

POLICY MANUAL



Revised December 2015

FOREWORD

POLICY MANUAL

- a. This Policy Manual supersedes any previous Policy Manual issued by the Association.
- b. The activities of the Canadian Air Traffic Control Association (CATCA) are governed in general terms by the provisions of its Letters Patent, issued by the Department of Industry, and by its By-laws which were initially accepted by a referendum vote of the members at large, with subsequent amendments approved both by referendum votes and by delegates to the Conventions, and approved by the Department of Industry in accordance with the provisions of the Companies Act.
- c. Within the provisions of these two documents, the governing body of the Association, i.e., the Board of Directors, applies specific policies as directed by the National Convention or as established by a national referendum, and formulates policy where none exists, covering both the internal workings of the Association and its relationship with the Employer and other organizations.
- d. It is worth noting that the Convention is supreme only when it is in session. A Convention resolution can be reversed by a referendum ballot. By the same token, a referendum decision can be overturned by the Convention delegates. However, it is unlikely that the Convention would act contrary to the will of the membership as expressed in a referendum except on the basis of significantly altered circumstances or the passage of a considerable period of time since the referendum ballot was held.
- e. Such policy decisions are recorded in the minutes of the National Convention or of meetings of the Board of Directors, from which the material for this Policy Manual has been extracted.
- f. The compilation and amendment of the Policy Manual is the responsibility of the National Executive.
- g. The policy manual is available online at catca.ca

FORMAT

- a. Where policies are attributable to convention resolutions, referendum votes, Special General Meeting votes or Board resolutions, they are indicated as such in brackets following the appropriate paragraph(s).
- b. SECTION II: consists of the By-laws of the Association. While amendments to them may be adopted by the Convention, all amendments require the formal approval of the Department of Industry. They are therefore not printed with the dates shown.
- c. All policy changes made by the Board of Directors since the last edition of the Policy Manual are identified in the Revisions-Updates page(s) and marked appropriately within the manual (June 2002)
- d. The original issue of the Policy Manual was 1975.

TABLE OF CONTENTS

FOREWORD	2
SECTION I: INTRODUCTION	1
A: FUNDAMENTALS.....	1
B: MISSION STATEMENT	2
C: GUIDING PRINCIPLES	2
SECTION II: BY-LAWS	3
A: BY-LAW NO. 1	3
1. NAME	3
2. CORPORATE SEAL.....	3
3. HEAD OFFICE	3
4. PURPOSE, OBJECTS AND PRINCIPLES.....	3
5. DEFINITIONS.....	3
6. MEMBERSHIP	4
7. DUES AND ASSESSMENTS	6
8. BOARD OF DIRECTORS	6
9. REGIONS.....	10
10. BRANCHES	11
11. FACILITIES.....	11
12. OFFICERS	12
13. COMMITTEES	13
14. MEETINGS OF THE BOARD	14
15. MEETINGS OF THE MEMBERS	14
16. REFERENDUM.....	16
17. INDEMNIFICATION OF DIRECTORS AND OTHERS	16
18. INSURANCE	17
19. BANKING AND SIGNING OFFICERS.....	17
20. FINANCIAL YEAR.....	17
21. AMENDMENT OF BY-LAWS	17
22. GENERAL	19
B: BY-LAW NO. 2	19
SECTION III: Administration	20
1. UNION STANDARDS	20
1.1 Seal.....	20
1.2 Head Office	20
1.3 The Official Motto of CATCA	20
1.4 The CATCA Logo	20
1.5 Harassment Policy.....	20
2. MEMBERSHIP DEFINITION	20
3. MEMBERSHIP BENEFITS.....	21
3.1 Entitlement - Services and Benefits	21
3.2 Information Services	21
3.3 Personal Mailing Addresses	21
3.4 The Union Group Insurance	21
3.5 Assistance in the Event of Serious Injury, or Death	22

TABLE OF CONTENTS

4.	MEMBERSHIP SERVICES/SUPPLIES.....	22
4.1	Stationery and Forms	22
4.2	Licence Holders	23
4.3	Membership Cards	23
4.4	Retirement Plaque	23
5.	BRANCH.....	23
5.1	Qualification of Office Holders.....	23
5.2	Terms of Office.....	23
5.3	Appointment of Stewards	23
5.4	Duties of Office	24
5.5	Branch Organization.....	26
6.	FACILITY.....	28
6.1	Qualifications of Office Holders	28
6.2	Term of Office	28
6.3	Duties of Office	28
6.4	Knowledge Requirements.....	28
7.	ELECTION PROCEDURES.....	29
7.1	Oversight of Elections.....	29
7.2	National Executive.....	29
7.3	Regional Vice Presidents	30
7.4	Oversight of Elections.....	30
7.5	Branch	30
7.6	Facility.....	30
7.7	Voting Procedures	31
8.	NATIONAL EXECUTIVE AND VICE PRESIDENTS.....	32
8.1	Terms and Conditions of Employment	32
8.2	Employment Benefits	33
8.3	Sick Leave Credits	33
8.4	Sick Leave Payout upon Retirement.....	33
8.5	Removal Expenses	33
9.	CONDUCT AND DISCIPLINE	33
10.	REFERENDUMS.....	35
10.1	Referendum Voting	35
10.2	Referendum Reporting.....	35
11.	CONVENTION REQUIREMENTS	36
11.1	Selection of Convention Delegates	36
11.2	Selection of Official Observers	36
11.3	Substitute Delegates/Proxy Votes	36
11.4	Representational Voting Procedures	36
11.5	Vote Counting	38
11.6	Determination of Results	39
11.7	Tie Votes	39
11.8	Convention Resolutions	39
11.9	Circulation of Reports	39
11.10	Interpretation of By-law 1. article 4.3	40
11.11	Site of National Convention	40
11.12	Minimum Requirements to host CATCA Triennial Convention	40
11.13	Organization	40
11.14	Chairperson	41
11.15	Minute of Silence.....	41

TABLE OF CONTENTS

11.16	Access to Sessions.....	41
11.17	Minutes.....	41
11.18	Simultaneous Translation	41
12.	WORKPLACE POLICIES.....	41
	DUTIES/TRAINING/STAFFING/CLASSIFICATION.....	41
12.1	Use of Part-time or Seasonal Controllers.....	41
12.2	Basic Training Standards	41
12.3	Official Training Institute for ab initio Training	41
12.4	Refresher Training Exams.....	42
12.5	Emergency Training Program.....	42
12.6	Minimum Staffing	42
12.7	Automated Systems and Technical Support	42
12.8	Role of the Supervisor	42
12.9	Operating Grade Level	42
12.10	Union Classification Policy	42
12.11	Partial Specialty Check-Out.....	42
12.12	ATC Duties.....	42
12.13	IFR Endorsement for Airport Controllers.....	43
12.14	ATS Training	43
12.15	Full Integration with Cross-Training.....	43
12.16	Integrity of ATC Bargaining Unit	43
12.17	Dual Qualification Programs	43
12.18	Use of SID Departure Procedures an exclusive ATC Function	43
12.19	Liability.....	43
	AIRSPACE/CONTROL ZONES	43
12.20	Control Zones.....	43
12.21	Airspace Reconfiguration.....	43
12.22	Reassignment of Area of Responsibility	44
	ATC DATA.....	44
12.23	Use of Tapes or Transcripts in Disciplinary Proceedings	44
12.24	Release of Radar Data.....	44
12.25	Provision of Airport Control Service	44
12.26	Provision of Radar Services by Airport Controllers.....	44
12.27	ATC Services where requested or required	45
12.28	Ramp Control/Advisory Service	45
12.29	Stand-Alone Facilities/ELOS.....	45
	EQUIPMENT/FACILITIES.....	45
12.30	Permanent Units.....	45
12.31	Sub-Standard Units	45
12.32	Recording Devices.....	45
12.33	Standard for ASDE Installations	45
12.34	Air Traffic Control Software	45
12.35	Provision of Radar Equipment for VFR Operations.....	46
12.36	Sub-standard Equipment	46
12.37	CAATS.....	46
12.38	Equipment Fit for Brightly Day-lit Room.....	46
	MISCELLANEOUS	46
12.39	Lunch Room Standards/Provision of Lockers	46
12.40	Occupational Health Program	47
12.41	Compulsory Insurance	47
12.42	Pension Plan	47

TABLE OF CONTENTS

12.43	Active Members' Liability	47
12.44	OSI Chairs	47
12.45	Activity Contravening Union Policy.....	47
SECTION IV: FINANCES		48
1.	BRANCH/FACILITY FUNDS	48
1.1	Expenditure of Branch/Facility Funds	48
1.2	New Branch/Facility	48
1.3	Branch/Facility Dues	48
2.	BRANCH/FACILITY REBATES	48
2.1	Monthly Amount.....	48
2.2	Basis for Dues Rebate	48
2.3	Authority to Withhold Rebates	48
3.	DUES.....	49
3.1	Structure	49
3.2	Associate, Retired Associate and Corporate Affiliate Due Dates	49
3.3	Dues for President, Executive Vice President, and Regional Vice Presidents	49
4.	TRAVEL AND OTHER EXPENSES.....	49
4.1	Travel Status.....	49
4.2	Transportation	50
4.3	Per Diem.....	50
4.4	Accommodation.....	51
4.5	Expense Claims.....	51
4.6	Travel Outside Canada	51
4.7	Shift Coverage or Leave Without Pay.....	52
4.8	Calculation of Leave Without Pay	52
4.9	Advances	52
4.10	Telephone	52
4.11	Internet	52
4.12	Use of Unionized Suppliers	52
4.13	Other Expenses	52
5.	NATIONAL FINANCIAL RESPONSIBILITY	52
5.1	Financial Statements.....	52
5.2	Statement of Revenue and Expenses.....	53
5.3	Regional Vice President Budgets.....	53
5.4	National Budgets.....	53
5.5	Legal Expenses Incurred by Regional Vice Presidents.....	53
5.6	Participation in External Events – Criteria and Reports	53
6.	RESERVES	54
6.1	Investment of Union Reserves	54
6.2	Terms of Reference	54
7.	NATIONAL EXECUTIVE AND VICE PRESIDENT SALARIES	56
7.1	President's Salary	56
7.2	Executive Vice President and Regional Vice Presidents Salaries	56
7.3	Bilingual Bonus for Directors.....	56
SECTION V: COMMUNICATIONS and PUBLIC RELATIONS		57
1.	INTERNAL COMMUNICATIONS	57
1.1	Channels of Communication	57
1.2	Confidentiality.....	57
1.3	Language of Internal Communications	57

TABLE OF CONTENTS

1.4	Individual Members	58
1.5	Branch/Facility Correspondence	58
1.6	National Executive Correspondence and Reports	58
1.7	National Committees	58
1.8	Opening of Mail Addressed to Regional Vice Presidents and Executives	58
1.9	Distribution	59
1.10	Copies	59
1.11	Union Representatives on NCJC or Other Committees	59
1.12	CATCA Social Media Policy	59
2.	PUBLIC STATEMENTS	60
2.1	Public Statements - Authority	60
2.2	Public Statements - Guidelines	60
3.	PUBLIC RELATIONS	61
3.1	CATCA Awards	61
3.2	CATCA Scholarships	62
SECTION VI: COMMITTEES		64
A: FORMATION OF COMMITTEES		64
1.	CATCA CONTRACT COMMITTEE	64
2.	CATCA BOARD OF TRUSTEES	64
2.1	Composition	64
2.2	Term of Office	64
2.3	Duties	64
3.	CATCA NATIONAL CONVENTION COMMITTEE	65
3.1	Composition	65
3.2	Term of Office	65
3.3	Duties	65
3.4	Shift Coverage	66
3.5	Hotel Negotiations	66
3.6	Terms of Reference – Convention Chairperson	67
4.	CATCA INSURANCE TRUST FUND TRUSTEES	67
4.1	Purpose	67
4.2	Qualifications	67
5.	NAV Canada Occupational Safety and Health Policy Committee - CATCA Representative	68
5.1	Composition	68
5.2	Term of Office	68
5.3	Duties	68
6.	Elections committee	68
6.1	Composition	68
6.2	Term of Office	68
6.3	Duties	69
SECTION VII: COLLECTIVE BARGAINING		70
1.	DESIGNATED EMPLOYEES	70
1.1	General	70
2.	CONTRACT COMMITTEE	70
2.1	Composition and Responsibilities	70
2.2	Branch/Facility Committees	70
3.	VOTING PROCEDURE FOR COLLECTIVE BARGAINING ISSUES	71
3.1	Action Required by Branch Executives and Facility Stewards	71
3.2	Voting Returns	71

TABLE OF CONTENTS

4. STRIKES..... 72

4.1 National Executive Responsibility in the Event of a Strike.....72

4.2 Regional Vice President Responsibility in the Event of a Strike73

4.3 Branch/Facility Responsibility in the Event of a Strike.....73

4.4 Strike Communications73

4.5 Reporting of Incidents During a Strike74

4.6 Strike Action by Other Unions or Staff Unions.....74

5. MISCELLANEOUS 74

5.1 National Pay Scale..... 74

5.2 Meetings with the Employer..... 74

5.3 Equitable Sharing of Financial Losses.....74

5.4 Contract Proposals.....75

5.5 Separate Bargaining Tables.....75

5.6 Communication with the Employer75

SECTION VIII: IFATCA 76

1. GENERAL 76

1.1 IFATCA Formation76

1.2 Standing Committees.....76

1.3 IFATCA Conferences.....76

1.4 Membership Benefit to CATCA76

2. TERMS OF REFERENCE 77

2.1 Assignment of Position77

2.2 Liaison Officer’s Duties.....77

APPENDICES i

APPENDIX A Nomination form – Branch/Facility officials..... i

APPENDIX B Letter to Executive Vice President for Nominee Ballot Counts..... ii

APPENDIX C Letter to Executive Vice President for other votes recorded iii

APPENDIX D Procedures under Article 9 of Section III – Administration..... iv

APPENDIX E Resolution Under Article 9 of Section III - Administration vii

APPENDIX F Notice to accused member..... viii

APPENDIX G 2015/2016 committee members ix

SECTION I: INTRODUCTION

A: FUNDAMENTALS

CATCA/UNIFOR LOCAL 5454 (hereinafter referred to as CATCA, the Union or the Association) is first and foremost a democratic organization. This statement has many implications for both members and elected office holders.

For the members, it implies that they have the right to voice their opinions, to vote on the election of office holders and on policy matters referred to the general membership, and to stand for election to any office within the Union for which they are qualified. It also implies, however, that they must be bound by the decision of the majority and, where they may find themselves in disagreement with the majority, urge their own point of view only through the channels and procedures established within the Union. Members must remember that they joined the Union voluntarily and in so doing freely sublimated their own will to that of the majority of fellow members. The statement above further implies that the member must support and assist the office holders they help to elect, since these members have offered to give time and effort freely in their interests. Members must take an intelligent interest in the affairs of the Union so that when called upon to exercise their right to vote, they may be capable of sound judgement. A member must also appreciate that personal objectives or those of the majority of members in a Branch/Facility or Region, may not be consistent with the well-being of the Union as a whole and that the decisions of the governing body of the Union must be based on the interests of the national majority.

For the elected office holders, it means that they must carefully maintain the delicate balance between leadership and service. They must resist the conflicting temptations of following only their own inclinations and of merely trying to please everyone. While representing the views of the members to whom they are directly responsible, they must ensure that they understand that they are guided by national policies and considerations. They must remember that the elected body of which they are members - be it Branch Executive, Board of Directors, or National Executive - should, having reached its decision on any matter, therefore support the decision of the majority. That, as well as anything, marks the dividing line between leadership and service - service involves giving everyone a hearing; leadership involves making and acting upon responsible decisions.

The Directors' responsibility to the Board is to explain, support and carry out its decisions. Their responsibility to their members is to divulge their vote on the Board and to explain any minority opinion when they are requested to do so. (Conv. 1993)

Similarly, the National Executive is responsible to the Board for implementing the Board's policy decisions and for referring to the Board any matters on which the Union's policy is not clear or has not been established.

In summary, each level of authority within the Union must be prepared, and allowed, to exercise the responsibilities assigned to it. The general membership must elect responsible office holders and support them, advise themselves of Union activities and express their opinions as and when required. The local office holders must administer the affairs of their Branch/Facility, keep informed of the opinions of their members, transmit these to their Regional Vice President, and instruct the members in the decisions of the Board. The Board of Directors, the governing body of

SECTION I: INTRODUCTION

the Union, is responsible for determining national policies and ensuring that these are implemented, both within the Regions and by the National Executive.

The National Executive is responsible for the day-to-day conduct of the Union's affairs within the policies determined by the Board of Directors.

The keys to the successful operation of this, or any other democratic organization, are individual responsibility and mutual trust.

B: MISSION STATEMENT

To promote the status, working conditions, compensation and security of the membership and to promote aviation safety.

C: GUIDING PRINCIPLES

- CATCA is a democratic organization.
- CATCA policy is established by elected representatives.
- CATCA promotes member involvement.
- CATCA will promote the welfare of the membership.
- Controllers are entitled to quality legal representation with respect to legal liability arising out of the performance of their duties.
- Controllers are entitled to quality representation in matters governing the terms and conditions of their employment.
- CATCA serves to promote the unsurpassed professionalism and performance of members with a view to improving the status of the air traffic control service; to promote safety and efficiency in the control of air traffic.
- CATCA contributes to the betterment of ATC on an international basis.
- CATCA will not invest resources in political matters.

SECTION II: BY-LAWS

A: BY-LAW NO. 1

1. NAME

1.1 The name of this organization is Canadian Air Traffic Control Association.

2. CORPORATE SEAL

2.1 The seal, an impression whereof is stamped in the margin hereof, shall be the seal of the Association until changed by the Board.

2.2 The seal shall be in the custody of the President and shall be affixed to all documents required to be sealed on behalf of the Association.

3. HEAD OFFICE

3.1 The Head Office of the Association shall be in the City of Ottawa, in the Province of Ontario, Canada.

4. PURPOSE, OBJECTS AND PRINCIPLES

Purpose

4.1 The Association is a national association and is a Canadian non-share capital corporation incorporated under the Canada Corporations Act, RSC 1970, Chapter C-32 as amended. Its purpose is to provide a national structure to present and pursue issues of common concerns and interest to its members and to support the activities of bargaining units composed in whole or in part of persons who are members of the Association.

Objects and Principles

4.2 The objects of the Association are as follows:

- a. To promote safety and efficiency in the control of air traffic;
- b. To promote the unsurpassed professionalism and performance of members with a view to improving the status of the Air Traffic Control services;
- c. To promote the welfare of the members of the Association.

4.3 English and French shall be the official languages of the Association.

5. DEFINITIONS

5.1 "Active Member" means all employees employed in the provision of air navigation services and falling within a bargaining unit represented by the Association and not having been previously suspended or expelled from membership.

SECTION II: BY-LAWS

- 5.2 "Member in Good Standing" means an active member who is not in arrears in payment of any membership fees or other monies to the Association. (Conv. 2004)
- 5.3 "Associate Member" means a person referred to in Sub-Article 6.7.
- 5.4 "Association" means the Canadian Air Traffic Control Association.
- 5.5 "Board" means the governing body of the Association, the Board of Directors. The Board shall be comprised of the President, the Executive Vice President, and the Regional Vice Presidents, subject to Article 8.
- 5.6 "By-Law" means A: BY-LAW NO. 1 which shall govern the Members.
- 5.7 "Corporate Affiliate Member" means an entity referred to in Sub-Article 6.10.
- 5.8 "Delegate" means an individual identified in writing as a person entitled to attend and participate at the National Convention or a Special General Meeting held in accordance with Article 15.
- 5.9 "Director" means an individual who has been appointed to the Board pursuant to Article 8.
- 5.10 "Honorary Member" means a person referred to in Sub-Article 6.9.
- 5.11 "Member" shall include Active, Associate, Honorary, Retired and Corporate Affiliate Members.
- 5.12 "Officer" means the officers of the Association who shall be the President and Executive Vice President.
- 5.13 "Regions" means those Regions initially identified by the Board pursuant to Article 9 and such other Regions as may be determined from time to time thereafter by the Board.
- 5.14 "Retired Member" means a person referred to in Sub-Article 6.8.

6. MEMBERSHIP

- 6.1 All Active Members shall be entitled to active membership in the Association upon filing an application with the head office of the Association and upon payment of the required membership and/or initiation fee.
- 6.2 Notwithstanding Sub-Article 6.1, where in the opinion of the Board, an Active Member has ceased to be employed in the provision of air navigation services, or within a bargaining unit represented by the Association, directly or indirectly as a result of any activity relating to the interests of the Association, such a person shall continue to be qualified as an Active Member of the Association and the Branch/Facility to which s/he belonged prior to the termination of his/her employment or his/her leaving the Bargaining Unit. This right is subject only to such restrictions on voting matters relating to collective bargaining as may be required by any Act of the Parliament of Canada.

