

Architects Act

General Bylaws of the Northwest Territories Association of Architects

Definitions

1. (1) In ~~these~~ bylaws:
 - (a) ~~[(1) MOVED to 1(2)]~~
 - (b) “Act” means the Architects Act, ~~2001~~;
 - (f) “~~Architectural Corporation~~ Firm” means a business, partnership, corporation or association of ~~firm~~ persons holding a permit to practice architecture;
 - (x) “Voting Member” means an Architect or Restricted Practitioner who is entitled to vote pursuant to Section 26 of the Act;
 - (x) “Minister” refers to the Minister of Infrastructure of the Legislative Assembly of the Northwest Territories;
 - (c) “Registrar” means the individual appointed as Registrar ~~of the Association~~ by resolution of Council;
 - (d) “President”, “Vice-President”, “Secretary”, and “Treasurer”, ~~“Vice-President” and “President”~~ mean respectively the individuals elected ~~or appointed~~ to hold those offices under ~~the Act and these~~ bylaws; and
 - (e) “Visiting Project Architect” means a ~~L~~icensee or person who holds a license pursuant to Section 28 of the Act.
- (a) Unless otherwise ~~specifically~~ defined in ~~these~~ by-laws, terms will have the same meaning as the Act.

Commented [BR1]: CHANGED definition
“Firm” is shared with the Act; “Architectural Corporation” is not necessary.

Commented [BR2]: NEW definition
Simplifies phrasing and consolidates redundancies

Commented [BR3]: NEW definition
Necessitated by bylaw 35 et al

Commented [BR4]: MOVED from 1(1)(a)

Part 1: ~~Head Office and Common Seal of t~~The Association

Head Office

2. The head office of the Association shall be located in Yellowknife.

Common Seal

3. (1) The Common Seal of the Association shall contain the words “~~The~~ Northwest Territories Association of Architects, Incorporated 2001”.

- (2) The Registrar or, in ~~his/her/their~~ absence or inability to act, the President or an individual designated by the President, shall have custody of the Common Seal ~~of the Association~~.

Use of Common Seal

- (x) When the Common Seal ~~of the Association~~ is required to be affixed to a document, ~~the seal~~ it shall be accompanied by the signatures of the President and Secretary or other Council members designated by the President.

Commented [BR5]: MOVED from 86

Banking

- X. The bank of the Association shall be a chartered bank designated by Council.

Commented [BR6]: MOVED from 87

- X. (1) Monies of the Association deposited in the Association's bank shall be withdrawn or paid out by cheque or other negotiable instrument signed by two (2) Council members designated as signing authorities, or by such other methods prescribed by resolution of Council.

Commented [BR7]: MOVED from 88(1)

- (2) The Registrar shall keep a record of all monies received or paid in a book or books provided for that purpose.

Commented [BR8]: MOVED from 88(2)

Directors Contingency Fund

- X. (3) Council may establish a Directors Contingency Fund of such amount as may be specified by Council and may authorize the Registrar or other designated individual to draw on the fund without the signature of a member of Council.

Commented [BR9]: MOVED from 88(3)
Outdated – no such fund.

- (4) The Registrar shall regularly account to Council for the use of monies in the Directors Contingency Fund.

Commented [BR10]: MOVED from 88(4)

Financial Auditor

- X. (1) The finances of the Association shall be audited annually as ~~at~~ of the 31st day of December.

Commented [BR11]: MOVED from 56(1)

- (2) The auditor shall be a professionally qualified accountant who ~~shall be~~ appointed ~~annually at the each~~ annual meeting.

Commented [BR12]: MOVED from 56(2)
CONFLICT: 52(1), 4(2)(g)
4(2)(g) and 56(2) empower members to appoint; 52(1) provides Council the power to appoint. Common practice is for members to appoint an auditor to audit Council's management of finances.

- (3) The auditor shall submit a written report for ~~the each~~ annual meeting, ~~of which~~ a copy of ~~which~~ shall be given to the members ~~present at an annual meeting~~.

