (b) the mover of the motion, after obtaining the floor from the Chairperson, will have the first opportunity to speak to the motion; and be permitted the opportunity of summation before the question is called.
- (11) The following rules apply to all persons attending a City meeting. This includes participants, staff, and Members of the public.

Members of the public may attend to observe open council meetings. A Member of the public at a meeting must maintain decorum at all times. Interruptions of any kind are not permitted while the meeting is in progress.

In accordance with Human Resources Policy No. 405 (Workplace Harassment), *“Every employee has the right to work in a respectful atmosphere that promotes equal opportunities and is free from harassment, bullying and discrimination.”*

City meetings are working meetings for Council and staff; as such, outbursts, shouting (questions or comments), clapping, and booing/heckling are not permitted. Members of the public must view the meeting from the designated gallery/seating area established for the public (area away from the Council / Committee Member table) in most circumstances there will be chairs set up.

Council meetings, unless Closed as per the provisions of the *Community Charter*, are open to all Members of the public. If the public have signs or placards, they must not contain profanity or disrespectful language. Those with signs and placards may display their signs from the back of the room in order to ensure the sightline of others observing the meeting are not blocked.

Members of the public who do not adhere to the meeting conduct, as outlined in this bylaw, will be given a compliance warning. If a Member of the public is unwilling to do so, as per the *Community Charter*, the City reserves the right to request or have a person removed from the meeting.

- (a) If, in the opinion of the Chairperson, a Member of the public has contravened section 11(a) the Chairperson may issue a warning to the

offender. A warning will consist of the following: The Chairperson will advise the offending individual or group of individuals the behavior is not in accordance with this bylaw. The offending individual(s) will be requested to provide their name and it will be noted in the meeting minutes (if name is not provided a description will be noted).

If the behavior continues, the Chairperson may, in accordance with the *Community Charter*, order that the offending individual or group is expelled from the meeting (c) Should the Chairperson determine expulsion from the meeting is required they will state the following:

“In accordance with the *Community Charter* Section 133, hereby order that (Persons Name or Description) be expelled from the meeting at this time due to the person acting improperly as follows: (state the offending behavior) thus interrupting the meeting proceedings.

If you do not leave the meeting at this time, the RCMP will be contacted and you will be escorted from these Council Chambers / City Hall.”

Motions

23. (1) A motion will be phrased in a clear and concise manner so as to express an opinion or achieve a result. When a motion has been moved by a member and seconded by another member, it is then a motion on the floor, and is deemed to be in the possession of Council, and such motion:
  - (a) must be recorded in the minutes;
  - (b) the mover of the motion, after obtaining the floor from the Chair, will have the first opportunity to speak to the motion;
  - (c) the mover of the main motion will be permitted the opportunity of summation before the question is called; and
  - (d) may only be withdrawn by the mover and seconder of the motion, with the consent of all the members present (any Member not in agreement must make this known by raising their hand to notify the Chairperson).
  
- (2) A Council member may make only the following motions, when the Council is debating a question. These motions are numbered; the higher number determines the type of motion that must be considered prior to the lower number motion. Each of the following motions are required to be seconded:

	<b>Motion/Purpose</b>	<b>Amendable</b>	<b>Debatable</b>	<b>Required Vote</b>
1	Postpone Indefinitely	Amendable	Yes	Majority
2	Amend	Amendable if primary	Yes	Majority
3	Refer (to someone or somewhere)	Amendable	Yes	Majority
4	Postpone Definitely/Defers (until	Amendable	Yes	Majority

	a certain time)			
5	Limit or Extend Debate	Amendable	No	2/3
6	End Debate and Amendments		No	2/3
7	Table (temporarily suspend consideration of an issue to address another topic). The Presiding Member would ask “For what reason?” and rule on it.		No	Majority

- (3) A member may request that a motion that is on the floor, be read for information, at any time during the debate.
- (4) Amendments will be put to the question in the reverse order to that in which they have been moved. An amendment will be only to the main motion and will be decided or withdrawn before the question is put to the vote on the main motion. Only one amendment will be considered by Council at a time. Council may amend an amendment by way of a sub-amending motion. No amendment will alter in a material way the principle embodied in the main motion but should merely vary its terms in one or more particulars.
- (5) A motion to refer the subject matter to a Committee, until it is decided, will preclude all amendment(s) of the main motion.
- (6) At any time after a question has been proposed, any member may "call for the question" and unless the Chairperson considers such request is an abuse of the Rules of Procedure or an infringement of the rights of minority the original question will immediately thereafter be put and decided without further debate.
- (7) Prior to the Question being called a member may request a motion to be read by either the Chairperson or the Director of Corporate Administration.
- (8) Motions that are not seconded will not be included in the meeting minutes.
- (9) A motion to conclude a meeting is not necessary. Following the completion of all agenda items the Presiding Member may state: “This meeting is now concluded.”