SECTION II: BY-LAWS

- 6.3 Where any applicant for membership has been previously suspended or expelled from membership for non-payment of dues or for any other cause, such application shall be submitted to the Board for consideration and membership shall only be granted where, in the opinion of the Board, it is expedient to do so and upon such conditions as the Board may require.
- 6.4 Only Active Members who are in good standing, subject to Sub-Article 6.5, are entitled to the rights and privileges of the Association and are eligible to serve on committees and vote on any matter affecting the Association as hereinafter provided. (Conv. 2004)
- 6.5 Subject to the Director eligibility requirements outlined in Sub-Article 8.7, Active Members shall be entitled to hold any elected office within the Association.
- 6.6 No Active Member may hold more than one (1) elected office at any given time. Should an office holder decide to run for a vacancy of another office and win that position, s/he shall be required to resign from the office s/he initially held. An appointment by the Board, and a corresponding election to fill the subsequent vacancy, will then be carried out pursuant to Article 8.
- 6.7 Any person not qualified to be an Active Member but wishing to support the aims and objects of the Association may, at the discretion of the Board, be admitted to membership as an Associate Member. Any Active Member of the Association who becomes excluded from their bargaining unit on the basis of occupying a managerial or confidential position shall be automatically transferred to Associate Member status, providing that such transfer is not contrary to any Act of the Parliament of Canada.
- 6.8 Any Active Member of the Association who retires shall automatically cease to be an Active Member and shall have the option of becoming a Retired Associate Member.
- 6.9 The Board may grant membership to any person as an Honorary Member for outstanding contributions to the Air Traffic Control Service or to the Association.
- 6.10 The Board may grant membership as a Corporate Affiliate Member to any corporation or other business entity that has an interest in the promotion of safety and efficiency in air traffic control. Corporate Affiliate Members shall designate a representative who shall officially represent such Member.
- 6.11 Associate Members, Retired Associate Members, Honorary Members, and Corporate Affiliate Members shall be entitled to all the rights and privileges of the Association except that they may not hold elective office or participate in or vote on any matter connected with any aspect of collective bargaining or consultation provided for by any Act of Parliament of Canada or with employer/employee relations or any other matter affecting the Association. Where the Board decides to do so, it may limit the rights of Associate Members, Retired Associate Members, Honorary Members and Corporate Affiliate Members to participate in Association insurance programs. Where in the opinion of the Chairperson of any meeting the interests of the Active Members so require, Associate Members, Retired Associate Members, Honorary Members and Corporate Affiliate Members may be excluded from such meeting.

SECTION II: BY-LAWS

- 6.12 Any Member may withdraw from membership in the Association by submitting notice in writing to the Executive Vice President or to the Board who shall remove the name from the list of Members and notify the affected Branch/Facility. Any Member withdrawing from membership shall continue to be liable for payment of arrears of dues and there shall be no reimbursement of dues paid in advance.

7. DUES AND ASSESSMENTS

- 7.1 The Board shall have the authority to establish dues from time to time and to implement any rules regarding the payment of dues. The dues shall become effective at the date designated by the Board in its sole discretion.
- 7.2 The Board may, in its sole discretion, waive all or any portion of a Member's dues for any specified period of time.

8. BOARD OF DIRECTORS

General

- 8.1 The Board shall be initially comprised of the President, the Executive Vice President, and five (5) Regional Vice Presidents.
- 8.2 The Board shall be composed of a minimum of five (5) and a maximum of nine (9) Directors at any time.

Functions and Duties of the Board

- 8.3 The Board is a continuing entity and shall exercise the authority of, and act on behalf of, the Association on all matters, subject to the By-laws and to policy decisions of Convention. The Board, without limiting the generality of the foregoing, may:
- a. Govern, determine, control and administer the affairs of the Association;
 - b. Enter into or make or cause to be entered into or made, contracts or agreements which the Association may lawfully enter into or make;
 - c. Authorize committees of the Board to exercise and carry out any of the powers conferred by this By-law;
 - d. Establish Membership fees, if any;
 - e. Expend such monies as it considers necessary to conduct the affairs of the Association;
 - f. Propose By-laws and enact Regulations for the exercise and carrying out of powers and without limiting the generality thereof may make rules respecting:
 - the management of the Association and the appointment of members to committees;
 - the representation from other organizations, groups, associations and committees on the Board;

SECTION II: BY-LAWS

- the expenses to be paid to officers of the Association;
 - the conduct of the affairs of the Association, Board and committees including the duties to be performed by the officers and members thereof.
- g. Prescribe such rules and regulations not inconsistent with this By-law relating to the management and operation of the Association as it deems appropriate, provided that such rules and regulations shall be confirmed at the next National Convention and in default of such confirmation shall cease to have force and effect.

Term of Office – Directors

- 8.4 Directors shall serve for a term expiring at the end of day immediately preceding the turn-over date next following their appointment or election, or until his/her successor is appointed or elected in accordance with the By-law.
- 8.5 Upon expiration of the term, a Director shall be eligible for re-election.
- 8.6 The turnover date means June 30, 2004 (or June 30, 2003 in the case of an initial 2-year term described in SECTION II: A: 8.18) and every three years henceforth.
- 8.7 Upon expiration of the term, a Director shall be eligible for re-election.

Director Eligibility

- 8.8 Any Director elected in accordance with the By-law must satisfy the following prerequisites:
- a. Must be an individual; be at least eighteen (18) years of age; and have the power under law to contract;
 - b. Must have been an Active Member in good standing of the Association for a period of at least one (1) year prior to the date of nomination.

ELECTION PROCEDURES

General

- 8.9 The Board, or its designate shall establish, election procedures for all elected offices, provided that such procedures are not in conflict with the By-law.
- 8.10 A candidate must receive a majority of the votes cast to be declared elected.
- 8.11 In the event no candidate receives an outright majority of votes cast, the candidate receiving the lowest number of votes shall be eliminated and the voting process or where a single preferential ballot is used in the counting process shall be repeated until such time as a candidate has received a majority of the eligible votes cast.
- 8.12 The Board shall not less than sixty (60) days prior to the expiration of the term of any Director's position, call for nominations for that Board position, from the appropriate Branches and Facilities. The notice shall require such nominations to be filed with the Board within seven (7) days thereafter. Unsuccessful candidates for the President and Executive Vice President positions shall not be bound by the time restrictions detailed in Sub- Article 8.11 should they elect to run for a Regional Vice President position in the same election year. (Conv. 2004)

SECTION II: BY-LAWS

- 8.13 All voting shall be conducted by secret ballot.
- 8.14 If the same number, or fewer candidates, are nominated than the number of positions to be filled, the Executive Vice President, or a designate of the Board of Directors shall declare those candidates to be elected.

The President

- 8.15 The President shall be elected only by the Active Members.
- 8.16 Voting for the office of President shall take place on or before June 15 in the year in which the term of the incumbent President expires.

Executive Vice President

- 8.17 The Executive Vice President shall be elected only by the Active Members.
- 8.18 Voting for the office of Executive Vice President shall take place on or before June 15 in the year in which the term of the incumbent Executive Vice President expires.

Regional Vice Presidents

- 8.19 The Regional Vice President shall be elected only by the Active Members from within the Represented Region. During his/her term of office, a Regional Vice President must be a member of a Branch/Facility from within the Represented region.
- 8.20 The term of office for Regional Vice Presidents shall be as outlined in Sub-Article 8.4 and 8.5, or in the event a Region is eliminated, the date established for the elimination of the Region.
- 8.21 Voting for the office of Regional Vice Presidents whose terms coincide with those of the President and Executive Vice President shall take place within thirty (30) days after the conclusions of the elections of the President and Executive Vice President

VACANCY AND REMOVAL FROM OFFICE

General

- 8.22 Upon the occurrence of a vacancy on the Board, a successor, who has the authority to fill the unexpired term of the Director, shall be appointed by the Board within thirty (30) days. The Board shall conduct an election to replace the Director thereafter and in no circumstances later than ninety (90) after the vacancy occurs.
- 8.23 Notwithstanding Sub-article 8.22, should any Board position become vacant, for any reason, in the last six (6) months of the term, the Board shall not be required to conduct an election and the appointment may stand until the expiration of the term.
- 8.24 In the interim, during the vacancy, the Directors remaining in office may exercise all powers of the Board provided that a quorum of Directors remains in office.
- 8.25 A Director, shall not be eligible to continue to hold office as a Director in the following circumstances:

SECTION II: BY-LAWS

- a. If the Director dies;
- b. If a Director resigns, by delivery of a written resignation to the Board of the Association;
- c. If a Director is found by a legal Court to be of unsound mind;
- d. If a Director is found guilty of an indictable offence and a majority of the Board determines that such conviction justifies the removal of the Director from office;
- e. If a Director ceases to be an Active Member in good standing of the Association.

President

- 8.26 The President may be removed from office upon the unanimous vote of all of the Directors, other than the President, at a special meeting of the Directors called for that express purpose. Upon the occurrence of such a unanimous vote, the Directors shall forthwith require the matter to be put to a vote by the Active Members of the Association. A vote of at least seventy (70%) percent of the Active Members of the Association shall be required in order to remove the President from office for the balance of his or her term.
- 8.27 A referendum may also be called to determine whether the President should be removed from office in the instance of the Board receiving a petition containing at least the names of forty (40%) percent of the Active Members of the Association. Upon the Board receiving a petition containing at least the names of forty (40%) percent of the Active Members of the Association calling for such a vote as to whether the President should continue for the balance of his or her term, the Board shall forthwith call a referendum for that express purpose. To be successful, a vote of at least seventy (70%) percent of the Active Members of the Association shall be required in order to remove the President from office for the balance of his or her term.

Executive Vice President

- 8.28 The Executive Vice President may be removed from office upon the unanimous vote of all of the Directors, other than the Executive Vice President, at a Special Meeting of the Directors called for that express purpose. Upon the occurrence of such a unanimous vote, the Directors shall forthwith require the matter to be put to a vote by the Active Members of the Association. A vote of at least seventy percent (70%) of the Active Members of the Association shall be required in order to remove the Executive Vice President from office for the balance of his or her term.
- 8.29 The Executive Vice President may be removed by means of a referendum, which referendum shall be called by the Board upon receipt of a written petition containing the names of forty percent (40%) of the Active Members of the Association. If the Board receives such petition, then the Directors shall forthwith require the matter to be put to a vote by the Active Members of the Association. A vote of at least seventy percent (70%) of the Active Members shall be required in order to remove the Executive Vice President from office for the balance of his or her term.

Regional Vice President

- 8.30 A Regional Vice President may be removed from the Board by means of a referendum, which referendum shall be called by the Board upon receipt of a written petition containing the names of forty (40%) percent of the Active Members of the Region, which

SECTION II: BY-LAWS

elected the Regional Vice President. If the Board receives such a petition, then the Directors shall forthwith require the matter to be put to a vote by the Active Members of the Region from which the Regional Vice President was elected. A vote of at least seventy (70%) percent of the Active Members of the Region shall be required in order to remove the Regional Vice President from office for the balance of his or her term.

Remuneration of Regional Vice-Presidents

8.31 The Board shall reimburse each Regional Vice-President for reasonable expenses incurred in the execution of his/her duties.

9. REGIONS

- 9.1 The Association shall consist of five (5) Regions: Atlantic; St. Laurent; Central; Prairie; and Pacific. The Board shall have the authority to make all determinations relating to the composition of the Regions and to eliminate or create new Regions as it may in its discretion deem advisable, provided that in no circumstance shall a Region consist of less than one hundred (100) Active Members.
- 9.2 The Regions shall be made up as follows:
- a. The Atlantic Region shall be comprised of Moncton ACC, Gander ACC, and the Gander, Moncton, St. John's, Fredericktown and Halifax and Goose Bay towers and the Transport Canada Branch.
 - b. The St.-Laurent Region shall be comprised of Montreal ACC, Ottawa TCU, and the Dorval, Quebec, Ottawa, St. Honoré, St. Hubert, and St. Jean Towers;
 - c. The Central Region shall be comprised of Toronto ACC and the Toronto, Oshawa, Kitchener, Windsor, Sault Ste Marie, Buttonville, Hamilton, London, Toronto Island Towers and the Bytown and Outaouais.
 - d. The Prairie Region shall be comprised of the Edmonton ACC, Winnipeg ACC and the St. Andrews, Thunder Bay, Edmonton International, Edmonton City Centre, Villeneuve, Winnipeg, Yellowknife, Saskatoon, Regina, Calgary, Fort McMurray and Springbank Towers.
 - e. The Pacific Region shall be comprised of the Vancouver ACC and the Vancouver, Victoria, Vancouver Harbour, Boundary Bay, Abbotsford, Prince George, Pitt Meadows, Langley, Kelowna, and Whitehorse Towers.
- 9.3 The Regional Vice President for the St. Laurent Region shall be bilingual. Any member of the Association requiring Bilingual services may obtain those services from the St. Laurent Regional Vice President by first contacting their own Regional Vice President.
- 9.4 Should the number of Active Members shown on the membership roll for the previous January confirm the number of Active Members in any Region to be less than 100 and should that situation continue for a period of one full year, then the Directors shall take the necessary steps to eliminate the Region and to transfer and/or assign all members of the Region to other existing Regions, in consultation with the region's members.

SECTION II: BY-LAWS

Should the Directors deem that any branch or facility is more suited to a Region other than its own; the Directors shall take the necessary steps to transfer and/or assign all members of the branch or facility to the other Region, in consultation with the branch or facility members.

10. BRANCHES

- 10.1 The Regional Vice President shall have the authority to establish a Branch of the Association at any location having at least seven (7) Active Members in good standing. The establishment of separate Branches, representative of occupational specialties, is permissible, however no more than one Branch which is representative of such an occupational specialty shall be authorized within the same building.
- 10.2 The Board may establish a branch on a nationwide basis. Such branches would report to a Regional Vice President as decided by the Board.
- 10.3 If the Regional Vice President does not establish a Branch for any group of members who may qualify to be constituted as a Branch, or where the location has less than seven (7) Active Members, the Regional Vice President shall after consultation with the members concerned, assign the members to a Branch/Facility within the Region.
- 10.4 Members who are participating in the Retraining portion of the Early Retirement Program are not assigned to any Branch/Facility but their records are held separately by the National Office.
- 10.5 Each Branch shall have a Branch Executive consisting of a Chairperson, one Vice-Chairperson or more, a Secretary and a Treasurer. The positions of Secretary and Treasurer may be either combined or cancelled providing that the responsibilities of the position(s) are redistributed among the other members of the Branch Executive.
- 10.6 Members of the Branch Executive shall also be known as Office Holders. Such Office Holders must be employed within the Branch, except for members of the Branch whom the Board has found pursuant to Sub-Article 6.2 to be entitled to continue to be Active Members of the Association.
- 10.7 The Branch Executive shall take such action as will ensure that the directives established by the National Convention and the Board, and the resolutions of the Branch will be effected. The Branch Executive will also ensure that there are a sufficient number of stewards to serve the needs of the Branch.

11. FACILITIES

- 11.1 The Regional Vice President shall have the authority to establish a Facility of the Association at any location having less than fifteen (15) Active members in good standing. The establishment of separate Facilities, representative of occupational specialties is permissible, however no more than one Facility which is representative of such an occupational specialty shall be authorized within the same building.

SECTION II: BY-LAWS

- 11.2 The Board may establish a facility on a nationwide basis. Such facilities would report to a Regional Vice President as decided by the Board.
- 11.3 If the Regional Vice President does not establish a Facility for any group of members who may qualify to be constituted as a Facility, or where the location has less than seven (7) Active Members, the Regional Vice President shall after consultation with the members concerned, assign the members to a Branch/Facility within his/her Region.
- 11.4 Each facility shall have a Steward.
- 11.5 The Facility Steward shall also be known as an Office Holder. Such an Office Holder must be employed within the Facility, except for members of the Facility whom the Board of Directors has found pursuant to Article 6.2 to be entitled to continue to be Active Members of the Association.
- 11.6 The Facility Steward shall take such action as will ensure that the directives established by the National Convention and the Board of Directors and the resolutions of the Facility will be effected.

12. OFFICERS

- 12.1 The Officers of the Association shall be the President and the Executive Vice President.

DUTIES OF OFFICERS

President

- 12.2 The President or his/her designate, shall act as Chair at all meetings of the Board.
- 12.3 The President shall be an ex officio member of all committees.
- 12.4 The President shall be responsible for liaison with other agencies, associations, government bodies, and individuals, when necessary or relevant for promoting the purpose or goals of the Association or the interests of its members.
- 12.5 The President or his/her designated alternate shall oversee and direct employees in the head office.

Executive Vice President

- 12.6 The Executive Vice President shall be responsible to carry out the affairs of the Association under the supervision of the President and shall attend all meetings of the Board and act as a clerk thereof and record all votes and minutes of all proceedings in the books to be kept for that purpose. The Executive Vice President shall give or cause to be given notice of all meetings of the Board. The Executive Vice President shall also give or cause to be given notice of Annual Meetings, the National Conventions and Special General Meetings. The Executive Vice President shall perform such other duties as may be specified by the president or determined by the board as a whole.
- 12.7 The Executive Vice President shall be the chief financial officer of the Association and shall perform the duties incidental to the office of Treasurer. The Executive Vice

SECTION II: BY-LAWS

President shall keep or cause to be kept custody of the funds and securities of the Association and shall keep or cause to be kept full and accurate accounts of all assets, liabilities, receipts and disbursements of the Association in the books belonging to the Association and shall deposit or cause to be deposited all monies, securities and other valuable effects in the name and to the credit of the Association in such chartered bank or trust company, or, in the case of securities, in such registered dealer in securities as may be designated by the Board from time to time. The Executive Vice President shall disburse or cause to be disbursed the funds of the Association in accordance with direction given and shall render to the President and the Board, at the regular meetings of the Board, or whenever required otherwise, an accounting of all transactions and a statement of the financial position of the Association.

- 12.8 The Executive Vice President shall be required to live in close proximity to the Head Office of the Association, during the term of office.

13. COMMITTEES

- 13.1 The Board may establish or terminate, by resolution, committees on such terms and conditions as the Board deems appropriate, whose members will hold office at the discretion of the Board or as otherwise determined by the Board. The following are mandatory requirements:
- a. Committee chairs and committee members shall be appointed by resolution of the Directors or by the President with the approval of the Board;
 - b. The Board may from time to time establish policies concerning the responsibilities and membership of the committees, which policies shall be consistent with the By-law;
 - c. Meetings of the committees shall be held at a time and place to be determined by the members of the committee;
 - d. Each committee shall report to the Board concerning all matters upon which it has acted;
 - e. Notice of all meetings of committees shall be given to the members thereof, not less than twenty (20) days, except as otherwise provided, prior to the meeting, and to the President, whom shall have the right to attend and participate in the deliberations of all committees;
 - f. A majority of the members of each committee shall constitute a quorum for the transaction of business;
 - g. The act of a majority of the members of any committee present in person at a meeting at which a quorum is present shall be the action of the committee.

14. MEETINGS OF THE BOARD

- 14.1 There shall be at least two (2) meetings of the Board during the calendar year: one in spring and one in fall. (Conv. 2004)
- 14.2 A meeting of the Board may be called by the President in his/her sole capacity when required, and must be called by the President per 14.1.
- 14.3 A majority of the Board members may require that the President convene a meeting of the Board.
- 14.4 Directors shall be given at least four (4) weeks notice, except as otherwise required, of the time, place and purpose of all Board meetings.
- 14.5 A Director may, with the consent of the majority of the Directors present, participate in a meeting of the Board by means of a telephone, which will permit all participants to hear each other simultaneously. A Director participating in the meeting by such a means is deemed to be present in person at the meeting and shall be entitled to vote by means of the telephone.
- 14.6 Where, for any reason, a Regional Vice President is not able to attend a Board Meeting, a designated replacement who meets the eligibility requirements as described in this By-law and who is an Active Member, in good standing, from the applicable Region, shall be entitled to attend and participate in the Board Meeting. A designated replacement shall enjoy all of the rights and privileges of the Regional Vice President whom s/he replaces. In order to vote, the designated replacement shall be required to file with the Board a written proxy from the Regional Vice President confirming the designated replacement is empowered to vote in his or her place at the particular meeting.
- 14.7 The presence of at least sixty (60%) percent of Directors shall constitute a quorum for the transaction of business at any meeting of the Directors.
- 14.8 When there is no quorum present within thirty (30) minutes after the time for which the meeting was called, the meeting may be adjourned by a majority of the Directors present at such meeting.
- 14.9 Each Director shall be entitled to exercise one (1) vote at meetings of the Board. Except as expressly provided herein and unless otherwise required by the Canada Corporations Act (the "Act"), or by law, at all meetings of the Board, every question shall be determined by a majority of votes cast at the meeting. In the event of an equality of votes, the President shall have a casting vote.