Commented [BR13]: MOVED from 56(3)

- (x) Publication in ~~an the A~~nnual Rreport shall be ~~compliant with~~ ~~deemed to meet~~ this requirement.

Commented [BR14]: SEPARATED from 56(3)

Part 15: Forms

- X. Council shall prescribe ~~all the~~ forms ~~for use~~ ~~required~~ under the Act, ~~regulations~~ and ~~these~~ by-laws.

Commented [BR15]: MOVED from 144
Possibly unnecessary: bylaws denoting forms state that Council will prescribe

Part 2: Association Meetings

Meeting Quorum

- X. (4) ~~A quorum At an~~ the annual ~~general meeting of the Association~~ a quorum shall consist of be a number equal to fifty percent (50%) of ~~Voting Registered~~ Members who reside in the Northwest Territories.

Commented [BR16]: MOVED from 4(4)

- (2) ~~A quorum At any special general meetings of the Association~~ a quorum shall be consist of ten (10) ~~Voting M~~members.

Commented [BR17]: MOVED from 7(2)

- X. (5) Voting ~~m~~Members may attend ~~an~~ the annual ~~meeting and or~~ special general meeting via telephone or other electronic device, providing ~~fourteen~~ (14) days' notice is given to Council.

Commented [BR18]: MOVED from 4(5)

- ~~(6) Voting members attending the annual meeting and special general meeting by telephone or electronic device and shall have all the rights of members present at the meeting.~~

Commented [BR19]: MOVED from 4(6)

Annual General Meeting

4. (1) ~~The Association shall hold A~~ an annual meeting ~~of the Association shall be held in every calendar year~~ with the period between ~~such~~ meetings not to exceed eighteen (18) months.

- ~~(x) At each annual meeting, the Council shall submit a recommendation as to for the date and place of the next annual meeting.~~

Commented [BR20]: SEPARATED from 4(1)

- (2) The following items of business shall be dealt with at ~~the an~~ annual meeting:

- (a) Minutes of the last annual meeting and of any special meetings held since the last annual meeting;
- (b) Business arising from the ~~m~~Minutes;
- (c) Address of the ~~p~~President;
- (d) Reports of representatives of the Association;
- (e) Reports of committees;
- (f) Auditor's report;
- ~~(g)~~ Appointment of auditor;
- (h) New business;
- (i) Fixing the date and place of the next annual meeting;
- (j) Announcement of the results of the annual election;
- (k) Objection, if any, to the election results as announced; and
- (l) Induction of the president.

Commented [BR21]: CONFLICT 52(1), 56(2)
See 56(2) [now after 3]

- ~~(3) In accordance with the Architects Act only architects and restricted practitioners are entitled to vote.~~

Commented [BR22]: REMOVED: replaced with definition at 1

- ~~(4) [1] MOVED to NEW before 4~~

- ~~(5) [1] MOVED to NEW before 4~~

~~(6) ~~{1} MOVED to NEW before 4~~~~

Notice of Annual General Meeting Notice

5. (1) Notice of ~~an~~the annual meeting shall be sent to all members at least sixty ~~(60)~~ days in advance of the meeting.

~~(x)~~ Notice printed in ~~one of the~~an Association publications sent to all members at least sixty ~~(60)~~ days in advance of the meeting, shall be ~~compliant~~deemed to comply with this requirement.

Commented [BR23]: SEPARATED from 5(1)

Special General Meetings

6. (1) ~~{1} MOVED to 42~~

~~(2) ~~{1} MOVED to 42~~~~

- ~~(3)~~ A Special meeting ~~s of the Association may~~shall be held ~~at the request of when~~ considered necessary by the Council or upon written request to the Registrar signed by not less than five ~~(5) Voting M~~members of the Association.