Amending Motions

- 24. (1) A member, other than the mover of a motion, may propose an amendment to a motion, and subject to the provisions regarding sub-amendments, that amendment must be disposed of before any subsequent amendments are proposed.
- (2) When an amendment to a motion has been moved and seconded, the Chairperson must, if requested by a member, state the original motion and the

amendment, and must permit debate only on the amendment.

- (3) If the amendment is defeated, debate may continue on the original motion, and if no further amendments are proposed, the Chairperson must call the question on the original motion.
- (4) If an amendment is adopted and no further amendments are proposed, the Chairperson must then call the question on the original motion, as amended.
- (5) If the original decision was the adoption of a bylaw or resolution and that decision is rejected on reconsideration, the bylaw or resolution is of no effect and is deemed to be repealed.

#### Sub-Amendments of Motions

25. (1) A member may propose a sub-amendment to an amendment, and the provisions of Amending Motions apply, so far as applicable to sub-amendments.
- (2) A member may not propose a sub-amendment to a sub-amendment.
- (3) The Chairperson must call the question on a motion which has been amended, in the following order:
  - (a) a sub-amendment, if any;
  - (b) an amendment to the original motion; and
  - (c) the original motion.

#### Scope of Amendments and Sub-Amendments

26. The amendments may take the form of the deletion, addition, or substitution of words or figures, provided such deletions, additions, or substitution do not, in the opinion of the Chairperson, affect the original motion, the amendment, or the sub-amendment, whichever is applicable, to the extent that it is either:
  - (a) negated, or
  - (b) changed in such a way that either an alternative motion is proposed, or all reference to the original motion, the amendment, or the sub-amendment, whichever is applicable, is eliminated.

#### Bringing Back Adopted Motions

27. (1) A Member who voted affirmatively for a resolution adopted by Council may at any time move to rescind that resolution.

- (2) A resolution or bylaw which was adopted may be brought back before Council by a motion to reconsider, rescind or amend something previously adopted, provided:
  - (a) Council has given due consideration to any actions taken by an officer, employee, or agent of the City; and
  - (b) the resolution or bylaw has not had the approval of the electors or the assent of the electors.
- (3) A motion to reconsider or rescind an adopted resolution or bylaw:
  - (a) may be made at the same meeting; and
  - (b) may only be made by a Member who voted in favour of it.
- (4) A motion to rescind or amend an adopted resolution or bylaw:
  - (a) may be made at a future meeting, by a Member giving notice under Notice of Motion at a regular Council meeting; and
  - (b) may be made by any Member, regardless of how they voted the first time.
- (5) A motion to reconsider:
  - (a) is debatable;
  - (b) if adopted, the resolution or bylaw shall be reopened for debate; and
  - (c) if reopened for debate, may be referred, amended, postponed, or voted on for a second time.
- (6) A motion to rescind:
  - (a) Is debateable; and
  - (b) If adopted, the motion is no longer applicable, and it would be in order to move a subsequent motion.
- (7) If a motion to reconsider or rescind something previously adopted is defeated twice within three (3) months, the same or substantially the same motion to rescind or amend may not be renewed for at least six (6) months, except if Council, by a two-thirds majority vote, permits such renewal.

#### Bringing Back Defeated Motions

28. (1) A motion to reconsider a defeated motion of City Council will only be applicable to the votes taken on main motions, resolutions or bylaws, and will not apply to votes on secondary motions, i.e. to postpone, to refer, to table and to amend.
- (2) A resolution or bylaw which was defeated may be brought back for consideration by a motion to reconsider or rescind something previously defeated, provided:
  - (a) Council has given due consideration to any actions taken by an officer, employee, or agent of the City.
- (3) A motion to reconsider or rescind a defeated resolution or bylaw:

- (a) may be made at the same meeting during which the resolution or bylaw was defeated
  - (b) may be made at the next regular Council meeting; and
  - (c) may only be made by a Council Member who voted against the resolution or bylaw (voted in favour), or who was not in attendance during the vote.
- (4) A motion to rescind a defeated resolution or bylaw:
- (a) may be made at a future meeting, by a Member giving notice under notice of motion at a regular Council meeting; and
  - (b) may be made by any Member, regardless of how they voted the first time.
- (5) A motion to reconsider:
- (a) is debatable
  - (b) if adopted, the resolution or bylaw shall be re-opened for debate; and
  - (c) if re-opened for debate, may be referred, amended, postponed or voted on for a second time.
- (6) A motion to rescind:
- (a) is debatable; and
  - (b) if adopted, the motion is no longer applicable, and it would be in order to move a subsequent motion.
- (7) If a motion to reconsider or rescind something previously defeated is defeated twice within three (3) months, the same or substantially the same motion to rescind or amend may not be renewed for at least six (6) month, except if Council by a two-thirds majority vote, permits such renewal.