15. MEETINGS OF THE MEMBERS

Annual Meeting

- 15.1 There shall be an annual meeting of the Association held in each year.
- 15.2 At the annual meeting, auditors shall be appointed for the ensuing year. The auditors shall hold office until the next annual general meeting and shall be eligible for re-

SECTION II: BY-LAWS

appointment. At least once every year and as soon as possible after the fiscal year end, the accounts shall be examined and the correctness of financial records be ascertained. At the annual meeting, the Executive shall present the results of the previous fiscal year. Provision shall be made for a question period. (Conv. 2004)

National Convention

- 15.3 Every three (3) years there shall be a National Convention which shall be held at a time and place determined by the Board. In no circumstances shall the National Convention take place later than the end of June in the year the National Convention is to be held.
- 15.4 Voting at National Conventions shall be by representation. Each Branch/Facility shall have a number of votes that is equal to one (1) vote for every eight (8) Active Members or portion thereof, based upon the number of Active Members shown on the membership roll for the previous January.
- 15.5 All Members of the Board shall attend such National Conventions and be entitled to participate therein but shall not be entitled to vote.
- 15.6 The Board shall determine the delegate entitlement of each Branch based on the number of Active Members shown on the membership roll of each Branch as at the previous January.
- 15.7 Each Facility shall be entitled to send to the National Convention one (1) delegate.
- 15.8 A quorum at any session of a National Convention shall be at least 60% of the delegates.

Special General Meetings

- 15.9 A Special General Meeting shall be called whenever it is:
- a. deemed necessary by the Board; or
 - b. the Board is requested to do so by at least forty percent (40%) of the Active Members.
- 15.10 At a Special General Meeting each Branch/Facility shall cast the same number of votes as it would be entitled to cast at a National Convention. Each Branch/Facility shall be entitled to send one (1) delegate.
- 15.11 A quorum at any session of a Special General Meeting shall be at least sixty (60) percent of the delegates.

Branch/Facility Meetings

- 15.12 Branch meetings shall be held at least once per year at the call of the Chairperson of the Branch. Any additional meetings may be called by the Chairperson, or upon the written request of fifty (50) percent of the members of the Branch, or ten (10) members, where the number of members in the Branch exceeds twenty (20). A Branch meeting so requested by the members shall be held within fifteen (15) days of the date on which the request was made.
- 15.13 A quorum at any session of a Branch meeting shall be at least fifteen (15) percent of the Branch members, or four (4) members of a Branch, whichever number is greater.

SECTION II: BY-LAWS

15.14 A quorum at any session of a Facility meeting shall be at least three members of the Facility.

16. REFERENDUM

16.1 All referendums shall be under the authority of the Board.

16.2 Except as provided in Article 21, the majority of the votes cast shall determine the question submitted to a referendum vote.

16.3 All Active Members shall be entitled to cast one (1) vote.

17. INDEMNIFICATION OF DIRECTORS AND OTHERS

17.1 The Association shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative or investigative, other than an action by or in the right of the Association, by reason of the fact that he/she is or was a Director, Officer, member of a committee, employee or agent of the Association, or is or was serving at the request of the Association as a director, officer, employee, or agent of another Association, partnership, joint venture, trust or other enterprise, against expenses, including legal fees, judgments, fines and amounts paid in settlement actually and reasonably incurred by him or her in connection with such action, suit, or proceeding if he/she acted in good faith and in a manner he/she reasonably believed to be in or not opposed to the best interests of the Association, and, with respect to any criminal action or proceeding had no reasonable cause to believe his/her conduct was unlawful. The termination of any action, suit or proceeding by judgment, order or settlement, shall not, of itself, create a presumption that a person did not act in good faith and in a manner which he/she reasonably believed to be in or not opposed to the best interests of the Association, and, with respect to any criminal action or proceeding had reasonable cause to believe that his/her conduct was unlawful.

17.2 The Association shall indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action or suit by or in the right of the Association to procure a judgment in its favour by reason of the fact that he/she is or was a Director, Officer, member of a committee, employee or agent of the Association, or is or was serving at the request of the Association as a director, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise. The Association shall indemnify against expenses including legal fees, actually and reasonably incurred by him or her in connection with the defence or settlement of the action or suit if he/she acted in good faith and in a manner he/she reasonably believed to be in or not opposed to the best interests of the Association, except that no indemnification shall be made in respect of any claim, issue or matter as to which such person shall have been adjudicated to be liable for negligence or misconduct in the performance of his/her duty to the Association unless and only to the extent that the court in which the action or suit was brought determines upon application that, despite the adjudication of liability and in view of all the circumstances of the case, the person is fairly and reasonably entitled to indemnity for such expenses which the court shall deem proper.

SECTION II: BY-LAWS

- 17.3 To the extent that a Director, Officer, member of a committee, employee or agent of the Association has been successful on the merits or otherwise in defence of any action, suit or proceeding referred to in Sub-Articles 17.1 and 17.2 of the present Article, or in defence of any claim, issue or matter therein, he/she shall be indemnified against expenses, including legal fees, actually and reasonably incurred by him in connection with the action, suit or proceeding.
- 17.4 Any indemnification under Article 17, unless ordered by a court, shall be made by the Association only as authorized in the specific case upon a determination that indemnification of the Director, Officer, Member of the Committee, employee or agent is proper in the circumstances because he/she has met the applicable standard of conduct set forth in this Article. The determination shall be made by the Board by a majority vote of a quorum consisting of Directors who were not parties to the action, suit or proceeding, and if such a quorum is not obtainable, or even if obtainable a quorum of disinterested Directors so directs, by independent legal counsel in a written opinion, or by the members.

18. INSURANCE

- 18.1 The Association shall be required to purchase and maintain insurance on behalf of each and every one of its Directors, Officers, former Directors and former Officers against any liability incurred or alleged to have been incurred by them by reason of being or having been Directors or officers of the Association. The Association shall purchase insurance in respect of potential liabilities of the Directors and Officers whether or not the Association would have the power to indemnify them against any such liability.

19. BANKING AND SIGNING OFFICERS

- 19.1 All bonds, debentures, instruments under seal and other indentures shall be executed on behalf of the Association under the hand of two (2) officers of the Association as designated by the Board of Directors.
- 19.2 The Association shall not, without prior approval by the Board make any capital expenditures which, either alone or in conjunction with other capital expenditures in any given financial year of the Association exceed in the aggregate Fifty Thousand (\$50,000.00) Dollars.

20. FINANCIAL YEAR

- 20.1 The Financial Year of the Association shall be from July 1 through June 30, unless otherwise prescribed by the Board.

21. AMENDMENT OF BY-LAWS

- 21.1 Any Active Member of the Association may submit proposed amendments to the By-laws of the Association to a meeting of his/her Branch/Facility and, if approved by two-thirds (2/3) of the members voting at that Branch/Facility meeting, they shall be submitted by the Branch Chairperson/Facility Steward to the Board.

SECTION II: BY-LAWS

- 21.2 All proposed amendments to the By-laws of the Association must be submitted to National Office sixty (60) days prior to the next National Convention, or Special General Meeting for approval except that where the Board or 20% of the membership-at-large consider it expedient to do so, such By-law may be submitted for approval by way of referendum.
- 21.3 Any amendment to the By-laws of the Association shall be on a vote of the membership as follows:
- a. By two-thirds (2/3) of the votes cast by delegates in National Convention or at a Special General Meeting;
 - b. By seventy-five percent (75%) of the votes cast in a referendum vote.
- 21.4 All proposed amendments shall be distributed to each Branch/Facility of the Association in their original form and in the form designed by the Board as proper for incorporation into the By-laws of the Association at least thirty (30) days prior to any voting being conducted pursuant to Sub-Article 21.3.
- 21.5 Once a proposed By-law amendment has been through the process outlined in Sub-Article 21.1 to 21.4, it may be amended by the National Convention if at least two-thirds (2/3) of the delegates are in favour of the amendment and the Branch proposing the amendment agrees.
- 21.6 Notwithstanding other provisions of Article 21, the Board shall have the authority to propose amendments to current By-laws or propose new By-laws for consideration by National Convention, referendum or a Special General Meeting, whichever the Board deems appropriate, if approved by two-thirds (2/3) of the Board members voting.
- 21.7 Notwithstanding other provisions of By-law 21, but subject to 21.8, the Board shall have the authority to create or amend By-laws in order to conform with the Canada Corporations Act (CCA). Such By-laws would be subject to ratification by the next Convention or referendum, whichever it deems appropriate.
- 21.8 Any amendment to the By-laws shall, unless otherwise specified, take effect upon their filing with the Minister of Industry and Science, and the receipt of notification of his/her approval.

**22. GENERAL
Implementation**

- 22.1 All general By-laws and amendments thereto of the Association are hereby repealed and the foregoing By-law No. 1 substituted therefore.
- 22.2 Such repeal shall not affect the previous operation of any By-law so repealed or affect the validity of any act done or right, privilege, obligation or liability acquired or incurred under any such By-law prior to its repeal.
- 22.3 During the first year following the implementation of the By-law, the Board may, make non-substantive amendments to the By-laws and every amendment after approval by the Active Members shall be signed by the President and Executive Vice President and shall be sealed with the seal of the Association.
- 22.4 Notwithstanding the repeal of former By-laws of the Association, all resolutions of the Board respecting the management and operation of the Association shall remain in full force and effect unless inconsistent with the By-law.

B: BY-LAW NO. 2

A By-law affecting the completion of the merger of CATCA and UNIFOR Canada.

BE IT ENACTED as a By-law of CATCA that the merger be approved under the following terms and conditions:

Effective July 1, 2001 (the "Effective Date") CATCA shall transfer to UNIFOR Canada all of the rights, privileges and duties of CATCA under the *Canada Labour Code* and/or *Public Service Staff Relations Act* and/or under Collective Agreement (s);

All other terms and conditions of the Merger Agreement signed June 19, 2000 as amended by the amending agreement dated May 27, 2001 and shall be implemented.

SECTION III: ADMINISTRATION

1. UNION STANDARDS

1.1 Seal

The Seal of the Union shall be in the following form:



and shall be kept in a secure location in the Union's Head Office by the President.

1.2 Head Office

The Head Office of the Union is located at:

304-265 Carling Avenue
Ottawa ON K1S 2E1

1.3 The Official Motto of CATCA

The official motto of CATCA is "The Guiding Hand", rendered in Latin.

The Latin rendering, as recommended by classical language authorities and approved by the National Executive, is "Manus Dirigens".

1.4 The CATCA Logo

In 1989, CATCA's logo was officially registered as a trademark of the Canadian Air Traffic Control Union.

Any use of the logo is restricted to those who receive permission from CATCA and are prepared to conform to the rules of use as laid out by the Union. Any other use of the logo and the name, either together or independently, is not permitted without written consent.

1.5 Harassment Policy

Harassment policy shall conform with the UNIFOR policy.

2. MEMBERSHIP DEFINITION

Employees do not become members of the Union until a completed and signed membership application card is received by the National Office. Final proof of membership is the presence of such a card in the files of that office. If any doubt exists about the membership status of any person eligible for membership in regard to attendance at meetings, the right to cast a ballot,

etc., it may be resolved by having them complete a membership application, sign it, and hand it to a member of the Branch Executive or the Facility Steward for onward transmission to the National Office.

3. MEMBERSHIP BENEFITS

3.1 Entitlement - Services and Benefits

An employee is not entitled to receive the services and benefits provided by the Union unless there is a signed application card on file in the National Office.

3.2 Information Services

The National Office distributes the following:

- IFATCA “*The Controller*” magazine – sent electronically to each Regional Vice President for unit distribution
- General Information – sent electronically to each Regional Vice President for unit distribution
- Board of Directors' Minutes – posted on catca.ca (members-only access)
- National Convention Minutes – posted on catca.ca (members-only access)
- CATCA Group Insurance Plans documentation - posted on catca.ca and given to each new member via “new Member Welcome Kit”.

3.3 Personal Mailing Addresses

Individual members should keep their Branch/Facility and the National Office informed of their personal mailing addresses in order to ensure receipt of the Union's information services. All information received from individuals or union officials such as email addresses, telephone numbers, and home address information as needed for legitimate union purposes will be kept confidential. (Fall Board meeting, 2009)

3.4 The Union Group Insurance

General

Term Life insurance and Accidental Death and Dismemberment (AD&D) insurance are available at attractive group rates to CATCA members. Spouses of insured members may also purchase insurance under this program. Application forms are provided to each new member by the National Office and may also be obtained from Branch Secretaries or Facility Stewards.

Application Procedure

- a. Applicants send application forms direct to the Coughlin & Associates Ltd.
- b. When the Application is approved, CATCA is notified and authorizes deduction of the member's monthly premium from their pay cheque. Premiums for Spouse Insurance are also deducted from the member's pay cheque.
 - i. **The insured receives a certificate of coverage.**
- c. Subsequent applications for increased coverage and cancellations are processed in the same manner.

Loss of Eligibility

Employees who leave the Association through retirement, resignation, release or exclusion from the Bargaining Unit, are no longer eligible for CATCA Group Insurance (unless they qualify for Retired Associate or Associate Membership) and are responsible for arranging through Coughlin & Associates Ltd. to exercise the options provided in the policy.

Insured Associate and Retired Associate Members

Insured Associate and Retired Associate Members must pay Group Insurance premiums and authorized dues to Coughlin & Associates Ltd. one year in advance. (For dues see SECTION IV: 3.1 and 3.3).

3.5 Assistance in the Event of Serious Injury, or Death

Death

The following procedures should be followed:

- a. Branches/Facilities should report deaths of members to the National Office and to Regional Vice Presidents, including name and address of funeral home.
- b. The National Office shall, if the information is received in time, send an appropriate expression of sympathy to the family of the deceased.
- c. The National Office shall, on receipt of notice of the death of an insured member or spouse, notify the insurer and provide the name and address of the Regional Vice President concerned or their appointee. The insurer will forward the necessary claim forms to the Regional Vice President or their appointee who will be responsible for seeing that they are delivered to the appropriate survivor, promptly completed and promptly returned to the insurer.
- d. In the event of death or loss of employment by any member, the Branch/Facility shall ensure that the member or his/her state is fully informed of all benefits to which he may be entitled and shall assist in every way possible in the obtaining of such benefits.
- e. In the event of the death of a member, Union dues deduction ceases immediately upon notification and the member's dues for that month will be reimbursed to the estate.

Serious Injury or Illness

In the case of a serious injury or illness, the Branch/Facility should take the appropriate action and inform the Regional Vice President.

4. MEMBERSHIP SERVICES/SUPPLIES

4.1 Stationery and Forms

The National Office supplies Branches/Facilities, Regional Vice Presidents, and National Executive with CATCA electronic stationery. Branches/Facilities also receive supplies of electronic membership application cards, and electronic forms for reporting membership and changes in location and grade.

4.2 Licence Holders

New Members - Branch Secretaries/Facility Stewards are requested to notify Regional Vice Presidents of initial check-out dates. The Union provides a licence holder to each member when they are initially issued a licence.

4.3 Membership Cards

- a. On receipt of a completed application for membership and ensuring the applicant's dues are paid to date, the National Office will issue an official Union membership card to the new member.
- b. Replacement membership cards for those lost, stolen, or destroyed, will be issued by the National Office, after confirming the membership status of the persons requesting them.

4.4 Retirement Plaque

A suitable plaque will be issued in the name of a retiring member. The Branch/Facility is responsible for notifying the National Office of the individual's name and retirement date. The plaque will be sent from the National Office to the Regional Vice President/Branch Chairperson/Facility Steward.

5. BRANCH

5.1 Qualification of Office Holders

As per Bylaw No. 1 Article 10.6.

5.2 Terms of Office

Branches may elect officers for 1, 2, or 3 year terms as decided by the Branch policy.

5.3 Appointment of Stewards

Stewards may be appointed by the Branch Executive or elected by their fellow members, whichever policy is decided by the Branch.

Election of Stewards may be by the full Branch or restricted to crews, shifts, specialties, or sub-units, whichever is decided by the Branch. Members of the Branch Executive are automatically Stewards on election, and should not additionally be shown as Stewards on lists supplied to management or the National Office. Sufficient Stewards should be appointed or elected to ensure that, with the Branch Executive, there is provision in the larger units for at least one Union Steward on each shift, except the midnight shift, at each unit.

The Regional Vice President shall be informed of all branch elections and appointments in writing.

5.4 Duties of Office

Chairperson

Responsibilities

- Local branch authority on the Union policy;
- Responsible for general supervision of the Branch's activities;
- Accepts or assigns responsibility for maintaining records and documentation of all grievances;
- Assigns responsibilities and oversees their execution;
- Local the Union spokesman and contact with local community and aviation bodies;
- Ensures that outlying units are visited regularly by members of the Branch Executive and are adequately represented in the administration of the Branch and at the National Convention;
- Liaison with Regional Vice President;
- Signing authority on cheques issued by the Branch

Meetings/Committees

- Ensures that the local Executive meets regularly and expedites Union business;
- Branch meetings shall be held at least once a year at the call of the Chairperson of the Branch, and additional meetings may be called by the Chairperson, or upon the written request of fifty (50) percent of the members of the Branch, or ten (10) members, where the number of members in the Branch exceeds twenty (20). A Branch meeting so requested by the members shall be held within fifteen (15) days of the date on which the request was made;
- Ensures that the required Branch Committees are set up and operate efficiently;
- Ex-officio member of all Branch Committees.
- A minimum agenda for all branch meetings should include:
 - Treasurer's report
 - Chair's report
 - OSH Committee Report
 - Other Reports

SECTION III: ADMINISTRATION

Vice-Chairperson

Responsibilities

- Specific responsibilities assigned by the Chairperson which usually include the Safety Committee and may include other Committees, member/steward training, etc.;
- Acts for Chairperson in his/her absence;
- Signing authority on cheques issued by the Branch.

Secretary-Treasurer

Branch Records and Files

- Maintains Branch files, membership records and financial records; ensures correspondence is processed expeditiously.

Branch Minutes

- Records proceedings of Executive, Branch Council and Branch meetings;
- Ensures information is posted for members;
- Distributes minutes of all Branch meetings and Branch Council Meetings to facilities associated with the Branch within fourteen (14) days after the meeting and ensures that they are posted on the appropriate notice boards or otherwise made available to all members.

Branch Elections

- Under the direction of the Branch Chairperson organizes and supervises elections and referendum votes in accordance with the By-laws.

Branch Finances

- Administers the Branch's finances as directed by the Executive and has cheque signing authority.

Branch Executive Responsibilities

- New employees in the Bargaining Unit should be approached as soon as possible by the Branch Executive or Steward and given information on the Union and its responsibilities to the membership;
- On Union matters of general interest, Branch Executives should address themselves in the first instance to their Regional Vice President. If they are dissatisfied with the response, they may then refer the matter to the National Office, with a copy to the Regional Vice President;
- Correspondence with local management or other agencies should be copied to the Regional Vice President.

Steward

Responsibilities

- Responsible for advising members on the provisions of the Collective Agreement;
- Assists members in preparing grievances;
- Accompanies members when requested by them to attend meetings with management;
- The Union spokesman at first step of grievance procedure;
- Stewards who encounter weaknesses in the Collective Agreement should point these out to their local Executive who, in turn, should pass them on to their Regional Vice President in order that, when a new agreement is negotiated, these weaknesses may be considered when proposals for negotiations are prepared;

Other Duties

- Contacts new employees and provides information on the Union;
- Assists Secretary-Treasurer in maintaining membership records;
- Stewards can contact every member and through discussions or meetings keep them up to date on the Union's activities. The members' attitude towards the Union depends a great deal on the Steward.

5.5 Branch Organization

A. Member Assignment and Affiliation

Members of the Bargaining Unit are only assigned to a Branch or Facility of the Union when the Branch or Facility reports their arrival. Until they are so reported, the records of new members of the Bargaining Unit are maintained separately.

When the National Office becomes aware that members have left a Branch or Facility they shall be reported as unclaimed members until their new Branch or Facility reports them.

B. Council

Each Branch consisting of more than thirty (30) members shall establish a Branch Council consisting of the Branch Executive, the Stewards, and such other Active Members of the Branch as the Branch may decide.