~~(x)~~ A special meeting ~~called by members~~summoned pursuant to the written request of the ~~ten or more members~~ shall be held not more than forty-five ~~(45)~~ days after ~~receipt of the request is received by the Registrar.~~

Commented [BR24]: SEPARATED from 6(3)

Notice of Special General Meeting

7. (1) Written notice ~~to the membership calling of~~ a special meeting ~~of the Association~~ shall be sent to all members at least fourteen ~~(14)~~ days in advance of ~~the date of~~the meeting and shall clearly state the object of the meeting.

~~(x)~~ ~~and a~~No other business, other than the object stated in the meeting notice, shall be transacted at the meeting.

Commented [BR25]: SEPARATED from 7(1)

~~(2) ~~{1} MOVED to NEW before 4~~~~

Resolutions by Members

- X. ~~(3)~~ Any resolution passed at ~~an annual or~~ special ~~or annual~~general meeting shall be considered by Council at the next regular meeting of ~~the~~ Council.

Council Quorum

8. (1) ~~{1} MOVED to NEW after 42~~

~~(2) ~~{1} MOVED to 40~~~~

Rules of Procedure

9. The proceedings at any meetings of the Association and of Council shall be governed by ~~the rules laid down in the most current~~latest edition of *Robert's Rules of Order*, ~~unless otherwise noted in except as these B~~by-laws may otherwise provide.

~~Part 13: —~~ Mail Vote

- X. (x) ~~If the Council may wishes to~~ hold a mail vote on any matter or question, except for ~~the~~ enactment, amendment or repeal of ~~these~~ by-laws, ~~it shall be conducted in accordance with this Part.~~
- ~~(x) Only architects and restricted practitioners are entitled to vote at a mail vote.~~
- (1) The form of the question or the matter to be put to a mail vote ~~of architects or restricted practitioners~~ shall be determined by ~~the~~ Council.
- ~~(2) The Council shall appoint at least 2 scrutineers to count the mail votes.~~
- (1) When the form of the question or matter has been settled, it shall be sent to each ~~Voting Member~~ ~~architect or restricted practitioner~~ with
- such ~~instructions~~ ~~directions~~ ~~for as to~~ voting as ~~the~~ Council considers necessary,
 - such information as background or explanation as ~~the~~ Council directs, and
 - a date and time, specified by ~~the~~ Council, before which the mail vote must be received by the Registrar.
- (2) Immediately following the ~~date and time specified for~~ closing of the mail vote, ~~at least two~~ (2) scrutineers ~~appointed by Council~~ shall count the votes and certify the results to the President, who shall notify the membership accordingly.

Commented [BR26]: MOVED from 131

Commented [BR27]: MOVED from 132
REMOVED: replaced with definition at 1

Commented [BR28]: MOVED from 133(1)

Commented [BR29]: MOVED from 133(2)
REMOVED: combined with 134(2)

Commented [BR30]: MOVED from 134(1)

Commented [BR31]: MOVED from 134(2)
COMBINED with 133(2)

Part 3: Election to Council

Disqualification

10. If ~~a person~~ ~~individual~~ ceases to be an ~~a~~ Architect or ~~R~~ Restricted ~~p~~ Practitioner, ~~he/she is~~ ~~they are~~ disqualified from:
- ~~N~~ominating or being nominated as a candidate for election to ~~the~~ Council,
 - ~~c~~ontinuing to stand as a candidate for election to ~~the~~ Council, ~~and~~ ~~or~~
 - ~~V~~oting in an election for Council membership, ~~as the case may be.~~
- X. If a candidate ~~is~~ ~~becomes~~ disqualified or dies before nominations close, and, as a result, the number of candidates ~~is~~ ~~are~~ less than the number ~~required to fill the of~~ vacancies on ~~the~~ Council, the ~~n~~ominating ~~e~~Committee shall nominate one or more ~~other~~ ~~A~~rchitects or ~~R~~ Restricted ~~p~~ Practitioners to replace the former candidate or candidates.
- X. (1) ~~Subject to subsection (2), if~~ a candidate becomes disqualified or dies between the date nominations close and the date the election results are announced ~~by the President~~ and the disqualification or death results in fewer candidates than there are vacancies to be filled ~~on the Council~~, the election shall proceed in all respects as if the candidate had not become disqualified or died until immediately after ~~he/she was~~ ~~they were~~ elected ~~as member of the Council.~~

Commented [BR32]: MOVED from 15

Commented [BR33]: MOVED from 14(1)

- (2) ~~An person~~individual elected pursuant to ~~by virtue of the operation of~~ subsection (1) shall not be considered as having been elected to, or as having served on, Council except for the purpose of this section.