#### Reconsideration Requested by the Mayor

29. (1) Without limiting the authority of council to reconsider a matter, the Mayor may require the council to reconsider and vote again on a matter that was the subject of the vote.
- (2) As restrictions on the authority under subsection (1):
- (a) the Mayor may only initiate a reconsideration under this section:
    - i) at the same council meeting as the vote took place; or
    - ii) within the 30 days following that meeting, and
  - (b) a matter may not be reconsidered under this section if:
    - i) it has had the approval of the electors or the assent of the electors and was subsequently adopted by the council, or

- ii) there has already been a reconsideration under this section in relation to the matter.
- (3) On a reconsideration under this section, the council
- (a) must deal with the matter as soon as convenient, and
  - (b) on that reconsideration, has the same authority it had in its original consideration of the matter, subject to the same conditions that applied to the original consideration.

#### Notice of Motion

30. (1) A Notice of Motion, if forwarded to the Director of Corporate Administration's office prior to the Council agenda deadline, will be placed on the upcoming regular meeting agenda under Motion and Notices of Motion with the requesting Member of Council's name so they may introduce the motion for consideration at that time or at a future meeting; or
- (2) During the Motion and Notices of Motion portion of a regular or special meeting of the Council, any Council Member may give a "Notice of Motion" respecting an item which they intend to present at a future meeting, upon the Member being acknowledged by the Chairperson and the Notice of Motion being read to the meeting.

The Member of Council shall provide a written copy of the motion presented under this section the Director of Corporate Administration for inclusion in the Minutes of that meeting as a "Notice of Motion". The Director Corporation Administration shall place the motion on the Agenda of the next regular or special council meeting, or other future meeting designated by the Member of Council by bringing forward the Notice of Motion, for consideration.

#### Reports from Committees

31. Council may take any of the following actions in connection with a recommendation(s) it receives from COTW or any of its Committees:
- (a) agree or disagree with the recommendation(s);
  - (b) amend the recommendation(s);
  - (c) refer the recommendation(s) to staff
  - (d) refer the recommendation(s) back to the originating committee or to another committee; or
  - (e) postpone consideration of the recommendation(s).

#### Communications to Council

32. (1) Communications intended to be presented to Council will:

- (a) be legibly written, typed or printed;
  - (b) signed by a least one person; and
  - (c) include the name and civic address for each person who has signed the communication.
- (2) All communications which require a report may be referred by Council to any Committee, the CAO or to staff by formal resolution by Council for such referral.
33. (1) A Council may continue a Council meeting after 10:30 p.m. only by an affirmative majority vote of Members present.
- (2) At the close of a meeting of Council or Committee, the Chairperson will state “This meeting is concluded” (motion to conclude is not necessary).

## **PART 5 – PUBLIC HEARINGS**

### Rules of Public Hearing/Meetings

34. (1) Public Hearings must be held in accordance with the *Local Government Act*. A statement outlining the meeting conduct will be read at the start of the public hearing for the evening by either the Presiding Member or the Director of Corporate Administration. The statement must include the following points:
- (a) each person wishing to address Council will be given a maximum of five (5) minutes to speak;
  - (b) in order to speak, one must be acknowledged first by the Chairperson;
  - (c) once all in attendance have had the opportunity to speak, the Chairperson will ask again for anyone wishing to speak to come forward. Those speakers who have already addressed Council may speak again; however, speakers should refrain from repeating information that they have already presented to Council; and
  - (d) At the end of the public hearing the Chairperson will conclude the Public Hearing (motion to conclude is not necessary)

## **PART 6 – BYLAWS**

### Copies of Proposed Bylaws to Council

35. A proposed bylaw may be introduced at a Council meeting only if a copy of it has been delivered to each member with the agenda or where circumstances prevented a copy of the bylaw from being delivered to each Member with the agenda, with an affirmative majority vote of Members present.