Each Branch consisting of thirty (30) members or less may establish a Branch Council consisting of the Branch Executive, the Stewards, and such other Active Members of the Branch as the Branch may decide.

The Branch Council shall meet a minimum of four (4) times per year and may establish Branch policies which are not in contravention of those previously established at Branch meetings.

SECTION III: ADMINISTRATION

The Branch policies established at any Branch Council meeting shall be subject to approval or rejection at the next Branch meeting.

C. Proxy Voting at Branch Meetings

Subject to the following provisions, Branches may set their own policy on the use of proxy votes at Branch Meetings:

- i. Written authorization for a member to use another member's proxy must be deposited with the Branch Secretary and must specify the items on the published agenda for which the proxy may be utilized;
- ii. The Branch Executive, in publishing the agenda, shall indicate whether proxy votes will be accepted;
- iii. Should the Branch Executive, having given notice that proxy votes will not be accepted, be over-ruled by the meeting, the published agenda will not be proceeded with but will be deferred to a later meeting so that notice of the acceptance of proxies can be given;
- iv. Proxy votes may not be used to establish a quorum;
- v. Proxy votes may not be used for elections.

D. Reporting Procedures

Maintenance

Maintenance of Branch records is the responsibility of the Branch Secretary.

Membership Roster

One complete updated membership report to the National Office, with a copy to the Regional Vice President, containing all information as determined by National Office, is required as of December 31 each year. (Branch rebates may be delayed until updates are received in the National Office).

Address Changes

Changes in address throughout the year are to be reported, for members and non-members, as they occur, by e-mail. (Conv. 1999)

Branch Executive/Steward Changes

The National Office and Regional Vice President are to be kept informed of the names, addresses, telephone numbers and e-mail addresses of the Branch Executive. The Branch is to report names and addresses of Stewards and the units for which they are responsible. (Conv. 1999)

Minutes of Meetings

Minutes of Branch Council meetings and Branch meetings shall be forwarded to the Regional Vice President and the National Office.

6. FACILITY

6.1 Qualifications of Office Holders

As specified in By-law 1 Article 11.5.

6.2 Term of Office

Facilities may elect officers for 1, 2, or 3 year terms as decided by the Facility policy.

6.3 Duties of Office

Responsibilities

- Responsible for advising members on the provisions of the Collective Agreement;
- Assists members in preparing grievances;
- Accompanies members when requested by them to attend meetings with management;
- The Union spokesman at first step of grievance procedure;
- Stewards who encounter weaknesses in the Collective Agreement should pass them on to their Regional Vice President in order that, when a new agreement is negotiated, these weaknesses may be considered when proposals for negotiations are prepared.

Other Duties

- Contacts new employees and provides information on CATCA, UNIFOR LOCAL 5454;
- Maintains membership records;
- Stewards contact every member and through discussions or meetings keep them up to date on the Union's activities. The members' attitude towards the Union depends a great deal on the Steward.

6.4 Knowledge Requirements

- a. **Know Your Agreement** – Be familiar with the terms and conditions as laid out in the most current version of the Collective Agreement.
- b. **Know the Members You Represent** - They are not all alike and different people have to be treated differently. Some bring up only REAL grievances and will give you the whole story; some are always beefing and tell you only part of the story, and even that is not always correct. And there are some who never complain under any circumstances; it is part of your job to see that they are not imposed upon.

You'll soon learn which members are quick-tempered or argumentative, which have steady work records, which have home or outside problems that affect their work, and which ones present constructive ideas. When you know your people you will consider these differences when you represent them or deal with them.

- c. **Know Your Grievance Procedure** - Know the steps provided in our grievance procedure and be sure to keep within the time limits set for each of them. It is also important that you should be well aware of the circumstances, provided for by regulation or in the Collective Agreement, in which it is permissible to skip one or more steps in the grievance procedure.

EDUCATE YOURSELF - To educate members so that they understand and co-operate with Union policies, you must first educate yourself.

- d. **By-laws** - Study the provisions of the Union's By-laws; go over the Union pamphlets and other publications carefully soon after they reach you. This will help you to act and speak in line with Union policy. It will also help you to answer accurately and convincingly members' questions about the Union and its programs.

You should attend meetings and any classes offered through the Union.

7. ELECTION PROCEDURES

7.1 Oversight of Elections

The returning officer shall oversee all National and Regional Vice President elections.

- a. The Returning Officer for the Union will be the Executive Vice President for all elections with the exception of that position. For the position of Executive Vice President, the Returning Officer will be a member of the Board of Directors appointed by the President.
- b. Elections Officer means an individual in charge of preparing and conducting all local and national elections within the Branch or Facility and who supervises the counting of votes and tabulates the results. The Elections Officer shall be appointed by a Branch or Facility.

7.2 National Executive

- a. All prospective Candidates must have support of a Branch nomination through a Branch Resolution to that effect.
- b. Additionally, each candidate must demonstrate the support of Fifty (50) active members through signature of those members to a nomination form. At least 10% of those signatures must be from members of a branch other than the nominating branch referred to in a) above.
- c. The call for nominations shall be issued by the Returning Officer, through the National Office, on the 1st Wednesday in April of the final year of the term of office. Nominations as prescribed in these procedures above must be received in the National Office not later than 1200 Eastern Daylight Time fourteen days later.

SECTION III: ADMINISTRATION

- d. The Returning Officer shall review each nomination received to determine that the nomination is valid and a list of candidates shall be published.
- e. Voting shall commence on the 1st Wednesday in May of the final year of the term of office and be completed fourteen days later.

7.3 Regional Vice Presidents

- a. All prospective Candidates shall meet the requirements for office outlined in the bylaws.
- b. The signatures of 20 active members in the region where the election is to be held shall accompany nominations for Regional Vice President.
- c. The call for nominations shall be issued by the Returning Officer, through the National Office, on the 3rd Wednesday in May of the final year of the term. Nominations must be received in the National Office not later than 1200 Eastern Daylight Time fourteen days later.
- d. The Returning Officer shall review each nomination received to determine that the nomination is valid and a list of Candidates shall be published.
- e. Voting shall commence on the 3rd Wednesday in June of the final year of the term and be completed fourteen days later.

7.4 Oversight of Elections

The Elections Officer shall oversee all elections at the local level.

7.5 Branch

- a. Terms of Office
Branches may elect officers for 1, 2, or 3 year terms as decided by the Branch policy.
- b. Nomination Procedures
 - i. Call for Nominations - Shall follow the same requirements as specified in By-law No. 1 Article 8.11 Nominations shall be made on the form in [APPENDIX A](#).
 - ii. Accepting a Nomination - The Branch Secretary shall ensure that only completed forms are accepted. Voting shall be conducted in accordance with Branch policy.

7.6 Facility

- a. Terms of Office
Facilities may elect officers for 1, 2, or 3 year terms as decided by the Branch policy.
- b. Nomination Procedures
 - i. Call for Nominations - Shall follow the same requirements as specified in By-law No. 1 Article 8.11 Nominations shall be made on the form in APPENDIX A.

Regional Vice Presidents shall ensure that requests for nominations are sent to all Facilities in a timely fashion. Nomination forms attached, as APPENDIX A to

SECTION III: ADMINISTRATION

this Section will be provided to the Regional Vice President by the National Office.

- ii. Accepting a Nomination - The person nominating or seconding or accepting a nomination shall indicate such on the nomination form by his/her signature. The Regional Vice President shall verify, at the closing of nominations, the accuracy of the nominations.

7.7 Voting Procedures

- a. Eligibility to Vote - Only members in good standing are allowed to vote.

If the same number, or fewer candidates, are nominated than the number of positions to be filled, the Executive Vice President, or a designate of the Board of Directors shall declare those candidates to be elected.

- b. Voters' List

At any election conducted for an office on the National Executive or Regional Vice President, the National Office shall prepare a voters' list showing the names of those eligible to vote, and each voter shall be required to sign the list acknowledging receipt of his/her ballot. In the case of Branch elections, preparation of the voters list shall be the responsibility of the Elections Officer.

- c. Voting Period

Elections shall be conducted over a period of fourteen days. No proxy votes are allowed. The Branch or Facility Elections Officer is responsible for the security of ballots and the ballot box during the elections.

- d. Secret Ballot

All election voting shall be by secret ballot.

- e. Voting Conduct

Ballots are to be issued to the voter in a discrete environment, where the privacy of the voter will not be compromised in any way.

- f. Counting Procedures

Ballots are to be counted by the Elections Officer or their delegate, with one observer. With prior notification, candidates may designate an additional scrutineer be present for the counting. Results are then tabulated. They are not to be shared with anyone.

For National Executive elections, the Elections Officer shall report results to the Regional Vice President via email who shall in turn report the results via email to the Returning Officer, within one hour of opening the ballot boxes. The Returning Officer shall report the results to the Elections Committee.

For Regional Vice President elections, the Elections Officer shall report results via email to the Returning Officer, within one hour of opening the ballot boxes. The Returning Officer shall report the results to the Elections Committee.

SECTION III: ADMINISTRATION

For Branch and Facility elections, results of the voting are then reported via email to the National Office and the Regional Vice President. Local management should be advised promptly of the changes of Branch office holders and stewards.

g. **Ballot Boxes**

During the process of any vote where a ballot box is opened or tampered with prior to the time established for the opening of ballot boxes, the ballots contained in that ballot box shall be declared to be spoiled ballots. In such cases where there was a premature opening of a ballot box the members of that unit will be deemed to have forfeited any further opportunity to vote. In the event that the election in question was a local election a new vote shall be conducted.

h. **Spoiled Ballot**

A ballot shall be deemed to be spoiled when the intent of the voter is not clear.

i. **Determination of Successful Candidate**

A candidate must receive a majority of the votes cast to be declared elected.

The preferential ballot procedure shall be used when more than two candidates appear on the ballot. Candidates are to be ranked in order of preference, by placing the number 1 (one) beside the first choice, the number two (2) beside the second choice, the number three (3) beside the third choice, etc. In the event no candidate receives an outright majority, the candidate receiving the lowest number of votes shall be eliminated. The ballots for the eliminated candidate are then to be recounted, and the second choice of these voters is then distributed to the appropriate remaining candidates and tabulated.

This process shall be repeated until such time as a candidate has received a majority of the eligible votes cast.

j. **Destruction of Ballots**

The ballots from the election for any position on the Board of Directors or from any referendum vote may be destroyed by the Executive Vice President or alternate as designated by the Board of Directors sixty (60) days after the election results are published.

In the event that any protest is filed on the results of any election or referendum within thirty (30) days after the results are promulgated, the Executive Vice President or alternate shall hold the ballots in safe keeping until the final disposition of the protest.

8. NATIONAL EXECUTIVE AND VICE PRESIDENTS

Branch/Facility Assignment

The National Executive and Regional Vice Presidents shall remain members of the Branches/Facilities to which they belonged at the time of their election.

8.1 Terms and Conditions of Employment

a. **Term** - As per [BY – LAW NO. 1](#).

b. **Hours of Work**- As required by the duties of the Office – No overtime payments.

- c. **Vacation Leave** - Vacation Leave is earned as per the CATCA/NAV Canada Collective Agreement. There will be no carry over of Vacation Leave.
- d. **Lieu Leave** - As per CATCA/NAV Canada Collective Agreement (Spring 1999).
- e. **Sick Leave** - An initial credit of 10 (ten) working days, and thereafter accumulation as per AI Collective Agreement. Adjustments to sick leave may be granted by the Board of Directors.

8.2 Employment Benefits

All normal employment benefits shall be reimbursed to NAV Canada.

8.3 Sick Leave Credits

The Union includes provision for full time Union representatives so they will be entitled to receive shift coverage or leave without pay to the maximum of their unused Union sick leave credits equivalent to the number of days they would have had remaining when they left full time CATCA service had they remained in NAV Canada employ. Such shift coverage or leave without pay to be available only if the individual is unable to work due to illness and is still employed by NAV Canada and has used all of his/her NAV Canada sick leave credits.

8.4 Sick Leave Payout upon Retirement

On retirement payment shall be made by the CATCA national office when such official would normally be entitled to any payments as per the CATCA Collective Agreement. A reserve to accrue funds for the sole purpose of payment of sick leave credits to outgoing full time elected union officials is the responsibility of the CATCA national office (Convention 2010).

8.5 Removal Expenses

The President shall at his/her option be relocated to Ottawa.

The Executive Vice President shall relocate to Ottawa.

The Union shall pay the relocation expenses on the same basis as the Current NCJC Directive, with the exception, that where travel is by automobile the payment will be at the high mileage rate rather than the low mileage rate. In the event of an incomplete term removal expenses shall be negotiated with the Board of Directors.

9. CONDUCT AND DISCIPLINE

- 9.1 Members are obligated to ensure the democratic control of the Association, and of their branch or facility, by participating in their activities and by accepting to the best of their ability, such duties as he or she may be called upon to perform.
- 9.2 This includes, but is not limited to, being subject to discipline for just cause by an employer, obeying the Policy Manual and By-laws of the Association.
- 9.3 Where in the opinion of any four (4) members of the Association any other member has been guilty of actions detrimental to the Association or contrary to these By-laws, they

SECTION III: ADMINISTRATION

may present a resolution to a regular or special meeting of the Branch/Facility to which the member belongs requiring the suspension or expulsion of the member.

- 9.4 Where in the opinion of any four (4) members of the Association an Associate Member, a Retired Associate Member, an Honourary Member or a Corporate Member has been guilty of actions detrimental to the Association or contrary to these By-laws, they may present a resolution to the Board of Directors to have that member's status, as well as the rights pertaining thereto, revoked. Upon receiving such a resolution, the Board of Directors may revoke such membership after having given the affected member the opportunity to be heard.
- 9.5 Notice of the resolution, in the form prescribed in the CATCA Policy Manual, Section III, APPENDIX E, shall be delivered to the accused member by the Executive Vice President or an alternate as designated by the Board of Directors either personally at least 14 days prior to the meeting or dispatched by courier or registered mail dated/postmarked at least 14 days prior to the meeting. The accused member shall be given an opportunity to be present at the meeting and to make such representation as he/she considers fit and to hear all of the charges brought forward in the complaint.
- 9.6 A resolution charging a member with misconduct may include one or more of the penalties itemized below and must be passed by a two-thirds (2/3) vote of the members present at the meeting:
- Suspension of membership for a period not in excess of three (3) years;
 - Expulsion from membership;
 - Suspension of any office holder from his his/her office for a period not exceeding six (6) months;
 - Removal of such office holder from office and declaration that his his/her post is vacant;
 - Barring any person from holding office for a period not exceeding three (3) years;
 - Reprimanding the member;
 - Fining the member.
- 9.7 Any member found guilty of detrimental conduct may appeal to the Board of Directors of the Association within thirty (30) days and pending the hearing of such appeal he shall be deemed to be suspended only.
- 9.8 The Board of Directors shall hear the appeal of any member so convicted and shall give the accusers and accused full opportunity to be heard and may confirm, vary or set aside the resolution passed at the Branch/Facility meeting.
- 9.9 Where the person charged is an office holder of the Branch/Facility or a member of the Board of Directors or in any other instance where a member of the Board of Directors certifies that in his/her opinion the matter should be dealt with by the Board of Directors,

SECTION III: ADMINISTRATION

the local Branch/Facility shall not have power to pass such a resolution but the resolution shall be filed with the Executive Vice President or an alternate as designated by the Board of Directors who shall forthwith set the resolution down for hearing at the next meeting of the Board. Notice of the resolution shall be given to the accused member in accordance with Article 9.5.

- 9.10 In the event that the Board of Directors votes to suspend or expel a Regional Vice President, a copy of the written reasons for its decision shall be mailed to the members of the Region concerned within fifteen (15) days of the making of the decision.
- 9.11 In the event that the meeting referred to in Article 9.8 is held in a geographical location other than the one in which the branch/facility to which the accused member belongs normally holds its meetings, the accused member and a member spokesperson, chosen by the accusers, will be provided with travelling expenses to attend the meeting. A person making the accusation or the person accused shall not be entitled to participate in any vote and any decision shall be by a two thirds (2/3) majority of the members voting.
- 9.12 Any decision of the Board of Directors under this Article imposing any penalty on any office holder or member shall be subject to appeal by the office holder or member to the next National Convention which may confirm, vary, or set aside the resolution passed at the Board of Directors meeting. Notice of such appeal shall be filed in writing with the Executive Vice President or an alternate as designated by the Board of Directors within thirty (30) days of the handing down of such decision. Pending the disposition of the appeal by the National Convention, any penalty imposed by the resolution of the Board of Directors shall continue to be in effect provided that any expulsion from membership shall be deemed to be a suspension only until final disposition of the matter by the National Convention.

Attached as [APPENDIX D](#) to this section are the procedures established by the Board of Directors for the hearing of charges under this Article.

10. REFERENDUMS

10.1 Referendum Voting

The voting period for a referendum shall be no less than twenty-eight (28) days from the date of the dispatch of ballots from the National Office. (Conv. 2004)

10.2 Referendum Reporting

For non collective bargaining referenda the Branch Chairperson/Facility Steward shall report by telephone or e-mail the results to their Regional Vice President and submit the voters' lists and ballots to the National Office by registered mail. (Conv. 1999)

11. CONVENTION REQUIREMENTS

11.1 Selection of Convention Delegates

In any Convention year the determination of Branch entitlement to Convention delegates and delegation votes shall be based on the number of Active Members shown on the National Office records as of January 15. Any membership reports received in the National Office after January 15 will not be considered. (Conv. 1981)

Each branch shall be entitled to send to the national convention one (1) Delegate for the first thirty (30) members in such branch and one (1) additional Delegate for each additional thirty (30) members or part thereof. (Conv. 2004)

It is the responsibility of the Branch to establish written policy for the selection of delegates to the National Convention and the distribution of votes amongst such delegates.

The Executive Vice President or an alternate as designated by the Board of Directors shall notify each Branch in each year in which a National Convention is to be held of the number of delegates and the number of delegation votes to which they are entitled pursuant to the National Office records. The Branch Secretary shall advise the Executive Vice President/alternate before the first day of the Convention of the name of each delegate and the number of votes each is entitled to cast pursuant to By-law 15.4. (Conv. 1981/Conv. 1999)

11.2 Selection of Official Observers

Each Branch/Facility shall be entitled to at least one (1) official observer. Branches with more than three (3) delegates shall be allowed one (1) additional official observer for each additional three (3) delegates or portion thereof. The Union will fund travel for the selected official observers consistent with SECTION IV: 4.2. (Conv. 1993)

11.3 Substitute Delegates/Proxy Votes

Where any delegate is unable for serious and compelling reasons to be present for any portion of the National Convention, they or the other Branch delegates, if applicable, or the Regional Vice President may apply to the Executive Vice President/alternate in writing for the authority to appoint a substitute or proxy during the period of their absence. The Executive Vice President/alternate, after giving due consideration to the reasons for the delegate's absence, may authorize such substitute or proxy.

11.4 Representational Voting Procedures

Procedure

Each delegate shall cast all votes assigned to them as a block, except for secret ballots where each delegate shall be given a number of ballots equal to the number of votes to which they are entitled. In votes on motions before the Convention unless a division is requested by 10 delegates all votes may be conducted by a show of hands with voting cards displayed and the Chairperson need not inquire as to the number of votes being cast by each delegate. Where a division is requested, or the Chairperson considers the vote unclear, each delegate shall announce the number of votes they are casting for or against the motion. Any 10 delegates may request a division immediately following any vote by show of hands. (Conv. 1981)

SECTION III: ADMINISTRATION

With representational voting three kinds of vote are possible at a Convention:

1. Show of hands;
2. Division (roll call in accordance with above para.);
3. Secret ballot (including national executive elections).

1. **Show of Hands** -, outcome of vote decided and announced by the Chairperson. Delegates will raise their voting card to indicate the manner in which their vote is cast when each vote is called by the Chairperson.
2. **Divisional (Roll Call)** - conducted at the request of ten or more delegates, or at the call of the Chairperson if he is in doubt as to outcome based on a show of hands. When a divisional vote is to be taken, the Executive Vice President/alternate will call the name of each delegate who will stand and state whether they are "In Favour", "Against", or "Abstaining" from the question being called. Upon completion of the vote, the Executive Vice President/alternate will tally the result using the divisional vote recording list.

3. **Secret Ballot**

General

A Balloting Committee (the scrutineers) consisting of three persons holding no affiliation, past or present, to the Union or Air Traffic Control, will be retained by the Union to be available on-site at any time the Convention is in session. The scrutineers shall be responsible for the conduct of all secret ballots at a Convention.

