

Proposed Changes to WLYSA Constitution

ONE

Current

Name

The headquarters of the Association shall be within the boundaries defined and approved by the BC Soccer Association.

Proposed

Notes from BC Soccer: Only Youth Districts are bound by BC Soccer's boundaries so you may not need to include this.

TWO

Current

Objectives

- a) "To promote, develop and administer the game of soccer at the District level."

Proposed

- a) To promote, develop and administer the game of soccer at the **Club** level.

THREE

Proposed addition to **Objectives**

- c) To maintain membership in good standing with the Cariboo Youth Soccer Association, herein after referred to as CYSA, and adhere to the Constitution, Bylaws, Rules and Regulations thereof.
- d)
- e) *re-lettering for remainder of list.*

Proposed Changes to WLYSA Bylaws

FOUR

Current

ARTICLE 1: AFFILIATIONS

4. The Youth District Association

Proposed

4. **Cariboo Youth Soccer Association**

FIVE

Current

ARTICLE 2: INTERPRETATIONS

1)a) i. "Youth District" shall mean the Williams Lake Youth Soccer Association;

Proposed

1)a) i. "**Club**" shall mean the Williams Lake Youth Soccer Association;

ii. "**Youth District**" shall mean the **Cariboo Youth Soccer Association**;

All numbering afterwards.

SIX

Current

ARTICLE 3: Membership

1) The Active Members of the Association are the applicants for incorporation of the Association, and those clubs and/or individuals who subsequently become members, in accordance with these Bylaws and, in either case, have not ceased to be members in good standing.

2) A club and/or individual may apply for membership in the Association and upon acceptance by the Association becomes a member.

Proposed

1) The Active Members of the Association are the applicants for incorporation of the Association, and those ~~clubs and/or~~ individuals who subsequently become members, in accordance with these Bylaws and, in either case, have not ceased to be members in good standing.

2) An ~~club and/or~~ individual may apply for membership in the Association and upon acceptance by the Association becomes a member.

SEVEN

Current

6) Approval of New Members

A club and/or individual may be accepted into Active Membership upon:

Proposed

6) Approval of New Members

An ~~club and/or~~ individual may be accepted into Active Membership upon:

EIGHT

Current

7) Membership Renewal

- b) Club Membership shall be renewed by submitting a copy of the applicant's current Constitution and Bylaws, a list of current Officers, and a Financial Statement along with the Membership fees to the Association by the date specified by the Association.

Proposed

Remove part B as it applies to Districts and not Clubs.

NINE

Current

8) Rights of Active Members

Active Members shall be accorded the following rights where applicable based on membership type:

A) Youth District

- a) To be governed in accordance with BCSA and the Association's published rules,
- b) To register players and team officials with BCSA and the Association,
- c) To be a Member of and register their teams with BCSA sanctioned Leagues,
- d) To enter teams in BCSA sanctioned competitions,
- e) To participate in BCSA sanctioned programs such as player, coach and referee development,
- f) To participate in Association sanctioned programs,
- g) To attend and vote, in accordance with the Bylaws, at all General Meetings called by the Association,
- h) To operate Club Leagues in accordance with BCSA published rules,
- i) To operate Player, Coach and Referee Development Programs, and
- j) To participate in BCSA Insurance Plan

Proposed

Active Members shall be accorded the following rights where applicable based on membership type:

- a) To be governed in accordance with BC Soccer, the Respective Governing Body and the Club's published Constitution, bylaws and rules,
- b) To participate in BC Soccer sanctioned competitions and tournaments,
- c) To participate in BC Soccer sanctioned programs such as player, coach and referee development,
- d) To participate in BC Soccer, the Respective Governing Body and Club sanctioned programs,
- e) To attend and vote, in accordance with the Bylaws, at all meetings of the members called by the Club, and
- f) To participate in BC Soccer Insurance Plan.

TEN

Current

ARTICLE 4: BOARD OF DIRECTORS

- 1) d) A Director shall serve for a term of two (2) years or until his or her successor is elected or appointed.

Proposed

- 1) d) A Director shall serve for a term of two (2) years or until **the individual's** successor is elected or appointed.

ELEVEN

Current

ARTICLE 4: BOARD OF DIRECTORS

- 4)b) The District Board shall notify its members of any vacancy that may occur on the Board and such vacancy may be filled at the earliest opportunity determined by the District Board, but within a period of sixty (60) days.

Proposed

- 4)b) The **Club** Board shall notify its members of any vacancy that may occur on the Board and such vacancy may be filled at the earliest opportunity determined by the **Club** Board, but within a period of sixty (60) days.