Commented [BR34]: MOVED from 14(2)

~~Nominations~~Nominating Committee

11. (1) ~~{I} MOVED to NEW after 59~~

— (a) ~~{I} MOVED to NEW after 59~~

— (b) ~~{I} MOVED to NEW after 59~~

- (c) Each nomination~~ee~~ requires the signature of two members.
- (d) The written consent of ~~each~~the nominees to act if elected shall be secured and shall accompany the list of nominees submitted to the Registrar.
12. (1) The names of all ~~persons nominated for office~~nominees shall be placed on the ballot form in groups relating to each office, ~~and~~. ~~The number and duration of vacancies to be filled shall be clear on the ballot. Ballots shall be sent to the members by the Registrar not later than forty five days prior to the annual meeting.~~
- (2) ~~Not less than forty five days prior to the annual meeting t~~The Registrar shall send to each member a list of the nominations made by the ~~N~~nominating ~~e~~Committee ~~no less than forty-five (45) days prior to an annual meeting.~~
- (3) A list of the nominees ~~published~~carried in ~~one of the~~an Association publications ~~sent~~mailed to all members at least seventy-five (75) days in advance of the meeting shall be ~~compliant~~deemed to comply with this requirement.

Withdrawal of Nominations

13. (1) ~~Any individual~~nominee~~ated~~ may withdraw provided written notification is received by the Registrar at least ~~thirty-five (35)~~ days before ~~an~~the A~~a~~nnual ~~General M~~meeting.
- (2) ~~If, after~~In the event that one or more candidates ~~have~~withdrawn, become disqualified or died, ~~if~~ the number of candidates does not exceed the number of vacancies ~~on Council~~ to be filled, no further withdrawals shall be made or accepted.

Disqualification or Death after Nominations Close

14. ~~{I} MOVED to NEW after 10~~

Late Nominations

15. ~~{I} MOVED to NEW after 10~~

Election by Acclamation

16. (x) If there is only one nominee for a position, ~~that nominee~~he/she is awarded that position by acclamation.

- (x) If there ~~is~~ are more than one nominee for a position, ~~then~~ the nominee person(s) receiving the higher number of votes shall fill that position.

Commented [BR35]: SEPARATED from 16

Ballots Mailed

17. (1) Elections shall be conducted by mail ballot.
- (2) ~~At least 45 days before the annual general meeting~~ The Registrar shall send to each ~~Voting Member~~ architect and restricted practitioner a ballot in ~~the~~ form ~~approved~~ prescribed by ~~resolution of Council~~ at least forty-five (45) days before an annual meeting.
- (3) Each ballot paper shall contain:
- (a) ~~The~~ name of each ~~nominated~~ candidate, ~~with the names~~ arranged alphabetically ~~by in order of the surnames then~~ and, if 2 or more candidates have the same surname, ~~the names of those candidates shall be arranged alphabetically in the order of their given names, and~~
- (b) ~~A~~ brief explanation ~~of ory note stating~~ the maximum number of candidates for which a vote may be cast to make the ballot valid.
- (4) ~~When a~~ ballot ~~is sent out, it~~ may be accompanied by a brief biography of each candidate ~~for election containing with~~ such information ~~about each candidate as prescribed by Council prescribes.~~

Voting

18. (1) Voting for ~~election to membership on~~ Council commences on the day the ballots are mailed to ~~Voting Members~~ architects and restricted practitioners and ends ~~at~~ noon of ~~the fifth five (5) days before~~ the annual general meeting, ~~unless otherwise or such other date as may be set by Council.~~
- (2) No ~~person~~ candidate or other individual shall campaign for or against ~~any~~ candidates ~~for election to Council~~ during the period that voting is permitted.