Secret ballots, for other than National Executive elections, will be held when a resolution calling for a secret ballot on a particular vote is passed by the Convention.

Any fees and/or expenses incurred in the course of operation of this Committee shall be the responsibility of the National Office. The Executive Vice President/ alternate, as the Union official responsible for the conduct of voting, shall be responsible for appointing the members of this Committee.

Ballots

For all votes, blank ballots will be prepared and available on which the words "In Favour", "Against", and "Abstain" shall be printed. Prior to voting commencing each ballot will also have printed on it a number identical to the identification number assigned to the Convention resolution on which the vote is being conducted.

All ballots shall be printed on paper bearing a perforated margin which will allow them to be bound and subsequently readily detached from their binding via the perforation.

Procedure

When a Convention resolution has properly been referred to a secret ballot, all Convention delegates shall report to the location established for voting within the time limits specified for same by the Executive Vice President or alternate. Each delegate will identify himself to the appropriate balloting officer at that location and will thereupon be issued with the same number of ballots as votes he has earlier been identified as having assigned to him in accordance with para. 11.1.

SECTION III: ADMINISTRATION

Prior to handing ballots over to any voter, the scrutineer will bind all ballots assigned to that voter, via the perforated stub of the ballots, between ballot covers provided for that purpose. This assembly shall be known as a ballot book. The number of ballots contained in a ballot book shall be prominently marked on the cover of each ballot book at its time of binding by a member of the Balloting Committee.

It is the responsibility of each voter to ensure that his/her ballot book contains the number of ballots specified on its cover. Each delegate will sign a voters' list acknowledging receipt of his/her ballots and their correctness as to number.

Each delegate must mark all ballots assigned to them in the same manner (i.e. In Favour, Against, Abstain for business matters; or the appropriate candidate's name for elections), but only for the particular vote in progress. If a second or subsequent ballot is called on any question (including National Executive elections) a delegate may, at their option, mark their ballots in a different manner than they did on the preceding ballot, however all ballots assigned to them must be marked in the same manner.

Important Note: Where any voter has been assigned more than one vote on any ballot and selects varying choices on the ballots assigned to them for the vote in progress, all votes cast by that voter on the ballot in progress shall be declared spoiled ballots.

Polling booth(s) shall be provided for the privacy of the voters to mark their ballots.

Once each voter has marked their ballot they will proceed to the ballot box and present their ballots, with ballot covers intact, to a member of the Balloting Committee. The member of the Balloting Committee assigned to the ballot box will receive each voter's ballot book, ensure that the ballot covers are intact, and upon being satisfied of same deposit the entire ballot book into the ballot box in the presence of the voter.

Any ballot books presented to the Committee member that are not intact will not be deposited into the ballot box. It will be the responsibility of the voter to return to the balloting desk, return their spoiled ballot book, and receive a new balloting book, as appropriate, in accordance with the preceding rules of this section.

At the time fixed for the close of balloting, or earlier if all voters have cast their ballots, the members of the Balloting Committee will retire to a private room with no other persons present to proceed to count the vote.

11.5 Vote Counting

1. Upon first opening the ballot box the members of the Balloting Committee will examine each ballot book and ensure that:
 - a. each ballot book contains the number of ballots specified on its cover, and
 - b. all ballots in each ballot book are marked in the same manner.
2. Any ballot book containing an inappropriate number of ballots as compared to the number specified on the cover of the book, and any ballot book not having all ballots marked in the same manner, shall be set aside by the Balloting Committee

to be indicated in their final tally as spoiled ballots. The count of spoiled ballots shall be one for each ballot that either is, or should have been, in each ballot book that was invalidated.

3. Upon completion of the validation of ballot books described above, the Balloting Committee shall separate, via the perforations, all ballots from valid ballot books only and ensure that there is no further union between the stubs and covers of these ballot books, and the ballots that were heretofore attached.
4. After the separation of the valid ballots from the ballot books, the Balloting Committee shall proceed to tabulate the results of the vote. Upon completion of its tabulation the Balloting Committee shall provide the Executive Vice President/alternate with written certification detailing:
 - a. the number of delegates who voted;
 - b. the number of ballots cast;
 - c. In Favour, Against, Abstaining, in respect of the question under ballot, or;
 - d. the number of spoiled ballots;
 - e. that the voting procedures described herein were adhered to.

(See [APPENDIX B](#) and [APPENDIX C](#))

In company with the above certification, the Balloting Committee shall also provide the Executive Vice President or alternate with the detached ballots cast in that vote and the spoiled ballot books.

11.6 Determination of Results

It will be the responsibility of the Convention Chairperson, based upon all applicable By-laws and Convention procedures and the results provided to the Executive Vice President or alternate by the Balloting Committee, to determine the outcome of all other Convention business conducted by secret ballot.

11.7 Tie Votes

In the event that any Convention vote results in a tie, the Chairperson shall ask for a second vote on the issue within twenty-four (24) hours and, if this second vote still results in a tie, the Resolution will be deemed lost. (Conv. 1973)

11.8 Convention Resolutions

Where possible, Resolutions will be submitted to the National Office at least sixty (60) days prior to the National Convention and will be compiled and circulated to the Branches/Facilities, thirty (30) days prior to the Convention. Resolutions from the floor of the Convention dealing with the policy of the Union must be presented in writing to the Executive Vice President or alternate within twenty-four (24) hours of the opening of the Convention. These resolutions must have been passed at a Board Meeting or a Branch/Facility Meeting, or a Branch Council Meeting. Any other policy resolutions from the Convention floor will require a one-third vote in favour before being brought before the assembly. (Conv. 1991)

11.9 Circulation of Reports

Where possible, all reports that will be submitted to a National Convention shall be copied to all delegates at least two (2) weeks before that Convention. (Conv. 1979)

11.10 Interpretation of By-law 1. article 4.3

Bylaw 1 Article 4.3 does not require the provision of simultaneous translation services at any Union meetings.

11.11 Site of National Convention

Convention sites will be selected three (3) years in advance. (Conv. 1981/2001)

11.12 Minimum Requirements to host CATCA Triennial Convention

Venue Requirements:

National Office will thoroughly investigate all proposals and venues prior to Convention on a case by case basis to ensure they meet the following criteria:

- A hotel that can accommodate 156 rooms for 4 days – 3 nights. This must be at the same venue; no combination of hotels will be acceptable that will incur transportation costs. Final venue selection and negotiations will remain at the discretion of the National Office. However, a venue that meets the requirements must be identified in the proposal.
- The hotel must have a ballroom that is a minimum of 8000 sq. ft. and is capable of accommodating our preferred floor plan. The ceilings must be a minimum of 16ft high to accommodate projector screens. If the hotel does not have such facilities, another local convention facility must be approved by National Office.
- Local translation service is preferred, as to lower the cost of having to bring in translators from another city.
- The venue must also provide complimentary wireless internet within the meeting space.
- Audio visual requirements will also need to be met.

Volunteer Commitment:

- At least five volunteers to commit to establishing an organizing committee
- All members must agree to an Activities and Responsibility Agreement
- The committee is responsible for establishing and maintaining accounting records as laid out by National Office.
- The committee must also keep accurate minutes of all meetings, and provide records to National Office.
- The committee will be held ultimately responsible for the execution of all companion program activities and social event engagements.
- The hospitality suite must also be staffed exclusively by volunteers recruited by the organizing committee.
- All promotional items, including the design of the logo, are solely the responsibility of the organizing committee.

Branches that wish to host the convention must supply a detailed proposal to the CATCA National Office no later than 2 months prior to the opening of convention that outlines their ability to meet and commit to the above mentioned conditions. These proposals will be presented to the membership for review prior to voting at convention.

11.13 Organization

The National Office will be a party to any arrangements made with Convention hotels and be a signatory to any agreement between the Hotel and the Union.

11.14 Chairperson

The Chairperson of the National Convention shall be selected from the membership of the Union and shall be a person who is not a member of the Board of Directors or a delegate to the Convention. The selection of the Chairperson shall be made by the Board of Directors at the Fall Board Meeting preceding the Convention. (Conv. 1973)

11.15 Minute of Silence

The Convention Chairperson shall cause to be read an Honour Roll of deceased members. The names of those deceased shall be submitted in writing by the Branches/Facilities to the National Office. (Conv. 1987)

11.16 Access to Sessions

Only active members (except those guests invited by the Executive and not opposed by the Convention delegates) of the Union in good standing shall be allowed to attend any and every session of the Convention. Those other than active members of the Union may attend non-working gatherings such as dinners and events to which they are invited. (Conv. 1993)

11.17 Minutes

The minutes of Union conventions shall be published and posted for the membership no later than four months after the close of the convention. (Conv. 1993)

11.18 Simultaneous Translation

The Union shall retain the services of a simultaneous translation agency for all future Conventions. (Conv. 1995)

12. WORKPLACE POLICIES

DUTIES/TRAINING/STAFFING/CLASSIFICATION

12.1 Use of Part-time or Seasonal Controllers

Whereas air traffic controllers are licensed professionals engaged in a highly technical and responsible activity, the Union is opposed to the hiring of air traffic controllers on a part-time or seasonal basis to replace full time ATC or when full time ATC are available. (Fall 1978 and Conv. 2007)

12.2 Basic Training Standards

The Union supports ATC trainees becoming employees at the commencement of training. And is opposed to specialized ab initio training and considers that all procedures should be taught in initial training but that unit check-out should be based on the actual job requirements of the position. (Spring 1979)

12.3 Official Training Institute for ab initio Training

The Union recognizes only Transport Canada approved training provided by CATCA members for position employed by NAV Canada for ab initio ATC positions at NAV Canada (Conv. 2010).

12.4 Refresher Training Exams

Union policy on refresher training examinations is that they may be either self-marked or open book. The intent being to encourage learning without introducing a punitive element into Refresher Training. (September 1979)

12.5 Emergency Training Program

Whereas Air Traffic Controllers are required to lend all possible assistance to Flight Crews during in-flight emergencies and whereas events such as these are typically uncommon, the Union will endeavour to ensure the Employer provides Air Traffic Controllers a full and complete recurrent emergency training program.

12.6 Minimum Staffing

Union policy requires a minimum staff of two (2) operational controllers at all units during operating hours (Conv. 1981). CATCA requires a period of 56 days' prior notice to any decreases in staffing levels at any ATC unit, following a period of meaningful consultation (Conv. 2010).

12.7 Automated Systems and Technical Support

CATCA supports the continued provision of Operational Systems Requirements (OSR) Specialist and Data System Coordinator (DSC) expertise from within the ATC group. CATCA promotes the continuing education of the general membership in the current and planned state of automation in the control environment. To that end CATCA will conduct of regular technical briefings at CATCA Regional Training Seminars. (Conv 2013)

12.8 Role of the Supervisor

The Union is strongly opposed to any supervisory program that enables any person to interfere with the controllers while they are performing their duties. Air traffic controllers are licensed by the Department of Transport to be responsible for the control duties assigned to them. (Spring 1984)

12.9 Operating Grade Level

The Union maintains the position that operating controllers within the same unit shall receive the same grade level except as defined in the current Collective Agreement, Definitions (1) (b), (c), (d), (e). (Conv. 1989)

12.10 Union Classification Policy

The policy of this Union is to support in principle any proposed upgrading of individual positions or groups of positions within the bargaining unit on the basis that advances made in one area may provide justification for a general upgrading of working controllers.

This policy shall provide for different classifications of ACC's.

12.11 Partial Specialty Check-Out

The Union is opposed to partial specialty check-outs. (Conv. 1991)

12.12 ATC Duties

It is the Union's position that all ATC duties be performed by full-time, indeterminate ATC employees. (Conv. 1991)

12.13 IFR Endorsement for Airport Controllers

The Union shall negotiate with the Employer recognition, in the form of an endorsement, of Tower Controller responsibility in initiating IFR separation. (Conv. 1997)

12.14 ATS Training

The Union will initiate consultations with the Employer to ensure all ATS training is managed and/or operated under the auspices of the Assistant Deputy Minister, Aviation and furthermore that all positions whose responsibilities include the training and management of Air Traffic Controllers should be or have been certified Air Traffic Controllers. (Conv. 1993)

12.15 Full Integration with Cross-Training

That in the event of amalgamation of duties between air traffic control and FSS, the Union pursue full integration with cross-training for both groups at co-located sites. A full “grandfathering” option will be available to all affected employees of both groups. (Conv. 1997)

12.16 Integrity of ATC Bargaining Unit

That the Board of Directors of the Union take whatever actions it deems necessary to maintain the integrity of the Air Traffic Control Bargaining Unit and ensure that the Union continues to represent Air Traffic Controllers. (Conv. 1997)

12.17 Dual Qualification Programs

That the Union oppose any dual qualification program that eliminates any ATC positions. (Conv. 1995)

12.18 Use of SID Departure Procedures an exclusive ATC Function

The policy of the Union is that the use of SID departure procedures is an exclusive function of Air Traffic Control and that the Union is opposed to the use of SID procedures by non-AI Group personnel. (Fall 1996)

12.19 Liability

In light of the obvious liability issues, and the fact that members are being asked to put their licences at risk, CATCA will inform NAV Canada that Union members in operational units will not perform training duties for trainees who will not subsequently be employed by NAV Canada. (Conv. 1999)

AIRSPACE/CONTROL ZONES

12.20 Control Zones

Control zones should be established at the size required to ensure safe and efficient operation at each individual location as determined by operational controllers at these locations. (Conv. 1985)

12.21 Airspace Reconfiguration

- a. That the Union support the maintenance of the status quo in the matter of the floor of controlled airspace in low level airspace designation.

- b. That all aircraft operating in a radar environment in airspace associated with a Terminal Class C Airspace, and in the Positive Control Zone co-located therewith, shall be equipped with a transponder.

- c. That all pilots operating within a radar environment in airspace associated with a Terminal Class C Airspace and in the Positive Control Zone co-located therewith, be required to be in possession of a minimum of a private pilot's licence with a special endorsement for TRSA operation. (Spring 1988)

12.22 Reassignment of Area of Responsibility

- a. The Union is opposed to the reassignment of airspace from one Area of Responsibility (AOR) to another, except where there has been full and open consultation with the Union. In the event that NAV Canada transfers airspace from one region to another, the Union's policy is that full and complete training by currently qualified personnel will occur prior to any new controllers assuming responsibility for controlling in that airspace. (Post 1995 Conv.)
- b. That the Union oppose any initiatives of NAV Canada regarding the realignment of airspace, or the closure or transfer of ATC units, until such time that NAV Canada has developed a national airspace and an accompanying human resources plan that has been approved by the Board of Directors of CATCA/UNIFOR LOCAL 5454. Such opposition may include withdrawal from any related studies. (Conv. 1997)

ATC DATA

12.23 Use of Tapes or Transcripts in Disciplinary Proceedings

It is the policy of this Union that we will not agree to the use of tapes or transcripts in disciplinary or incompetency cases without the consent of the involved controller unless the tapes are released on the authority of at least two-thirds of the members of the Board of Directors after the involved member has been given an opportunity to address the Board on the subject. (April 1979)

12.24 Release of Radar Data

The Union opposes the release of radar data to any third party, pursuant to Article 15 of the CATCA/UNIFOR LOCAL 5454/TB Collective Agreement. (Fall 1994)

12.25 Provision of Airport Control Service

The policy of this Union is that:

- a. At any airport where a scheduled air carrier is in operation, full air traffic control service be provided to all airport traffic operating within such controlled airspace;
- b. At any airport where the employer, NAV Canada, deems airport control service necessary, such a service be a full air traffic control service, and that it be provided to all airport traffic operating within such controlled airspace,

AND the services as provided in (a) and (b) be provided only by fully qualified air traffic controllers

- c. At any location where a radio frequency has been designated for the primary purpose of air traffic control, then, except in the case of emergency, such frequencies shall only be operated by fully qualified air traffic controllers. (conv. 1981)

12.26 Provision of Radar Services by Airport Controllers

The Union supports the provision of radar services by properly trained airport controllers from properly equipped towers within appropriately classified airspace. (Fall 1994)

12.27 ATC Services where requested or required

CATCA/UNIFOR LOCAL 5454/the National Executive is to investigate and pursue the establishment and continuance of Air Traffic Control and related services at locations where these services are requested or required. These services will be at locations where NAV Canada does not see fit to provide said services or wishes to relinquish the responsibilities of said services. (Fall 1994)

12.28 Ramp Control/Advisory Service

That the Union pursue the provision of Ramp Control/Advisory Service as an air traffic control function performed by air traffic controllers. (Spring 1995)

12.29 Stand-Alone Facilities/ELOS

That all stand-alone ATS Facilities be staffed by CATCA members and that the Union propose Enhanced Level of Service (ELOS) as an alternative level of service to NAV Canada's Aeronautical Study process and Level of Service Policy. (Fall 1997)

EQUIPMENT/FACILITIES

12.30 Permanent Units

The Union's policy is that where NAV Canada is planning to provide an air traffic service other than for fly-ins, summer operations or emergency situations, that a facility be built according to the current air traffic services criteria for such facilities. The Union opposes the operation of a temporary facility unless a contract to construct a permanent structure has been signed. (September 1979)

12.31 Sub-Standard Units

The policy of this Union is that where it has been identified by the affected members, through consultation with the Branch Executive/Facility Steward and Regional Vice President, that a particular air traffic control unit does not meet the current Air Traffic Services standards for the type of unit required at that location, the National Executive, after consultation with Air Traffic Services, will establish a reasonable deadline for improvements to be made or a new unit to be built. If the new/improved unit is not completed by that deadline, the Union will fully support, including reimbursement of lost salary, any member who refuses to work in the old unit. (September 1979)

12.32 Recording Devices

The Union policy is that in situations where the regular recording devices are not available, there must be alternative recording devices available and they be capable of voice activation and be available at all operating positions. (Fall 1979)

12.33 Standard for ASDE Installations

The Union's policy on airport control service during restrictive visibility conditions is that where NAV Canada is providing or planning to provide airport control service in visibility conditions less than 1/2 statute mile or 2600 feet Runway Visual Range, that an aerodrome surface surveillance radar or airport surface detection equipment (ASDE) be an essential component of such service.

12.34 Air Traffic Control Software

The Union endorses the policy that air traffic control software be maintained as a responsibility of CATCA members and that those same persons remain within the CATCA bargaining group. (April 1983)

12.35 Provision of Radar Equipment for VFR Operations

In the interests of flight safety, considering the wide divergence of types of aircraft involved and the mix of IFR and VFR operations, the Union supports the necessity of radar displays being available in all control towers where there is adequate radar coverage. At those control towers where there is inadequate radar coverage, the Union supports the installation of a VHF/DF. (January 1991)

12.36 Sub-standard Equipment

The Union's policy is that where it has been identified by the affected members, through consultation with the Branch Executive/Facility Steward and Regional Vice President, that a particular piece of ATC equipment does not meet the current Air Traffic Services standards, the National Executive, after consultation with NAV Canada, will establish a reasonable deadline for improvements to be made or new equipment installed. If the new/improved equipment is not completed by that deadline, the Union will fully support, including reimbursement of lost salary, any member who refuses to use the equipment. (Fall 1992)

12.37 CAATS

Any tower destined to receive CAATS should be consulted for input. (Conv. 1993)

12.38 Equipment Fit for Brightly Day-lit Room

The Union's policy is that any new and existing equipment destined for control towers meet the requirement of being clearly visible in a brightly day lit room with the appropriate eye protection being worn. (Conv. 1999)

MISCELLANEOUS

12.39 Lunch Room Standards/Provision of Lockers

The following standard has been approved as the minimum standard recommended by the Union for lunch room facilities in Canadian ATC units.

The minimum requirement for lunch room facilities, to be supplied by the Employer at ATC Units and at Regional and Air Services Training Schools, will be as follows:

Units with three (3) or less persons on duty during the hours of 0700 - 2000 local.

Operating two burner hotplate, microwave oven, refrigerator, cooled drinking water, hot water supply and cabinet for storage of utensils, etc., all to be accessible without employees having to leave their place of work.

Units with more than three (3) persons normally on duty during the hours of 0700 - 2000 local.

Operating three burner hotplate, or 30 inch 220-volt electric range, microwave oven, refrigerator, sink with hot and cold running water, tables and chairs in sufficient quantity, and cabinet for storage of utensils, etc., all located in a separate room used solely as a lunch room and on the same floor level as the normal operating position of the majority of controllers.