### Form of Bylaws

36. A bylaw introduced at a Council meeting must:
- (a) be available in hard copy for review by Council;
  - (b) have a distinguishing name;
  - (c) have a distinguishing number and
  - (d) be divided into sections.

### Bylaws to be Considered Separately or Jointly

37. Council must consider a proposed bylaw at a Council meeting either:
- (a) separately when directed by the Chairperson or required by a member; or
  - (b) jointly with other proposed bylaws in the sequence determined by the Presiding Member.

### Reading and Adopting Bylaws

38. (1) The reading of a proposed bylaw may be given by stating its short title or by reference to the bylaw number provided a copy of the proposed bylaw has been included in the agenda.
- (2) First, second and third reading of the Bylaw may consist of debate upon the general principles of the Bylaw.
- (3) The bylaw may be given first and second reading or first, second and third readings in one (1) motion at the same Council meeting provided a copy of the proposed bylaw has been included in the agenda or hard copy has been placed on table for consideration.
- (4) The only motion required for the final adoption of a bylaw after consideration shall be “That Council give “bylaw title or number” final reading”, may be noted in this short form if included in the agenda or a hard copy has been placed on table.
- (5) A proposed bylaw may be amended at any time during the first three (3) readings unless prohibited by the *Community Charter*.
- (6) Unless otherwise provided, each reading of a proposed bylaw must receive the affirmative vote of a majority of Members present.
- (7) Notwithstanding the *Community Charter* and in accordance with the *Local Government Act*, Council may adopt a proposed official community plan or

zoning bylaw at the same meeting at which the plan or bylaw was given third reading.

- (8) The Director of Corporate Administration may consolidate one or more of the City's bylaws for convenience purposes.

#### Bylaws Must be Signed

39. After a bylaw is adopted, and signed by the Director of Corporate Administration and the Chairperson of Council at which it was adopted, the Director of Corporate Administration must have the bylaw placed in the City's records for safekeeping.

## **PART 7 – COMMITTEE OF THE WHOLE (COTW)**

40. (1) A COTW meeting can be called:
- (a) at any time by the Mayor; and
  - (b) at any time during a council meeting, Council may, by resolution, go into COTW.

#### Notice of Committee of the Whole Meetings

41. (1) Subject to subsection (2), a notice of the day, hour and place of a COTW meeting must be given at least 24 hours before the time of the meeting by;
- a) posting a copy of the notice at the Public Notice Posting Place; and
  - b) leaving a copy of the notice for each member in the member's mailbox at City Hall; and
  - c) e-mailing Council.
- (2) Subsection (1) does not apply to a COTW meeting that is called, in accordance with section 40 during a Council meeting for which public notice has been given pursuant to this Bylaw.

During a Council meeting, Council may resolve to go into a COTW by a resolution "...that the Council do now resolve itself into a Committee of the Whole." The Chairperson of the Council Meeting will release the Chair. The Chairperson of the COTW (the Deputy Mayor) will then assume control of the COTW meeting. When all matters referred to a COTW have been considered, a question will be called on a motion to revert back to the regular meeting.

#### Chairperson at COTW Meetings

42. The current Deputy Mayor will act as the Chairperson of COTW.

Conduct and Debate

43. The rules of the Council will be observed in Committee of the Whole, so far as may be applicable, except that the number of times that a Member may speak on any question will not be limited, and debate may occur prior to a motion being made.

## **PART 8 – COMMITTEES (INCLUDING COMMITTEE OF THE WHOLE WHERE NOT SPECIFICALLY ADDRESSED UNDER PART 7)**

Duties of Standing Committees

44. (1) Standing Committee members may consider, inquire into, report and make recommendations to Council on the following matters:
- (a) matters that are related to the general subject indicated by the name of the committee;
  - (b) matters that are assigned by Council; and
  - (c) matters that are assigned by the Mayor.
- (2) Notwithstanding section 43 (1) Standing Committees consisting of all members of Council may deliberate on all matters in 43(1) but will forward only matters onto Council that pertain to Council policy, bylaws and legislated items for a decision of Council; all other matters will be handled at the Committee level.

Duties of Select Committees

45. (1) Select committees may consider, inquire into, report and make recommendations to Council about matters referred to committee by Council, the Chief Administrative Officer, Staff Liaison or items brought forward by Committee members that are described in the Committee's mandate / Terms of Reference.
- (2) Select committees must report and make recommendations to Council when directed by Council resolution.

Schedule of Committee Meetings

46. (1) At the first meeting after its establishment, a select committee will review and adopt the established regular schedule of meetings distributed by the Corporate Administration Office.

