



**DOMINION COMMAND**  
**CONSTITUTION & LAWS COMMITTEE**  
**29 January/ 08 February 2024**  
**MEETING MINUTES**

FILE 17-2

<b>In Attendance:</b>	Dave Gordon	Chair
	David Eaton	Vice Chair
	Gerald Budden	Member
	Bill Chafe	Member
	George O'Dair	Member
	Craig Thompson	Member
	Randy Hayley	Committee Coordinator
	Ty Backer	Assistant Committee Coordinator

**1. OPENING REMARKS**

The meeting convened by zoom video conference. The Chair welcomed all.

**2. ARTICLE III REVIEW SECTION 304/311**

**Section 304: COMPLAINT PROCEDURE:**

Based on the recommendations received from the Provincial Command C&L Chairs in 2023, the Committee reviewed a draft mediation amendment to section 304 which included separating less serious complaints (304.a i and ii) from more serious complaints (304.a iii, iv, v, vi and vii).

The Committee agreed to propose mandatory Mediation for only section 304 a. i and ii.

The Committee did not support mandatory mediation for 304 a. iii, iv, v, vi and vii.

Under COMPLAINT PROCEDURE the following will be recommended regarding Section 304 a. for sections i and ii:

- 1) *New 304 b i Complaints lodged under subsections i and ii below are subject to a mandatory mediation process. Mediation to be conducted by a mediator or mediation team as determined by the respective branch President. The mediator or mediation team shall attempt to resolve the dispute by agreement.*
- 2) *New 304 b ii If the mediator or mediation team is unable to resolve the complaint, then the mediator or mediation team shall determine if the complaint has been substantiated, and if substantiated may impose a disposition under 311 b. If the complaint is not substantiated, it shall be dismissed.*
- 3) *New 304 b iii The decision of the mediator or mediation team is final unless an error has been made in the interpretation of these bylaws in which case an appeal can be filed with the branch President within 10 days. The appeal shall be heard by a committee of three branch members appointed by the branch President. The decision of the branch appeal committee is final and cannot be appealed any further.*
- 4) *New 304 b iv Mediation will not be offered for sections 304 a. iii, iv, v, iv and vii.*
- 5) *The addition of the above amendments will require a renaming of the current sections 304 b. c. d. e. f. g. and h. to become 304 c.d.e.f.g.h.and i.*

### **Section 311 DISPOSITIONS:**

The Committee agreed to propose an amended Section 311 b to read:

- 1) *New 311 b. Where a complaint alleges only a breach of 304a i and or ii the charges may be dismissed, or if substantiated, one or more of the following dispositions may be imposed. (i and ii remain as written)*
- 2) *Insert New 311 c to read:  
where any disposition imposed under 311 b has not been fulfilled within 10 days, or such other time as may have been set, the member is automatically deprived of clubhouse privileges until the disposition is fulfilled or 12 months expires from the date of disposition, which ever occurs first.*
- 3) *Rename 311 c to 311 d.*

As a result of the above amendments the following additional amendments are required:

1. Section 306 a,b,c,d and e are no longer a requirement and can now be deleted.
2. Section 306 f to become just 306.
3. Section 306 to be renumbered to Section 305 and current Section 305 to be renumbered to Section 306 (Complaints at Command Level)

**COMMITTEE MOVED AND APPROVED**

**RECOMMENDATION TO DEC**

To amend/update Sections 304, 305, 306 and 311 of the General Bylaws as described above.

**ACTION: COMMITTEE COORDINATOR**

**3. REVIEW OF TIMELINES FROM THE PROVINCIAL C&L CHAIR RECOMMENDATIONS**

Timeline recommendations for Sections 304, 308, 309, and 310 received from NFLD/LAB were considered by the Committee. The Committee agreed that current timelines are already tight allowing for minimum flexibility and as a result, decided not to recommend any changes or updates at this time.

**4. OUTLAW MOTORCYCLE CLUB POLICY**

The Committee was asked to review the current policy and determine if it could be incorporated into the General Bylaws.

The Committee requested the Committee Coordinator to search the history and all supporting documents associated with the current policy and share with Committee members in advance of the next meeting for the Committee to review further.

**ACTION: COMMITTEE COORDINATOR**

#### **4. REVIEW OF GBL's GOVERNING SEO VACANCIES**

The Committee was asked to review sections 405 and 406 of the current bylaws regarding the process surrounding Senior Elected Officer vacancies between Dominion Conventions. As Committee member comrade Bill Chaffe had recently worked through this process as the Dominion Chair, he volunteered to send consideration points to the Committee for discussion at the next meeting.

#### **5. CLOSING**

The Chair thanked all for their participation and the meeting was adjourned.

The next meeting is proposed for March 19<sup>th</sup> at 2:30 pm EST and Committee of the Whole meeting March 21 at 2:30 pm EST.

**The recommendations contained within these minutes are subject to the approval of Dominion Executive Council or Dominion Convention as appropriate.**



---

**Dave Gordon**  
**Chair**



---

**Randy Hayley**  
**Coordinator**