In addition to the above, the Employer shall provide, at no expense to the employees, lockers in sufficient quantity so that each controller will have ready access to their own locker in which to secure their personal effects. (Fall 1973)

12.40 Occupational Health Program

The Union is fully in support of the Physical Fitness portion of the ATC Occupational Health Program but is opposed to any attempt by the Employer to make it compulsory in any of its aspects. (Fall 1978)

12.41 Compulsory Insurance

The Union shall not enter into any insurance program which has a compulsory condition of membership, unless approved by a National referendum. (Conv. 1985)

12.42 Pension Plan

If or when permitted by law, the Union will promote or propose a pension plan which reflects a normal operational career of 25 years and provide for voluntary retirement, without penalty, with indexation, at 70% of the pensionable income, after 25 years of operational service. (Conv. 1993)

12.43 Active Members' Liability

The Union shall indemnify and save harmless any active members acting under a mandate from the Union and their heirs, executors, administrators and other legal representatives from and against all costs, charges and expenses, including any amount paid to settle an action or satisfy a judgement, reasonably incurred by the members in respect of any threatened, anticipated, ongoing or concluded civil, criminal or administrative action or proceeding to which the members may, are or were made parties by reason of being or having been members of the Union, except where the members failed to act honestly and in good faith with a view to the best interests of the Union or, in the case of a criminal or administrative action or proceeding that is enforced by a monetary penalty, where the members did not have reasonable grounds for believing that their conduct was lawful. (Conv. 1993)

12.44 OSI Chairs

The Union is opposed to the appointment of OSI Chairs that are not at arms length from the occurrence or the employees involved. (July 1998)

12.45 Activity Contravening Union Policy

If ordered by the employer to participate in an activity that contravenes Union policy, the affected member shall, as soon as possible, inform his/her branch chairperson or facility steward of the situation.

If the member fails to inform their representative as specified above, participation shall be considered to be "voluntary assistance to the employer" and shall be dealt with as such. (Conv. 1999)

SECTION IV: FINANCES

1. BRANCH/FACILITY FUNDS

1.1 Expenditure of Branch/Facility Funds

The expenditure of Branch/Facility funds in its possession is the sole responsibility of the Branch/Facility. They may be expended for any reason directly related to the operation of the Branch/Facility. Each branch/facility shall have an annual accounting of branch expenses and revenues. This accounting shall be undertaken by at least two (2) volunteers who are not members of the branch executive. No fees shall be charged for this accounting. This accounting shall ensure that expenses are properly receipted and are related to the operation of the branch.

Each Branch/Facility should establish a bank account with three authorized signing officers, any two of whom may authorize cheques. Each Branch/Facility should establish the maximum expenditure which may be made by the Branch Executive/Facility Steward without prior approval by a Branch/Facility meeting.

1.2 New Branch/Facility

When a new Branch/Facility is formed, a grant of funds should be made to it from those funds held by the Branch/Facility from which it was formed, in order that there may be operating capital until its first rebate payment is received.

1.3 Branch/Facility Dues

On the written authorization of a member, the Executive Vice President may deduct Branch/Facility dues from the member's salary. Such dues will be remitted to the Branch Secretary-Treasurer/Facility Steward quarterly with the Branch/Facility rebates.

2. BRANCH/FACILITY REBATES

2.1 Monthly Amount

Branches and Facilities which have less than 40 members receive a fixed amount of \$175.00 and Branches with 40 or more members receive \$5.00 per member. This monthly amount to be paid every three months beginning in January of each year. (Conv. 1999)

2.2 Basis for Dues Rebate

Dues rebates are based on the membership records held at the National Office. Employees on dues check-off whose affiliation is unknown have their dues records held separately and no dues rebate is issued even though they may be CATCA members. All employees are assigned when the Branch/Facility reports their arrival. The rebates for the President, Executive Vice President and full-time Vice President are made to their Branch/Facility.

2.3 Authority to Withhold Rebates

The National Executive has the authority to withhold payment of rebates when it judges that the Branch/Facility is in non-compliance with the By-laws, this Manual, or any resolution, direction or instruction of the Convention, the Board, the Executive, or the National Office.

The Board of Directors, at a subsequent meeting, has the authority to reverse the decision of the National Executive. (Conv. 1981)

3. DUES

3.1 Structure

- a. *Members on LWOP* – When Active Members are on LWOP, their dues for that period shall be reduced to \$0.00. (Spring 2005)
- b. *Members on LTD* – Active Members on Disability Insurance (DI) who are not participating in the Retraining and Reassignment (R&R) Program shall have their dues reduced to the equivalent of dues paid by Associate Members, as set in the bylaws for the duration of the LTD period.
- c. Associate, Retired Associate, Corporate Members
 - Retired Associate Members \$0.00 per year; (Spring 2004)
 - Associate Members - \$50.00 per year; (Conv. 1993)
 - Corporate Affiliate Members - \$100.00 per year. (Spring 1985)

NB

- Associate Members' dues do not include a subscription to the IFATCA Controller magazine. (Conv. 1993)
- Retired Members can continue to receive the IFATCA Controller Magazine provided it is requested in writing annually. (Spring 2004)

3.2 Associate, Retired Associate and Corporate Affiliate Due Dates

Associate, Retired Associate and Corporate Affiliate Members' dues are payable on January 1st each year, and such membership is automatically cancelled if payment is not received by March 1st.

3.3 Dues for President, Executive Vice President, and Regional Vice Presidents

Dues for full time Union Representatives shall be based on NAV Canada Salary

4. TRAVEL AND OTHER EXPENSES

4.1 Travel Status

- a. Travel status on Union business including travel outside Canada may only be authorized by the National Executive. When any uncertainty exists about the expenditure of funds, the question should be directed to the National Executive for authorization, in advance when time permits.
- b. All CATCA members on National Union business are governed by the same regulations which apply to members of the Board of Directors concerning transportation and per diem expenses and, at the discretion of the Board of Directors, depending on the nature of the task necessitating travel, are governed by the regulations which apply to members of the Board of Directors concerning accommodation expenses. (Conv. 1975)

4.2 Transportation

- a. Where air transportation is available, travel will be via scheduled air carrier at the most economic air fare available. Should alternate means be used the cost must not exceed the lowest available airfare. The President may utilize business class transportation. (Conv. 1993)
- b. For IFATCA related meetings and other International Meetings, transportation will be at the lowest available airfare for CATCA/UNIFOR LOCAL 5454/IFATCA representatives. (Fall 1998)
- c. All paid air travel for the Union will only be reimbursed if arrangements are made through the CATCA National Office, except as approved by the National Executive.
- d. No member travelling on Union business is required to start travel after a full business day if, using commercial air transportation, they cannot reach their home airport by 2359 local time in the city from which their travel originates.
- e. Where air transportation is not available, travel may be by rail, inter-city bus, or automobile. Where the claimant's personal automobile is used, payment will be made at the NCJC employer-requested rate (equivalent to the current rate for Ontario).

4.3 Per Diem

Per diem allowance will be paid for each day or portion of each day spent in travel status.

Amount

- i. \$90.00 if overnight accommodation is used, OR
- ii. \$65.00 when required to work for the day in a location other than the normal work place. When less than the full day is spent the amount of the per diem may be pro-rated (breakfast \$15.00, Lunch \$20.00, Dinner \$30.00).

(if travel is outside of Canada, the per diem shall be in U.S. funds)

The per diem is to cover all expenses other than the following:

- a. Hotel Accommodation, including taxes;
- b. Primary Transportation - e.g., air fare, rail fare, inter-city bus fare, Most economical ground transport to and from Primary Transportation depot;
- c. Car mileage;
- d. Parking;
- e. Telephone calls for Union business;
- f. Laundry and Dry Cleaning - Charges incurred, while in travel status, for laundry and dry cleaning, substantiated by receipts, may be claimed after the member has been in continuous travel status for seven days or more. When the entitlement has been established this amount will be payable from the first day in travel status. (Spring 1985).

In some unusual circumstances, actual expenses may exceed the per diem, in which case the actual expenses must be itemized and the Executive Vice President will decide whether or not the amount over the per diem will be paid.

In some countries the per diem rates may be inadequate. In these circumstances a rate shall be negotiated with the Executive Vice President prior to travel.

4.4 Accommodation

Claimants will be reimbursed for actual expenses for commercial accommodation. Board members are entitled to single accommodation, if they wish. All other accommodation will be on a shared basis unless authorized otherwise in advance, or the claimant is travelling alone, or is odd person out. Since most Union members are NAV Canada employees, a NAV Canada rate should be requested when registering and identification provided, if requested.

In the event that private accommodations are used an allowance of \$50.00 per night shall be authorized if requested.

Union Accommodations shall be approved by the National Office.

Board members may elect to use hotel accommodation when a Board Meeting is held in their home city.

Representatives with a legitimated need are entitled to single accommodation, if they wish.

4.5 Expense Claims

All expense claims must be filed with the national office not later than July 31st of the previous fiscal year in which the expense was incurred. No exception will be considered.

Board members shall submit a monthly expense claim for items not covered by Regional Budgets. National Committee members shall submit an expense statement following each meeting or group of meetings. Other members shall submit a claim immediately following or during their trip to the Board member who authorized it, in whatever form the Board member directs. Such claims shall be paid by the Board member authorizing them. Receipts are required with expense claims for all items other than per diem, overnight accommodation with friends and relatives, mileage claims or equivalent airfare claims. Copies of the Union's Expense Form may be obtained from the National Office.

4.6 Travel Outside Canada

- a. Any member required to travel outside Canada on Union business where a passport and/or visa is required will be reimbursed the passport and/or visa fee(s), and the costs incurred in obtaining passport and/or visa photographs.
- b. Where the travel requires inoculations, vaccinations, X-rays and certificates of health, these will be obtained at no cost to the member. The services of the Department of National Health and Welfare will be used for such services where possible.
- c. Where the travel incurs departure taxes, the member will be reimbursed for such costs incurred.
- d. Claims for costs incurred under paragraphs (a), (b), and (c) above will be paid only when substantiated by receipts. (Spring 1986)

4.7 Shift Coverage or Leave Without Pay

Union Leave without pay may be authorized **in writing** by a member of the Board. If reimbursement from the Union is required, claims for reimbursement shall be made on the official CATCA expense claim. Leave without pay that is reimbursed to the company by the Union, thereby leaving the members pay unaffected, must be approved by the national executive.

4.8 Calculation of Leave Without Pay

Submission of expense claims should not be delayed pending receipt of salary cheques for calculation of Leave without Pay. The members hourly rate multiplied by the number of scheduled hours of LWOP shall claimed. The actual pay stub showing the deduction shall be submitted when pay action is taken.

4.9 Advances

Advances to enable travel on approved Union Business may be requested. Such request shall normally be approved by the National Executive.

4.10 Telephone

Only members of the Board of Directors, during their term of office, may install a separate phone line for Union business (Fall 1996).

4.11 Internet

Each Board Member shall be reimbursed their monthly Internet service account fee plus applicable taxes. Costs to be allocated to their Regional telephone budget.

- a. Each member of the CATCA/UNIFOR LOCAL 5454 Technical Committee (CTC) shall be reimbursed the monthly payment plus tax, up to a maximum of \$50.00, for individual Internet service accounts. Receipts will be required. These expenses are to be allocated to the CTC budget. (Conv. 2004)

4.12 Use of Unionized Suppliers

Preference will be given to unionized suppliers. (Conv. 1999)

4.13 Other Expenses

The National Executive must approve other expenses in advance, in writing.

5. NATIONAL FINANCIAL RESPONSIBILITY

5.1 Financial Statements

The financial statement and auditor's report for the preceding fiscal year shall be published by the Executive Vice President in the September Newsletter and failing that, in the Agenda for the Fall Board Meeting. The financial statement for the three completed fiscal years previous to the Convention shall be presented to each Convention.

The Executive Vice President shall present to convention a "budget versus actual" breakdown of expenses and revenues for all fiscal years since the previous convention. (Conv. 2001)

The Executive Vice President shall also present to convention, a year to date account of “budgeted versus actual” expenditures and revenues, covering the period from the end of the previous fiscal year to the last completed month end report prior to convention. (Conv. 2001)

5.2 Statement of Revenue and Expenses

The Executive Vice President shall prepare a statement of Revenue and Expenses for each regular or special Board meeting showing funds expended in the current fiscal year up to the latest date for which figures are available.

5.3 Regional Vice President Budgets

Preliminary budgets for the Regional Vice Presidents shall be submitted to the Executive Vice President by March 31st every year. Adoption of these budgets to take place at the Spring Board of Directors’ Meeting each year.

Each Regional Vice President shall submit quarterly accountings of their regional expenses. These expenses shall be scrutinised by the N.S.T. for compliance with accepted practices for reporting and conformance with policy. These accounts will be included in the annual audit process.

5.4 National Budgets

The Executive Vice President prepares a preliminary budget for the National Executive. After review by the Board of Trustees the budget is passed to the National Executive for approval. Any differences of opinion on the proposed budget should be resolved between the Executive and the Board of trustees before the budget is presented to the Spring Board Meeting for approval.

Three (3) weeks before the Spring Board Meeting, the Executive shall cause the preliminary budget, with Board of Trustees comments, including any differences of opinions with the Executive, to be forwarded to the Board of Directors, and all Branches and Facilities. (Conv. 1999)

5.5 Legal Expenses Incurred by Regional Vice Presidents

Approval for the use of outside legal counsel, for any purpose, requires the authorization, in writing, from the Executive Vice President and at least one other board member. (Jan. 2002)

5.6 Participation in External Events – Criteria and Reports

The following criteria should be used to determine attendance:

- a. Determine current relationship with the organization;
- b. Review meeting content as it relates to CATCA/UNIFOR Local 5454's initiatives;
- c. Is it an invitation to address the body;
- d. Determine availability of transportation;
- e. Determine availability of time-off;
- f. Selection of representative;
- g. Remaining within budget. (Fall 1994)

A report of activities may be requested by the Board of Directors.

6. RESERVES

6.1 Investment of Union Reserves

CATCA Executive, through the authority of the Board of Directors, shall exercise all prudent due diligence and fiduciary responsibility that would be expected of a reasonable person in the oversight of the management of CATCA financial resources.

Union holdings shall be kept on deposit in Chartered Banks, Trust Companies, a Registered Broker Firm or a combination thereof as actual cash or securities.

These securities could include CSBs, GICs, Government TBills, Money Market Mutual Funds, corporate and government bonds rated BBB or higher at time of purchase, preferred share funds, direct or indirect investment in Real Property, ETFs or market linked GICs.

It is desirable to maintain a certain amount of liquidity in union funds to deal with unforeseen events, therefore, funds contained in the contingency reserve will be held in investment vehicles that can be easily converted to cash or cash equivalents. All other reserves shall be managed giving due regard to the nature and purpose of the reserve.

No more than 10% of the combined value of all existing reserves may be held in one investment without the approval of the CATCA Board of Directors.

The CATCA Executive shall present a comprehensive investment overview to the Board of Directors at every meeting of the board or at any time when requested to do so by the board. (Fall 2012)

6.2 Terms of Reference

The following are the terms of reference for approved Union reserves:

a. Contingency Reserve

Expenditures

Expenditures may be made from the Contingency Reserve only on approval of 75 percent of the Board of Directors. (Conv. 1997)

Operating Income Surplus

The excess of income over expenditure for any fiscal year, with the exception of amounts credited shall be put into the next operating budget. (Conv. 1997)

The Union set a goal of maintaining a Contingency Reserve of \$600,000. In support of this goal;

- a. If in any year, following the receipt of the annual audited statements, a dues holiday is granted, any further excess of revenues over expenditures and appropriations/transfers to appropriated net assets shall be placed in the contingency reserve to a maximum of the amount required bringing it to a value of \$600,000. Any further excess shall be put into the next operating budget.
- b. If in any year, following the receipt of the annual audited statements, a dues holiday is not granted, any excess of revenues over expenditures and appropriations/transfers to appropriated net assets shall be placed in the contingency reserve to a maximum of the

amount required bringing it to a value of \$600,000. Any further excess shall be put into the next operating budget.

b. Convention Reserve

The Convention Reserve was established to amortize the future convention costs over the three-year period preceding the Convention based on the Board's estimate of the expenses to be incurred.

c. Insurance Reserve

The following represent the guidelines for the use of the Canadian Air Traffic Control Union Insurance Reserve:

- Reserve to be allowed to accumulate based on the recommendation of the Third Party Administrator (2 to 5 years of plan experience);
- Reserve to be administered by Coughlin and Associates "in trust", who will report quarterly on financial status and make recommendations on improvements to its administration and/or use;
- Until the Third Party Administrator recommends otherwise, expenses to be limited to the interest paid on the trust fund;
- Expenses to be approved by the Board for the administration of the Insurance Program (e.g.: equipment acquisition, software maintenance and upgrade, labour, etc.);
- Trustees to report to the Board on the Insurance Reserve on a yearly basis through the Audited Statements. (Fall 1996)

d. Venture Fund Reserve

The following represent the guidelines for the use of the Canadian Air Traffic Control Union Venture Fund Reserve:

- Reserve to be dedicated to Education, Training, Advancement of Technology Projects, and related Social Issues;
- Expenses to be approved by the Board according to the purpose of the Reserve; therefore, expenses related to education, training, advancement of technology projects, and related social issues, as well as the administration of the Reserve itself;
- National Executive to report to the Board on the Venture Fund Reserve on a yearly basis. (Fall 1996)

e. Payout of Director Sick Leave Fund Reserve

The following represent the guidelines for the use of the Canadian Air Traffic Control Union Payout of Director Sick:

- Reserve to be for the sole purpose of payment of sick leave credits to outgoing full time elected union officials when such officials would normally be entitled to any payments as per the CATCA Collective Agreement.

7. NATIONAL EXECUTIVE AND VICE PRESIDENT SALARIES

7.1 President's Salary

Top ATC salary including ATC premium and supervisory bonus where applicable plus 26%. To calculate the top ATC salary, take one of the following salaries: Either an operational controller including ATC premium and supervisory bonus or non-op salary including supervisory bonuses whichever is higher effective July 1, 2004. (Conv. 2004)

7.2 Executive Vice President and Regional Vice Presidents Salaries

Top ATC salary including ATC premium and supervisory bonus where applicable plus 13%. To calculate the top ATC salary, take one of the following salaries: Either an operational controller including ATC premium and supervisory bonus or non-op salary including supervisory bonuses whichever is higher effective July 1, 2004. (Conv. 2004)

7.3 Bilingual Bonus for Directors

The bilingual bonus shall be paid to all members of the Board of Directors who are functionally bilingual. (Conv. 2001)

SECTION V: COMMUNICATIONS AND PUBLIC RELATIONS

1. INTERNAL COMMUNICATIONS

1.1 Channels of Communication

This section provides a ready reference for elected officials of the Union and members on the channels of communication established to ensure the orderly conduct of the Union's affairs. It is not intended, nor should it be taken as an attempt, to restrict officials or members of the Union from bringing their concerns to the notice of any level of the Union. However, where the channels defined below are not followed, it will be the responsibility of the official addressed to copy their reply to the levels that may have been by-passed or to refer the matter to the appropriate level for reply, at their discretion.

1.2 Confidentiality

With respect to the confidentiality of information, it will be appreciated that the National Office may receive correspondence or information from other unions or agencies, and from other sources, which is given on the understanding that it be restricted on a "need-to-know" basis or which may give rise to policy considerations which must initially be discussed at the Board of Directors level. It is in our interest to honour such undertakings while ensuring that each level within the Union receives the information it needs to do its job. Similarly, it is incumbent on the governing body of the Union to obtain and assess all the relevant facts before making or recommending changes in policy.

1.3 Language of Internal Communications

The Union will:

- a. Accept correspondence and grievances in both Official Languages; (Spring 1974)
- b. Publish articles and letters in Union publications in the Official Language in which they are submitted; (Spring 1974)
- c. Provide contract proposals submitted to the Employer in both Official Languages on request;
- d. Publish the CATCA Policy Manual in both Official Languages; (Spring 1974)
- e. Sign both English and French versions of Collective Agreements; (Conv. 1977)
- f. Provide all general direct mailings from the National Office to members in either Official Language in accordance with the individual's preference as filed with the National Office. Individuals who have registered no preference will be served in the English language; (Fall 1979)
- g. Produce membership cards in a bilingual format; (Spring 1979)
- h. Sub paras. (a) to (g) above specifically circumscribe the services in the French language to which the Union is committed. Correspondence received in the National Office from the membership will be replied to in the Official Language of the originator's correspondence. Bilingual members are urged to correspond with the National Office in the English

language in the interests of speed and economy. In respect of general information circulated to Branches and Facilities, only material originated by the Union is translated; (Spring 1979) and

- i. Provide bilingual Branches and Facilities mailing to those Branches/Facilities outside of Quebec who have passed a resolution at a Branch/Facility meeting requesting such a bilingual service. (Fall 1979)

1.4 Individual Members

On Union matters of general interest, members should, in the first instance, address correspondence to the appropriate member of their Branch Executive or to their Facility Steward, as the case may be. If they are dissatisfied with the response, they may then refer the matter to their Regional Vice President with a copy to the Branch Executive/Facility Steward. Finally, they may address their problem to the National Office with copies to the Branch Executive/Facility Steward and Regional Vice President.