- (2) Standing Committees meet as the need arises; items are brought forward by staff in accordance with the Committee mandate and agendas will be provided at the same time and means as the regular Council meeting agendas.

**Note:** Standing Committees that consist of all Members of Council in most cases will hold their meetings on the same days as regular Council meetings are scheduled (example: Land Use and Planning, Governance and Legislation, Finance and Audit Committee).

#### Agendas for Committee Meetings

47. (1) The deadline for submissions by the staff and by the public to the Committee Clerk or the Director of Corporate Services of items for inclusion on the Agenda for the Committee meeting must be by noon on the Wednesday prior to the Committee meeting.
- (2) If there are no agenda items for meeting received by noon on the day that is one (1) week prior to the meeting the Committee Clerk will inform the Chairperson, Council and staff Liaisons and will cancel the Committee meeting.

#### Notice of Committee Meetings

48. (1) Subject to subsection (2), after the Committee has reviewed the established regular schedule of committee meetings, including the times, dates and places of the committee meetings, notice of the schedule must be given by:
  - (a) posting a copy of the schedule at the Public Notice Posting Place; and
  - (b) providing a copy of the schedule to each Member of the Committee.
- (2) Where revisions are necessary to the annual schedule of Committee meetings, the Committee Clerk or the Director of Corporate Administration must post a notice and a revised schedule as soon as possible at the Public Notice Posting Place
- (3) The Committee Clerk or the Director of Corporate Administration must ensure a notice of the day, time and place of a meeting called under section 43 (2) is given or sent to all Members of the Committee at least 24 hours before the time of the meeting.

#### Attendance at Committee Meetings

49. (1) Members of the public may attend committee meetings that are not closed in accordance with the *Community Charter*, to observe only.

#### Presentations at Committee Meetings

50. (1) When deemed relevant to the discussion of a particular item of business under consideration by the Committee, the Chairperson may, with majority consent of those Committee members in attendance, give permission to a member of the public in attendance to speak to the item in question.
- (2) At Standing Committees meetings, where the members are comprised of all of Council, a presentation will be permitted regarding an item on the agenda where the presenter could outline the intent of an application or give professional insight to a subject matter. A presentation of this nature must not exceed 10 minutes unless agreed to by a majority of members present. In this case a notation will be made on the agenda to indicate that there is a Presentation expected.

#### Minutes of the Committee Meetings

51. Minutes of the proceedings of a Committee must be:
- (a) legibly recorded;
  - (b) certified by the Committee Clerk;
  - (c) open for public inspection in accordance with the *Community Charter*; and
  - (d) motions are to be recorded as recommendations that would be forwarded to Council for ratification, unless they are by a Standing Committee of Council that is comprised of all members of Council and the Terms of Reference states contrary, the Terms of Reference in this circumstance will be followed.

#### Conduct and Debate

52. (1) The rules of the Council procedure must be observed during Committee meetings, so far as is possible and unless as otherwise provided in this bylaw.
- (2) Persons attending a meeting of a Committee, of which they are not a member, may participate in the discussion only with the permission of a majority of the Committee Members present.

#### Terms of Reference

53. Council must approve all of the City's Committee Terms of Reference.

## **PART 9 – GENERAL**

54. If any provision of this bylaw is for any reason held to be invalid by the decision of a court of competent jurisdiction, such decision does not affect the validity of the remaining portions of this bylaw.
55. A motion to censure may be used to express Council's indignation with a Council member's conduct regarding Council business. A motion of this nature would be used

only in extra-ordinary circumstances, where the principles of the Respectful Workplace Policy has not been adhered to, and will be:

- (a) seconded;
- (b) debatable;
- (c) amendable;
- (d) requires a majority vote;
- (e) and will be recorded in the Council meeting minutes.

56. “*The White Rock Council Procedure Bylaw, 2015, No. 2105*” and all amendment are hereby repealed.

RECEIVED FIRST READING on the	29 <sup>th</sup> day of	January, 2018
RECEIVED SECOND READING on the	29 <sup>th</sup> day of	January, 2018
RECEIVED THIRD READING on the	29 <sup>th</sup> day of	January, 2018
PUBLISHED in the Peace Arch News on the	9 <sup>th</sup> & 16 <sup>th</sup> days of	February, 2018
ADOPTED on the	19 <sup>th</sup> day of	February, 2018

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MAYOR

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DIRECTOR OF CORPORATE ADMINISTRATION

**THE CORPORATION OF THE  
CITY OF WHITE ROCK  
BYLAW 2232  
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