TWELVE

Current

4)c) If the office of a Director shall become vacant for any reason, with less than ninety (90) days remaining during his term of office, the Board may either;

- (a) Appoint a new Director to serve in his stead until the next ensuing Annual General Meeting;

Proposed

4)c) If the office of a Director shall become vacant for any reason, with less than ninety (90) days remaining during **the individual's** term of office, the Board may either;

- (a) Appoint a new Director to serve in **the individual's** stead until the next ensuing Annual General Meeting;

THIRTEEN

Current

4)d) If the office of the President shall become vacant for any reason during his term of office, the Vice President shall succeed him as President and the Board of Directors shall appoint a new Vice President from within the Board.

Proposed

4)d) If the office of the President shall become vacant for any reason during **the individual's** term of office, the Vice President shall succeed **the individual** as President and the Board of Directors shall appoint a new Vice President from within the Board.

FOURTEEN

Current

5)a)i) the Director is unable to perform the duties expected of the position due to, but not limited to, any of the following reasons:

- a. if she/he becomes incapable of performing the business of the Association
 - b. if she/he is absent from three (3) or more meetings of the Board without satisfactory reason
 - c. if she/he is no longer domiciled in British Columbia
 - d. if she/he becomes, or is discovered to be, an undischarged bankrupt; or
- i) the Director has compromised the integrity of the Association due to, but not limited to, any of the following reasons:
- a. if she/he has been found guilty of an offence under the Harassment Policy of BCSCA
 - b. if she/he has been found guilty of an offence involving violence under the Discipline Policy of BCSCA

- c. if she/he has failed to properly account for monies or other property belonging to the Association
- d. if she/he has been found guilty of a criminal offence regardless of whether or not the offence directly affected the Association
- e. if she/he has been found guilty of failing to act in accordance with the Conflict of Interest Policy of BCSA

Proposed

- 5)a)i) the Director is unable to perform the duties expected of the position due to, but not limited to, any of the following reasons:
 - e. if **the individual** becomes incapable of performing the business of the Association
 - f. if **the individual** is absent from three (3) or more meetings of the Board without satisfactory reason
 - g. if **the individual** is no longer domiciled in British Columbia
 - h. if **the individual** becomes, or is discovered to be, an undischarged bankrupt; or
- ii) the Director has compromised the integrity of the Association due to, but not limited to, any of the following reasons:
 - f. if **the individual** has been found guilty of an offence under the Harassment Policy of BCSA
 - g. if **the individual** has been found guilty of an offence involving violence under the Discipline Policy of BCSA
 - h. if **the individual** has failed to properly account for monies or other property belonging to the Association
 - i. if **the individual** has been found guilty of a criminal offence regardless of whether or not the offence directly affected the Association
 - j. if **the individual** has been found guilty of failing to act in accordance with the Conflict of Interest Policy of BCSA

FIFTEEN

Current

6)c) A director of the Association shall not permit his/her own interest to conflict in any way with his/her fiduciary responsibilities to the Association;

...

- e) A Director of the Association shall declare a conflict of interest and abstain from discussion or voting on any matter relating specifically to his/her involvement with another soccer organization, private business interest or outside not-for-profit or charitable organization;
- f) A Director of the Association shall not receive compensation for his/her services, except for compensation for out-of-pocket expenses incurred in the performance of his/her duties on behalf of the Association;

...

- h) Any Director who, by personal or business conduct, violates any part of Article 14 may be suspended from the Board of Directors by a two-thirds (2/3) majority vote of the entire Board of the Association concerned after an investigation has been made at which [time] the Director concerned has been given a proper hearing with full opportunity to explain his/her action. When such a hearing is being initiated, notice of such hearing shall be given to all concerned, in writing, not less than 10 working days before such hearing. Such suspension will remain in effect until ratified by the membership of the Association at its next General Meeting.

Proposed

- 6)c) A director of the Association shall not permit **their** own interest to conflict in any way with **their** fiduciary responsibilities to the Association;
- ...
- e) A Director of the Association shall declare a conflict of interest and abstain from discussion or voting on any matter relating specifically to **their** involvement with another soccer organization, private business interest or outside not-for-profit or charitable organization;
- f) A Director of the Association shall not receive compensation for **their** services, except for compensation for out-of-pocket expenses incurred in the performance of **their** duties on behalf of the Association;
- ...
- h) Any Director who, by personal or business conduct, violates any part of Article 14 may be suspended from the Board of Directors by a two-thirds (2/3) majority vote of the entire Board of the Association concerned after an investigation has been made at which [time] the Director concerned has been given a proper hearing with full opportunity to explain **their** action. When such a hearing is being initiated, notice of such hearing shall be given to all concerned, in writing, not less than 10 working days before such hearing. Such suspension will remain in effect until ratified by the membership of the Association at its next General Meeting.