1.5 Branch/Facility Correspondence

On routine matters of Union administration, the appropriate member of the Branch Executive and the Facility Steward may correspond direct with the Executive Vice President or the National Office. Copies should be sent to the Regional Vice President if he is likely to be involved.

1.6 National Executive Correspondence and Reports

Correspondence originated at the National Office will be copied to the Executive or the Board of Directors at the discretion of the President.

Correspondence with Branches/Facilities or members will be copied to the Regional Vice President concerned unless the information is deemed to be of a personal and privileged nature. (Conv. 1985)

Minutes of the National Convention, Board of Directors' Meetings, and National Consultation Meetings will be copied to all Branches and Facilities.

Reports from the Executive and Regional Vice Presidents to the Board of Directors will be copied to all Branches and Facilities.

Only the Board of Directors may correspond with the UNIFOR staff rep.

1.7 National Committees

Reports and correspondence will be addressed to the responsible member of the National Executive and copied to the National Office.

Correspondence with NAV Canada or other Agencies will be copied to the responsible member of the National Executive and the National Office.

1.8 Opening of Mail Addressed to Regional Vice Presidents and Executives

Mail addressed to the Executive or Regional Vice Presidents at the National Office, except that marked "Personal", will be opened and actioned or referred to the officer concerned.

1.9 Distribution

It should be recognized that information or correspondence is intended for the level to which it is addressed. However, addressees should feel free to recommend a wider distribution if they feel it would be in the best interests of the Union.

1.10 Copies

Originators of correspondence should in all cases indicate to whom copies have been sent.

1.11 Union Representatives on NCJC or Other Committees

All correspondence and reports will be addressed through the National Office.

1.12 CATCA Social Media Policy

The Union hosts social media platforms and online communities, such as Facebook, Twitter, podcasts, and blogs. Staff and members are encouraged to contribute to these social media platforms and online communities. This policy applies to all Staff and Members contributing content to official CATCA pages (as opposed to personal pages), and this content is intended to add expertise, specialized information, and at all times be congruent with the Union mission, vision and core values. This does not apply to CATCA Staff or members in their personal use of social media platforms where the staff or member makes no reference to CATCA/UNIFOR LOCAL 5454.

Social Media allows staff and members to upload media content such as photographs, video, and comments. When posting content, it is important to remember the reason for doing so, the aim of the Union is to:

- Promote CATCA's mission
- Reach a wider, more diverse audience
- Educate and inform
- Endorse ATC professionalism and the global ATC community
- Promote events
- Learn about our community and its needs

When using social networking sites administered by CATCA staff and members should:

- Promote the values and goals of the Union
- Educate and inform
- Contribute in a meaningful way
- Respect all staff and members
- Respect confidentiality of all staff and members
- Agree that the content posted will remain the property of CATCA/UNIFOR LOCAL 5454

All defamatory postings will be removed by the Union at its discretion. Defamatory postings include but are not limited to: racist, sexist, threatening, insulting, unlawful and threatening to another's privacy. Persons identified as posting inappropriate material will be permanently banned from contributing or interacting with our social media platforms or online communities.

2. PUBLIC STATEMENTS

2.1 Public Statements - Authority

- a. Under normal circumstances, it should not be necessary for any Union official, except the National Executive, to make any official statement or press release without first consulting with and receiving authority from the National Executive.
- b. Union Spokesperson
The President will act as spokesperson for the Union; Regional Vice Presidents may issue statements on national issues authorized by the Executive. Other members are not authorized to make statements in the name of the Union.

Members should be warned that statements which may be construed as criticism of the NAV Canada or Government, its policies, or practices may result in severe disciplinary measures by NAV Canada or the Department of Transport

The Union shall make no public comment on the acceptability of a proposed settlement until the results of the ratification vote are made known. (Conv. 1999)

2.2 Public Statements - Guidelines

The following guidelines are meant to be used primarily during contract negotiations when time or circumstances may not permit consulting the Executive, but will also apply whenever such consultation, for whatever reason, is impossible.

- a. **Guidelines for National Executive** - The National Executive will:
 - Issue press releases;
 - Make official union statements on matters of national scope;
 - Be available for interviews by the national media;
 - Participate in nation-wide phone-in and talk shows;
 - Handle Ottawa-area media relations, as required, after consultation with the headquarters regional vice president and the branches/facilities concerned;
 - Forward to regional vice presidents and branches/facilities, if required, information on facts and policies of the union for regional and/or local publicizing;
 - After consultation, grant authority to regional vice presidents to act as spokesmen for the union on certain specific matters.
- b. **Guidelines for Regional Vice Presidents - The Regional Vice Presidents will:**
 - Make statements on regional issues to regional media;
 - Participate in regional phone-in and talk shows;
 - Grant interviews to regional media;

- Relay to regional media information received from the national executive;
- c. **Guidelines for Branches/Facilities** - *Branch Executives/Facility Stewards will* always consult with their respective Regional Vice President first, and then:
 - Grant interviews to local media, dealing strictly with facts; and
 - Relay information to the local media as required by their respective regional vice president.

Always — but particularly during periods of stress — remember that only the Union President and Vice Presidents are the official spokesmen for CATCA. As employees of NAV Canada / federal public servants, you are open to disciplinary action by the Employer if you make any statement that is critical of NAV Canada / Government policies, practices, or actions.

When being interviewed or as a guest on a radio or TV show, remember to stick to facts and maintain a business-like approach. Hosts of talk and phone-in shows are paid to make their shows interesting and will often attempt to induce their guests to make controversial statements.

Be aware of this fact. Don't let your temper flare up. Make no rash statements or threats. Don't answer insulting or irrational calls or questions in the same manner; remain calm, factual and, if possible, polite.

3. PUBLIC RELATIONS

3.1 **CATCA Awards**

In order to recognize members who exemplify professionalism and dedication to Air Traffic Control, the Union has two awards: (Spring 2004)

- a. **CATCA Award of Honour** - Awarded to air traffic controllers who have displayed exemplary professionalism in recognition of meritorious action taken during a time of duress which enabled the preservation of safety of passengers, aircrew, and aircraft.
- b. **CATCA Award of Merit** - Awarded for personal contribution to individuals who have displayed an unselfish dedication to the Union, its goals, and their fellow members. (Spring 2004)
- c. **CATCA Volunteer Service Award** – Awarded to acknowledge the great contributions CATCA members make to the Association. The award winners have given countless personal hours to better the working conditions of their fellow controllers.

Procedures for Awards

1. Any eligible person may be nominated for either award by any member of the Union. The person making a nomination should provide complete details outlining the circumstances of the event(s) giving rise to the nomination, and a resume of the nominee.
2. Nominations for awards shall be forwarded to the Union's National Office in time for consideration by the Board of Directors at its Fall meeting each year. The deadline for nominations will be October 1.

3. The Board of Directors shall select from among the nominations the individuals it considers appropriate as the recipients of the awards.
4. There shall be a maximum of one individual selected for the CATCA Award of Merit annually, except in those circumstances where the Board of Directors is of the opinion that no appropriate recipient is among the nominees.
5. There shall be a maximum of one event selected for the CATCA Award of Honour annually, except in those circumstances where the Board of Directors is of the opinion that no appropriate event took place to warrant this award. There could be more than one controller associated with the single event selected for the Award of Honour.
6. All awards shall be presented at the National Convention. (Conv. 1989).
7. All awards shall take the form of an appropriately engraved plaque.
8. A roll of honour will be maintained in the National Office listing all recipients of the awards.

3.2 CATCA Scholarships

A Scholarship Award Program, sponsored by CATCA/UNIFOR Local 5454, provides financial assistance to children of Active or Former Members who are in pursuit of full-time post-secondary education or undertaking NAV Canada ATC training (Fall 2009).

Two (2) scholarships will be awarded annually to the winning students or trainees, who will be selected by an independent committee composed of recognized academic and professional representatives. The award will be renewable annually to a maximum of four (4) years upon proof of enrolment for academic winners and will be awarded once for ATC trainees (Fall 2006/Fall 2009)

The program will be open to sons and daughters of Active Members who are in good standing or Former Members; Former Members must have served a minimum of 20 contiguous years within the Union and must have left the Union from a position in which they could earn a pension, including those who took commuted value. (Conv 2013)

Eligible students must be enrolled in a full-time post-secondary educational program or the NAV Canada ATC Training program. Applicants will be required to submit a personal résumé, along with two papers as follows:

1. 150-200 words outlining what their personal contributions to society have been, and
2. 150-200 words outlining what contributions they intend to make to society in their adult life.

Applications must be accompanied by records of academic achievements and letters of recommendation from at least two sources (not family members) who are familiar with their abilities and performance records.

Applications are available from the CATCA National Office.

SECTION V : COMMUNICATIONS AND PUBLIC RELATIONS

Applications, transcripts, recommendations, records and other supporting documents must be submitted to the Executive Vice President before August 31 of each year. All applications will be freed of personal identification and forwarded to the Selection Committee who will select the winners. The winners will be notified and their names will be published on catca.ca.

The Executive Vice President is responsible for administering the program. (Spring 1999)

SECTION VI: COMMITTEES

A: FORMATION OF COMMITTEES

When the need for a committee is identified by the Board of Directors, the Board will appoint a committee and ensure its effective function by:

- a. Formulating specific guidelines and objectives and budgets;
- b. Requiring the committee to present a report detailing the actions and expenditures of the committee, to the regular Spring and Fall Board meetings. This report must be published and distributed to all Branches and Facilities prior to the Board meeting. (Conv. 1975)

For current list of Committee members, please see [Appendix G](#).

1. CATCA CONTRACT COMMITTEE

See [SECTION VII: 2](#).

2. CATCA BOARD OF TRUSTEES

2.1 Composition

The Board of Trustees shall be appointed by the Board of Directors and consist of a Chairperson and not less than two other members. The Board of Trustees shall report directly to the Executive Vice President.

2.2 Term of Office

The term of office for all members shall be three years commencing on January 1 of the year following the triennial convention. The Board of Directors shall appoint the members at or prior to the Fall Board meeting prior to the period of appointment.

2.3 Duties

The duties of the Board of Trustees shall be as follows:

- a. Assist, as requested, the Executive Vice President in the discharge of his duties related to the financial affairs of the Union.
- b. Review the Auditor's Report prior to its presentation to the Union, make any observations felt necessary on the previous year's financial operations and make recommendations to the Board of Directors.
- c. Review the draft budget prepared by the Executive Vice President and make suggestions and recommendations to him/her for consideration by the National Executive prior to its review of the draft budget.
- d. Review annually the discretionary allowances paid to officials of the Union and the per diem rates payable for travel expenses, and make recommendations for changes as required, in a written report to the Spring Board meeting each year.

- e. Review the financial position of the Union with the Executive Vice President biennially and make recommendations for changes to the dues structure, or maintenance of current dues, in a written report to the National Convention.
- f. The Executive Vice President and the Board of Trustees will meet as required to discuss the Union's financial operation and investment status.
- g. Semi-annual reports to the Spring and Fall Board Meeting shall be submitted to the Board of Directors to keep it informed of the Board of Trustees' performance.
- h. Research any project requested by the Board of Directors or the National Executive. (Fall 1995)

3. CATCA NATIONAL CONVENTION COMMITTEE

3.1 Composition

The Convention Director shall be appointed by the host Branch prior to July 1 of the year of the preceding Convention. Other members, as required, shall be appointed by the Convention Director but must include a Treasurer. (Conv. 1985)

3.2 Term of Office

The term of office of the Committee shall commence on July 1 of the year of the preceding Convention and shall be continued until all activities of the Committee have been finalized to the satisfaction of the Board of Directors. (Conv. 1985)

3.3 Duties

- a. Through liaison with the National Office, ensure that proposed social functions do not infringe on or conflict with the business schedule of the Convention.
- b. Provide an organization to register delegates.
- c. Provide a detailed report on the Committee's activities to every regular Spring and Fall Board meeting following the preceding Convention while the Committee is in existence, and at such other times as the President may direct.
- d. Provide advance information to all Branches and Facilities on Convention arrangements not less than sixty (60) days prior to the commencement of the Convention.
- e. Provide similar information to the National Office as required for CATCA publications, and the publications of other organizations.
- f. Make appropriate arrangements for local Public Relations activities.
- g. After consultation with the National Office, prepare a list of local and provincial invited guests and arrange for invitations to be sent to them.

SECTION VI: COMMITTEES

- h. To the extent practicable and consistent with the purposes of the Convention, respond to special requests of delegates, candidates for National Executive office, and other participating individuals or groups.
- i. Provide for the Spring Board Meeting in the year preceding the Convention a complete cost estimate for the Board's approval. Once the budget is approved, each expense of \$5,000 or more is to be presented to the National Executive for approval at their next meeting, along with a plan to finance the expenditure, before a firm commitment is made by the Organizing Committee to any suppliers/ providers. (Spring 1997)
- j. Conduct a fund-raising campaign designed to underwrite the non-business costs of the Convention that will not conflict with the fund-raising activities of the National Office.
- k. Maintain a bank account in the name of the Committee for the handling of all funds expended by the Committee. All cheques drawn on this account must bear the signature of the Committee Treasurer and at least one other member of the Convention Committee.
- l. The Committee Treasurer shall maintain an accounting system approved by the Executive Vice President for all funds received by and expended by the Committee. This system shall also record all donations or grants to the Convention whether in the form of cash or any other form. Financial statements (with copies of invoices or vouchers) shall be forwarded to the National Office to be presented to Spring and Fall Board Meetings following the preceding Convention while the Committee is in existence, and at such other times as the President may direct, along with the activities report. (Spring 1997)
- m. Within three months after the Convention, render a completed accounting to the National Office, including all original invoices and/or vouchers and final reports of every sub-committee. Any financial surpluses generated by the Organizing Committee should be administered in the following fashion: the first \$2,500 is to be kept by the Organizing Committee. Additional monies are to first be used to reimburse the National Office for the advance paid to the Organizing Committee; second, to reimburse any sponsorship secured by the National Office for the Organizing Committee. Any amount left after this is to be split 50/50 between the Organizing Committee and the National Office. (Spring 1997)
- n. Minutes of all meetings of the Committee must be kept and copied to the National Office immediately following the meeting.

3.4 Shift Coverage

A maximum of \$4,000.00 is authorized to be used at the discretion of the Convention Director for shift coverage. Such shift coverage shall be accounted for in the final accounting.

3.5 Hotel Negotiations

Once the offer to host a Convention has been accepted, the National Office will be responsible for all negotiations with prospective hotels. The Board of Directors is responsible for final selection and approval of the Convention hotel.

3.6 Terms of Reference – Convention Chairperson

- a. The Chairperson of the National Convention shall be an Active or Associate member of the Union, who is neither a member of the Board of Directors nor a delegate to the Convention.
- b. The selection of the Chairperson shall be made by the Board of Directors at the Fall Board meeting immediately preceding the Convention.
- c. The duties of the Chairperson shall be to supervise and control the Convention proceedings in accordance with the published agenda and the By-Laws and policies of the Union. In so doing he will be responsible specifically for:
 - i. In consultation with the President, determining the hours of the business sessions of the Convention;
 - ii. Establishing that a quorum exists at all times the Convention is in session;
 - iii. Within the strictures of (i) above, calling the sessions to order at the agreed hour;
 - iv. Ensuring that all delegates and Board Members who indicate a wish to speak are recognized;
 - v. Requiring that all speakers address the matter under discussion;
 - vi. Halting discussion on any subject when all points of view have been expressed;
 - vii. Ensuring that all motions and amendments are properly put before the delegates;
 - viii. Establishing the voting results on each resolution or amendment;
 - ix. Ruling on procedural questions as guided by Robert's Rules of Order (Newly Revised);
 - x. Co-operating with the Convention committee to the extent that it does not interfere with the business of the Convention.

4. CATCA INSURANCE TRUST FUND TRUSTEES

4.1 Purpose

To administer the “Canadian Air Traffic Control Association Insurance Trust” as per the Trustee Agreement.

4.2 Qualifications

Trustee appointments shall be made by the Board of Trustees of the Fund as per the Trustee Agreement, but must include a member of the current CATCA National Executive Committee.

All Trustees must have had experience at the National Executive level of the Union.

5. NAV CANADA OCCUPATIONAL SAFETY AND HEALTH POLICY COMMITTEE - CATCA REPRESENTATIVE

5.1 Composition

Each of the eight unions representing employees at NAV Canada is authorized to select one member. In the event a union representative is not selected, the applicable union president will be the point of contact for NCOSHPC related issues.

5.2 Term of Office

The term of office for the CATCA OSHC representative shall be three years commencing January 1 of the year following the triennial convention. The Board of Directors shall appoint the Representative at or prior to the Fall Board meeting prior to the period of appointment.

5.3 Duties

The NCOSHPC shall be the forum for joint labour-management consultation on occupational safety and health issues. It will look at longer term, broader, strategic and emerging OSH issues and through its reviews, provide corporate leadership and strategic direction to OSH workplace committees and representatives.

The core mandate of the NCOSHPC is to identify issues and make recommendations to senior management as well as participate in the drafting of policies relating to workplace safety and health.

The Committee will meet during normal working hours and not less than four times per year. Special meetings, if required, will be held at the request of the co-chairpersons. Subject to the following paragraph, travelling expenses, including meals and accommodation related to participation into committee meetings are not to be compensated by the employer.

Prepare a written report on the current work of the NCOSHPC to the Spring Board Meeting, Fall Board Meeting, and the National Convention.

6. ELECTIONS COMMITTEE

6.1 Composition

The Elections Committee shall be appointed by the Board of Directors and consist of a no more than four members. The Elections Committee shall report directly to the Board of Directors.

6.2 Term of Office

The term of office for all members shall be three years commencing on January 1 of the year following the triennial convention. The Board of Directors shall appoint the members at or prior to the Fall Board meeting prior to the period of appointment.

6.3 Duties

The duties of the Elections Committee shall be as follows:

- a. To oversee all elections of the union.
- b. Review election procedures to ensure that they meet the standards of the association and are followed accordingly. Propose changes as required to the Board of Directors.
- c. Prepare a written report on the current work of the Elections Committee to the Spring Board Meeting, Fall Board Meeting, and the National Convention.
- d. Research any project requested by the Board of Directors or the National Executive.

SECTION VII: COLLECTIVE BARGAINING

1. DESIGNATED EMPLOYEES

1.1 General

The decision of the CIRB (Lordon, NAV Canada 2002 53107 (CIRB)) will determine the number of designated employees.

2. CONTRACT COMMITTEE

2.1 Composition and Responsibilities

The contract committee shall be comprised of the following 20 elected members:

1. President
2. Executive Vice President
3. RVP Pacific
4. RVP Prairie
5. RVP Central
6. RVP St-Laurent
7. RVP Atlantic
8. IFR Vancouver ACC and Tower
9. IFR Toronto ACC and Tower
10. IFR Edmonton ACC
11. IFR Winnipeg ACC
12. IFR Gander ACC
13. IFR Moncton ACC
14. IFR Montreal ACC
15. VFR Central
16. VFR Prairie
17. VFR Atlantic
18. VFR Pacific
19. VFR Bilingual (All Quebec Towers including Ottawa Tower)
20. Non Operational Members

The Contract Committee will provide a complete copy of the contract proposals to each Branch and Facility, once they have been presented to representatives of the employer (Conv. 1997).

2.2 Branch/Facility Committees

Each Branch/Facility shall form a standing committee to prepare contract proposals.

This committee will present proposals for discussion at a Branch/Facility meeting or a Branch Council meeting to determine their validity and rank them in order of priority.

These proposals will be forwarded to the Contract Committee in sufficient time to be useful. (Conv. 1987)

3. VOTING PROCEDURE FOR COLLECTIVE BARGAINING ISSUES

3.1 Action Required by Branch Executives and Facility Stewards

- a. Review the voters' list for the Branch/Facility (unit) and check it against the list of non-members provided by the National Office. There will be cases where members are away on vacation, or on other business, and will wish to vote at the nearest Branch/Facility. In these cases, if the visitor is not personally known to the local office holder, proof of entitlement to vote, in the form of a CATCA membership card and an ATC licence should be demanded. The names of such members, and their home Branch/Facility, are to be included in the voters' list.
- b. Ensure that membership application cards are available for non-members who may wish to become eligible to vote.
- c. Arrange for ballot boxes as required and appoint scrutineers.
- d. The ballots, the preamble to the voters' list, and the voters' list itself, will be supplied by the National Office.
- e. Voters will sign the voters' list as having read the preamble and having received their ballots.
- f. Membership application cards signed at the time of balloting are to be returned with the ballots to the Regional Vice President and forwarded by him to the National Office.
- g. Proxy votes will not be allowed in ratification or strike votes since the procedures detailed above provide ample opportunity for all members to vote.

3.2 Voting Returns

- a. Ballot boxes shall NOT be opened for counting until a specific EST hour as decided by the National Executive. It is of the utmost importance to internal solidarity that ballot boxes not be opened or votes counted prior to this time.
- b. Election officers will be responsible for appointing scrutineers as well as for the counting of the ballots, which preferably should be scrutinized by an independent and uninvolved responsible third party.

SECTION VII: COLLECTIVE BARGAINING

- c. Election Officers shall report the total count of members eligible to vote and the number of ballots cast for and against each issue, by telephone and e-mail to the the Returning officer, and send the ballots and the signed voters' list to him by Registered Mail. The same information shall also be sent to the National Office immediately by e-mail in the following manner:

Branch/Facility Name		Total ballots cast		
Question 1	For	Against	Spoiled Ballots	
Question 2 (Conv. 1999)	For	Against	Spoiled Ballots	

- d. Returning officers shall report the totals to the National Office by email two hours after the ballot boxes are opened.
- e. No ballots shall be destroyed until authorized by the Board of Directors.
- f. No indication is to be given to the media, either by the Branch/Facility, Elections Officers, Returning Officers, or Regional Vice Presidents, of either Regional or Branch/Facility voting results. The announcement of only the national vote will be released by Directors prior to the release of same to the news media by the National Office.

4. STRIKES

4.1 National Executive Responsibility in the Event of a Strike

- a. Provide the terms to be voted on by the membership;
- b. Announce the results of such votes on a national basis;
- c. Co-ordinate overall plans for the strike;
- d. Issue all national press releases and policy statements;
- e. Try and bring about a satisfactory conclusion to the dispute;
- f. Issue the necessary information to the membership to keep them advised and informed on the situation;
- g. Seek such outside help as may be necessary to assist the Union during this period;
- h. Maintain a close liaison with the Board of Directors.

4.2 Regional Vice President Responsibility in the Event of a Strike

- a. Be responsible for the voting and recording of the results within his/her region;
- b. Issue press releases or statements on a regional basis in line with those issued by the National Executive;
- c. See that all Branches and Facilities have undertaken the necessary preparations for the strike and are complying with all directions or instructions issued;
- d. See that the membership in his/her region is kept informed;
- e. Report immediately to the National Executive any incidents or problems arising prior to or during the strike;
- f. Monitor the activities of the Branches/Facilities and maintain a close liaison between them, providing assistance wherever possible;
- g. Maintain a close liaison with the National Executive.

4.3 Branch/Facility Responsibility in the Event of a Strike

- a. Be responsible for conducting the vote within their Branch/Facility and providing a location for this off the premises of the Employer;
- b. Comply with all directives and instructions issued by the National Executive and the Regional Vice President;
- c. Keep the membership advised on all aspects of the dispute and current situation;
- d. Report any incidents to the Regional Vice President as soon as possible;
- e. Attempt at all times to maintain order and discipline;
- f. Respect the law and law enforcement agencies;
- g. Remember that we are exercising a legal right;
- h. Post a list of those employees who are designated as being unable to strike or who are management exclusions so that all members will be aware who has to report for duty;
- i. Report to the Regional Vice President any members not complying with directives;
- j. For information on handling PR problems, refer to SECTION V: 2.

4.4 Strike Communications

As soon as the location of the Branch/Facility Strike Headquarters has been determined, the address and telephone number (and fax number, if any) of the site selected must be passed to the Regional Vice President by the fastest available means. Regional Vice Presidents should advise National Headquarters and their Branches/Facilities of the address and telephone number (and

fax number, if any) of the Regional Strike Headquarters (which may be the same as one of the Branch Headquarters) as soon as it is determined. A branch representative must be available either by email or phone 24 hours a day.

4.5 Reporting of Incidents During a Strike

Any incidents of significance during a strike, such as employees not designated or excluded reporting for work, unauthorized duties performed by designated employees, operation of aircraft in contravention of NOTAM's, harassment of strikers, accidents or near-misses, etc., must be reported by telephone to the Regional Vice President as soon as they occur.

4.6 Strike Action by Other Unions or Staff Unions

If picket lines are established at an airport by another union, CATCA members are required to work. When a controller has any reason to fear for his/her own safety in attempting to report for duty, he/she is not obligated to cross a hostile picket line until appropriate protection and assistance are provided by the Employer. However, upon arrival, if threatened or intimidated in any manner at the picket line, he/she should strategically retreat to avoid any open confrontation and contact management by telephone to request a police escort across the picket line.

If a strike action by other Bargaining Agents may endanger the continued use of ATC equipment or may result in other hazardous situations affecting the safety of the ATC system, the matter is to be reported immediately to a responsible NAV Canada representative and to the National Office of CATCA/UNIFOR LOCAL 5454. In the meantime, controllers are advised to use extreme caution in handling any traffic during such conditions and to ensure against over-extending the capabilities of the ATC system while relying on equipment which may suddenly become unserviceable. Traffic delays under such circumstances are usually understood and acceptable to the public in the interest of aviation safety.

5. MISCELLANEOUS

5.1 National Pay Scale

It is the policy of this Union that it will bargain only on a national level and for a national pay scale. (Conv. 1973)

5.2 Meetings with the Employer

It is in the best interest of the Union that all negotiations relating to collective bargaining be held in an open and professional manner. **Once the collective bargaining process begins, all meetings with the Employer at which negotiations take place shall include at least two members of the CATCA Contract Committee.** (Conv. 1993)

5.3 Equitable Sharing of Financial Losses

The Union endorses the principle of equitable sharing of financial loss resulting from strike action. (Conv. 1979)

Further to the above:

Be it resolved that following any legal strike or lockout action by/of member of Local 5454, a special levy of salary be collected from all members to support the policy manual, [Appendix G](#) "Insurance Trust Fund Trustees". Such levies shall continue until all members identified as having suffered financial losses due to strike action have received their

entitlement. Each member who has suffered a financial loss shall be able to access such funds as necessary to ensure an equal financial burden has been placed on all members. (April 2002)

Application:

The total number of hours of CATCA, UNIFOR Local 5454 members on strike or locked out, divided by the membership shall equal the amount of hours that each member is responsible for. The difference in the individual member's actual hourly contribution to the strike or lockout will be either reimbursed or collected at the individual's hourly rate. This shall be limited to losses of normal pay only.

Be it resolved that any member who has been on strike or locked out and has suffered a loss in Normal pay, may make an application to the Executive Vice President of Local 5454 for an advance of funds to be offset by payment from the special levy funds. Such advances shall not be withheld, save for the ability of the Union to pay. Such payments shall be to a maximum of \$600 per week of strike/lockout action. Any funds advanced shall be reimbursed to the Union directly from any monies owed the member from the special levy fund. (April 2002)

5.4 Contract Proposals

For the purposes of contract proposals, a Branch may establish a policy permitting the Branch Council meeting to act in the place of a Branch meeting. (Fall 1986)

5.5 Separate Bargaining Tables

CATCA will undertake to negotiate its collective agreements at separate bargaining tables based on bargaining units. (Conv. 1993)

5.6 Communication with the Employer

The Board will make every effort to ensure that members do not communicate directly with the employer with respect to matters relating to collective bargaining. (December 5-6, 1998)

SECTION VIII: IFATCA

1. GENERAL

1.1 IFATCA Formation

The International Federation of Air Traffic Controllers' Associations (IFATCA) was established on October 20, 1961 in Amsterdam.

CATCA joined IFATCA on April 2, 1964.

Canada is a member union within the Americas region.

Information on IFATCA policies can be found on their web site at ifatca.org.

1.2 Standing Committees

The four Standing Committees (SC) are:

- a. TOC - Technical and Operational Matters in ATC
- b. FIC - Finance
- c. PLC - Professional Matters in ATC
- d. CAC - Constitution and Administrative Matters in ATC

1.3 IFATCA Conferences

The maximum number of the official delegates is limited to four (Conv. 1987). Be it resolved that CATCA National send a minimum of three (3) representatives to the annual IFATCA conference so that meetings for all three (3) committees (A – Administration, B – Technical, C – Professional) are attended by official CATCA representatives (Conv. 2007)

Normally, the Union will send four delegates to the annual Conference. The President, or his/her designate, and the IFATCA Liaison Officer will automatically be included on the delegation. CATCA representatives on IFATCA Standing Committees will be given priority in filling other delegate positions. Members of the Board of Directors may fill any remaining positions on a rotating basis. (Conv. 1997)

In the eventuality that it is impractical to send Delegates as listed above, the Board of Directors will, by majority vote, appoint delegates to attend and at least one, if not more have held a regional or National elected position in the past (Conv 2010).

1.4 Membership Benefit to CATCA

Canada is a member of the International Civil Aviation Organization (ICAO). ICAO develops ATC procedures and operating practices, which are adhered to by member states. As a result, many of our ATC procedures and operating practices are developed by ICAO.

Through IFATCA, CATCA has an opportunity to influence decisions that are made at ICAO and the International Labour Organization (ILO) in matters that can have a direct impact on how we provide air traffic control service and our working conditions. These international organizations do not acknowledge national organizations, only international organizations.

Contacts through IFATCA, both at conferences and during the everyday operations of CATCA/UNIFOR LOCAL 5454, allow the Board of Directors to stay abreast of changing technologies and working conditions in air traffic control around the world.

CATCA has the opportunity to assist member associations at improving their ATC system and working conditions.

2. TERMS OF REFERENCE

LIAISON OFFICER TO IFATCA

2.1 Assignment of Position

The Executive Vice President shall be the IFATCA Liaison Officer

2.2 Liaison Officer's Duties

The Liaison Officer shall ensure that all incoming correspondence from IFATCA is routed to the National Office for redistribution. Other duties are as follows:

- Receive and properly dispatch correspondence with the Federation;
- Co-ordinate with the appropriate committee and/or meeting chairperson regarding requirements for CATCA representatives attending meetings and conferences;
- Arrange accommodations and registration, as directed, for CATCA representatives attending meetings and conferences;
- Attend annual conferences and regional meetings;
- Provide CATCA with timely reports on IFATCA activities and provide the Vice President Americas Region with timely reports on CATCA activities;
- Correspond with other Member Associations (MAs) on matters of mutual interest;
- Keep the President informed of the needs and requirements of Standing Committee members and other CATCA representatives;
- Perform other duties as may be identified by CATCA. (Fall 1996)

APPENDICES

APPENDICES

APPENDIX A
NOMINATION FORM – BRANCH/FACILITY OFFICIALS

I _____ nominate _____

for the position of _____.

(signature of Nominator)

I _____ accept the nomination.

(signature of Nominee)

I certify that the nominee meets the qualifications set out in the By-laws for candidates for Branch/Facility Official.

(signature of Secretary and Date)

Nominee's Career Resume

Date Joined CATCA _____

Member of _____ Branch/Facility

Grade and Specialty _____

Previous Offices held in CATCA:

APPENDIX B
LETTER TO EXECUTIVE VICE PRESIDENT FOR NOMINEE BALLOT COUNTS

TO: Executive Vice President
Canadian Air Traffic Control Association

We, the undersigned, hereby certify that the balloting for

(Specify vote being conducted)

has been conducted in accordance with all applicable rules, procedures, and By-laws of the Union. We further certify our tabulation of the above vote as follows:

_____	_____
<i>names of candidates</i>	
_____	_____
_____	_____
_____	_____
Spoiled ballots	_____

(date)

(signed)

(signed)

(signed)

APPENDIX C
LETTER TO EXECUTIVE VICE PRESIDENT FOR OTHER VOTES RECORDED

TO: Executive Vice President
Canadian Air Traffic Control Association

We, the undersigned, hereby certify that the balloting for

(Specify vote being conducted)

has been conducted in accordance with all applicable rules, procedures, and By-laws of the Union. We further certify our tabulation of the above vote as follows:

In Favour	_____
Against	_____
Abstain	_____
Spoiled ballots	_____

(date)

(signed)

(signed)

(signed)

APPENDIX D
PROCEDURES UNDER ARTICLE 9 OF SECTION III – ADMINISTRATION

1. Any resolution calling for the suspension or expulsion of a member under Article 4 of the By-laws shall be completed in the form attached and shall be signed by four members in good standing of the Association.
2. The resolution shall set out all of the facts upon which the accusers intend to rely and shall indicate the ways in which those facts constitute activity to the detriment of the Association and, where applicable, the way in which they violate the By-laws of the Association.
3. If the accusers intend to rely upon any document or documents in the presentation of the resolution, these documents shall be identified in the text of the resolution or, where they come to the attention of the accusers after the filing of the resolution, particulars shall be given the accused member forthwith.
4. Signed copies of the resolution shall be filed with the Secretary-Treasurer/Facility Steward of the Branch/Facility to which the accused member belongs, and with the Executive Vice President or an alternate as designated by the Board of Directors.
5. Immediately upon receipt of the resolution, the Secretary of the Branch shall send copies to all of the members of the Branch Executive, and the Executive Vice President/alternate shall send copies to all members of the Board of Directors.
6. If the matter is one which would normally be heard by the Branch/Facility, any member of the Board of Directors may require the hearing to take place before the Board of Directors by sending a direction to that effect to the Executive Vice President/alternate within fourteen (14) days of the receipt of a copy of the resolution. A copy of the direction shall be sent to the Secretary of the Branch or Facility Steward.
7. The Branch Executive/Facility Steward or the Board of Directors, as the case may be, shall determine whether or not a special meeting should be called for the purpose of hearing the resolution, or whether the matter should be dealt with at the next regular meeting, and shall fix a date and place for the meeting.
8. The Branch Secretary/Facility Steward or the Executive Vice President/alternate, as the case may be, shall thereupon send a notice to the accused member in the form attached which may be delivered to the accused member, either personally or by registered mail/courier, provided the notice is postmarked/dated or is in the member's possession at least fourteen (14) days prior to the proposed meeting.
9. If the accused member feels the particulars of the charge are insufficient for the member to prepare his/her case, the member may request the National Executive or Branch Executive/Facility Steward, as the case may be, to direct the accusers to provide more particulars. If in the opinion of the Executive/Facility Steward the particulars are required, they shall thereupon write to the accusers and ask them to set out their charges with more particularity. The Executive/Facility Steward may adjourn the hearing of the charges from time to time until such particulars are provided.

APPENDICES

10. Upon the hearing of the charges, the accusers and the accused member may be present at the meeting together with any person whom they may designate as an advisor. The name of any such advisor shall be supplied to the Branch Secretary/Facility Steward and the opposite party at least seventy-two (72) hours in advance of the hearing.
11. The proceedings will commence with the charges being read and the accusers invited to come forward and specify their charges and introduce whatever documents they wish to produce as evidence, and to submit whatever evidence they feel is relevant to the issues.
12. The accused member may cross-examine any of the accusers who give evidence or any other witnesses who are produced by them.
13. The accused member may then present any evidence he considers relevant, subject to the right of one of the accusers to cross-examine.
14. One accuser may present rebuttal evidence subject to the same cross-examination.
15. One accuser may then present argument and the accused member will be entitled to reply.
16. One accuser may then reply to any points raised by the defendant which had not been previously covered. If in the opinion of the presiding officer, there are any fresh points raised in this reply the accused member may reply to them.
17. The accusers and the accused member shall not participate in any vote or Board discussion relating to the resolution.
18. When the resolution is presented to a Branch/Facility, the accusers shall indicate in the course of their presentation the penalty which they propose, e.g., either suspension for a fixed period of time or expulsion. At the conclusion of the evidence, the resolution will then be put to the members attending who shall vote by secret ballot.
19. The ballots will be counted by the Branch Executive/Facility Steward who shall announce the results of the vote to the membership.
20. Where the hearing is held before the Board of Directors, the members of the Board shall discuss the charges in camera at the conclusion of the hearing and shall make a decision by recorded vote. Non-voting members of the Board will not attend. The Board may have a Secretary present as well as legal counsel to act as advisor if it so requires. No minutes shall be kept except for the recording of the vote.
21. The recorded vote shall be announced to the parties in open session immediately following the conclusion of the in-camera session.
22. Where a decision has been reached requiring the suspension or expulsion of a member, the member shall be immediately advised of his/her right of appeal.
23. In the case of appeal from a decision of a Branch/Facility, proceedings shall be carried on in the same manner as if the hearing was being originally brought before the Board of Directors.

APPENDICES

24. The failure of an accused member to attend the hearing on the resolution shall not restrict a Branch/Facility or the Board of Directors from dealing with the resolution in his/her absence, provided that it is satisfied that he has received due notice of the meeting.
25. In the event of an appeal to the National Convention, these rules shall be followed as far as applicable, subject to the right of the Convention to vary the procedures as it sees fit.

APPENDIX E
RESOLUTION UNDER ARTICLE 9 OF SECTION III - ADMINISTRATION

To the Secretary/Facility Steward of the _____ Branch/Facility and to the Executive Vice President or an alternate as designated by the Board of Directors.

Take notice that the undersigned, being four members in good standing of the Association, are of the opinion that _____, a member of the Association, has been guilty of actions detrimental to the Association and/or contrary to its By-laws, and will present a resolution to the next meeting of the _____ in accordance with Article 4 of the By-laws requiring his/her suspension or expulsion from the membership.

In support of the said resolution, we will allege that the said member has:

(Set out in detail the acts alleged.)

to the detriment of the Association and/or contrary to Article(s) _____ of the By-laws.

(Signature and date)

(Signature and date)

(Signature and date)

(Signature and date)

APPENDIX F
NOTICE TO ACCUSED MEMBER

To: **(Accused)**

Enclosed please find notice of a resolution calling for your suspension or expulsion from the Association.

This resolution will be presented to a meeting of the _____ Branch/Facility which will be held at _____ on the _____ day of _____ 19__ at _____ hours.

OR

Because:

a. You are an Office holder of the Branch/Facility or a member of the Board of Directors,

or

b. A member of the Board of Directors has certified that in his/her opinion the matter should be dealt with by the Board of Directors,

the resolution will be heard by the Board of Directors at _____ on the _____ day of _____ 19__ at _____ hours.

You are entitled to be present at the hearing, to cross-examine witnesses testifying in support of the motion, to call witnesses in reply and to make such representations as you see fit. An extract from the Policy Manual setting out the procedures to be followed is enclosed. If the hearing is before the Board of Directors and at a place other than the place where your Branch/Facility normally meets, you will be provided with your travelling expenses to attend the hearing should you request them.

Branch Secretary/Facility Steward or
Executive Vice President or an alternate as designated by the Board of Directors

APPENDIX G
2015/2016 COMMITTEE MEMBERS

BOARD OF TRUSTEES

Members

- James Legein – Vancouver ACC
- Tony Zaychuk – Edmonton ACC
- Terry Ross – Moncton ACC
- Brad Carter – Toronto ACC

CONTRACT COMMITTEE

Members

- Peter Duffey - President
- Doug Best - Executive Vice President
- Scott Shields - RVP Pacific Region
- Jerry Brodt - RVP Prairie Region
- Dave Doerksen - RVP Central Region
- Eric Vezina - RVP St-Laurent Region
- Gary Roach - RVP Atlantic Region
- Andrew Turner - YVR ACC and Tower
- Evan Kendrick - VFR Pacific
- Mike Loftus - IFR YEG ACC
- Jeff Timmy - IFR YWG ACC
- Jerry Fry - VFR Prairie
- Paul Berry - YYZ ACC and Tower
- Gord Howe - VFR Central
- Francois Bergeron - IFR YUL ACC
- Christian Lambert - VFR Bilingual
- Ian Thomson - IFR YQM ACC
- Wayne Badcock - IFR YQX ACC
- Donald Power - VFR Atlantic
- Sophie Noel - Non-Operational

ELECTIONS COMMITTEE

Members

- Chad Watt – Hamilton Tower
- Susan MacDonald – Gander ACC
- Jonathan Daoust – Montreal ACC

INSURANCE TRUST FUND TRUSTEES

Members

- Peter Duffey – President
- Doug Best – Executive Vice President
- John Redmond – Retired Associate Member

**NAV CANADA OCCUPATIONAL SAFETY AND HEALTH POLICY COMMITTEE - CATCA
REPRESENTATIVE**

Member

- Mark Bernard