SIXTEEN

Current

8)a) President [Chair]

The President shall be the Chief Executive Officer of the Association and shall supervise the other officers in the execution of their duties. He/she shall preside at all meetings of the Association and of the Board of Directors. In the event of a tie vote, he/she shall have a casting vote only. He/she shall be a member ex-officio of all committees.

Proposed

8)a) President [Chair]

The President shall be the Chief Executive Officer of the Association and shall supervise the other officers in the execution of their duties. **The individual** shall preside at all meetings of the

Association and of the Board of Directors. In the event of a tie vote, **the individual** shall have a casting vote only. **The individual** shall be a member ex-officio of all committees.

SEVENTEEN

Current

9) Nominations and Elections.

[a, b & c are REQUIRED. Choose ONE option for your organization's nomination and voting structure and delete the remaining]

- a) Nominations for positions on the Board of Directors may be made by any Member at the Annual General Meeting.
- b) Nominations and elections for open positions shall be held in the order of the positions listed in the Bylaws.
- c) Election shall be by secret ballot, but in the event only one candidate is nominated, no vote is required and the nominated candidate shall be declared elected by acclamation.

[Option #1]

- a. The President [Chair] shall be elected by majority vote, in the event no candidate receives a majority the candidate with the least votes shall be dropped from the ballot and another vote shall be held.
- b. The Vice President [Vice Chair] shall be elected by majority vote, in the event no candidate receives a majority the candidate with the least votes shall be dropped from the ballot and another vote shall be held.
- c. The Treasurer shall be elected by majority vote, in the event no candidate receives a majority the candidate with the least votes shall be dropped from the ballot and another vote shall be held.
- d. A majority of the votes cast shall be required to elect the remaining Directors.

[Option #2]

- a. All Directors shall be elected by a majority vote in the following order:
 - President [Chair]
 - Vice President [Vice Chair]
 - Treasurer
 - Remaining Directors
 -

[Option #3]

- a. All Directors shall be elected by majority vote
- b. At the first Board of Directors meeting the Board shall elect the positions of President [Chair], Vice President [Vice Chair], Treasurer and remaining Directors.

Proposed

*Members must choose 1 of the 3 options to keep in the bylaws.
Any option should also include Secretary following Treasurer.*

EIGHTEEN

Current

12) No member of the District Board shall vote on any matter directly affecting himself/herself or any team in which he is holding office or on which his/her child plays.

Proposed

12) No member of the **Club** Board shall vote on any matter directly affecting **themselves** or any team in which he is holding office or on which **their** child plays.

NINETEEN

Current

ARTICLE 5: MEETINGS

1)c) In the event a quorum is not achieved at the General Meeting, the meeting will be adjourned for seventy-two (72) hours at which time it will be reconvened with those Members are present.

Proposed

Open for discussion among members.

TWENTY

Current

ARTICLE 12: DISPUTE RESOLUTION

- 1) The Association shall adhere to the Dispute Resolution process as published and approved by BCSA from time to time.
- 2) Any member of the Association may initiate the Dispute Resolution process by communicating in writing to BCSA, with a copy to the Association, the nature and facts of the dispute. BCSA, at its discretion, may proceed with the Dispute Resolution process by assigning one or more neutral persons to the dispute.
- 3) The Dispute Resolution process shall not to be used for game discipline which follows the normal discipline and appeals process.
- 4) The Association shall make available to any member a copy of the Dispute Resolution process when requested.
- 5) The Member shall utilize all appeal and dispute resolution mechanism prior to civil litigation

Proposed by BC Soccer Bylaw Templates

- 1) Any person or organization will not take disputes to ordinary courts of law without first exhausting all available remedies as provided for by independent and duly constituted tribunals recognized under the rules of the Respective Governing Body, BC Soccer, Canada Soccer, CONCACAF, or FIFA, as applicable.
- 2) The Club shall adhere to any dispute resolution process as published and approved by the Respective Governing Body and in the case that the rules of the Respective Governing Body are silent, BC Soccer, from time to time (the "Dispute Resolution" process).
- 3) Any member of the Club may initiate the Dispute Resolution process by communicating in writing to the Respective Governing Body, with a copy to the Club, the nature and facts of the dispute. The Respective Governing Body, at its discretion, may proceed with the Dispute Resolution process by assigning one or more neutral persons to the dispute.
- 4) The Dispute Resolution process shall not to be used for game discipline, which follows the normal discipline, protests, and appeals process of the Club, any applicable Youth District Association or BC Soccer.
- 5) The Club shall make available to any member a copy of the Dispute Resolution process when requested.
- 6) The member shall utilize all appeal and dispute resolution mechanisms prior to civil litigation. BC Soccer and the Club support the principles of Alternative Dispute Resolution and are committed to the techniques of mediation and arbitration as effective ways to resolve disputes and to avoid the uncertainty and cost associated with litigation.