- (3) ~~Only architects and restricted practitioners are entitled to vote.~~

Commented [BR36]: REMOVED: replaced with definition at 1

19. (1) Each ~~Voting Member~~ architect or restricted practitioner is entitled to ~~has~~ the same number of votes as there are vacancies ~~for membership on Council, but is not required to use all votes entitled to them.~~

- (2) ~~Each architect or restricted practitioner is entitled to vote for as many candidates as there are vacancies to be filled, or for a lesser number.~~

Commented [BR37]: COMBINED with 19(1)

- (3) ~~Not more than one vote for a candidate may be cast by an architect or restricted practitioner.~~ A Voting Member may not cast more than one vote for each candidate.

- (4) ~~An architect or restricted practitioner need not cast all the votes that he/she is entitled to cast.~~

Commented [BR38]: REMOVED: redundant of 19(2)

Marking Ballots

20. (1) A ~~n architect or restricted practitioner who votes~~ Voting Member shall mark ~~their his or her~~ ballot ~~paper~~ by placing a cross ~~or thus~~ “X” on the right hand side ~~of it~~ opposite the name of the candidate or candidates for whom ~~they he/she~~ wishes to vote.
- (2) ~~The A~~ marked ballot shall be enclosed in a sealed envelope marked on the outside only with the word “BBallot” ~~without more, then.~~
- ~~— (3) The envelope marked “Ballot” shall be~~ placed in another envelope signed on the outside by the voter ~~on the outside of the envelope~~ in athe place indicated on the envelope.
- (4) No ~~identifying~~ mark ~~that identifies the voter~~ shall be placed on the ballot ~~in order to maintain a secret ballot.~~
- (5) The envelopes ~~described in subsection (2) containing the marked ballot~~ shall be sent ~~or delivered~~ to the Registrar.

Ballot Box

21. (1) Upon receipt of an envelope signed in accordance with ~~section bylaw 20(23)~~, the Registrar shall deposit the unopened envelope, or cause it to be deposited, in a locked ballot box.
- (2) An envelope not signed in accordance with section 20(~~32~~) that contains or purports to contain a ballot envelope shall be destroyed unopened.
- (3) The ballot box shall be made of some durable material, be provided with a lock and key and constructed so that the envelopes containing the ballots can be deposited in it and cannot be withdrawn from it unless the box is unlocked.
22. (1) The Registrar shall retain possession of the key while the ballot box must be locked.
- (2) The ballot box shall not be unlocked or opened during the period that voting is permitted.

Close of Voting

23. (1) The poll shall close at noon ~~five (5) on the fifth~~ days prior to ~~an~~the annual meeting and no ballots received after that time shall be considered.
- (2) ~~An ballot~~ envelope ~~marked in accordance with section 20(3)~~ that is received by the Registrar after the ~~poll closes~~date specified or referred to in subsection (1) shall be destroyed unopened.

Scrutineers Count Ballots Count

24. (1) At least fifteen (15) days before ~~an~~the annual meeting, the ~~p~~President shall appoint a Past President and two (2) members not seeking election to Council ~~and a Past President~~ to act as scrutineers.

- (2) ~~At least three (3) days prior to the annual meeting.~~ The scrutineers shall meet at a time and place designated by the ~~p~~President, ~~but at least three days prior to the annual meeting~~ and shall then receive the ballots from the Registrar.
- (3) The box containing the ballots shall be opened by the scrutineers who shall scrutinize and count the votes cast and keep a record thereof.
- (4) The three scrutineers shall:
 - (a) ~~O~~open the envelopes signed on the outside by the voters and extract the envelopes marked "~~B~~ballot".
 - (b) ~~M~~mix the unopened envelopes marked "~~B~~ballot" to maintain a secret ballot.
 - (c) ~~C~~ount the votes, and
 - (d) ~~M~~aintain such records as are necessary to ensure that the ballots have been properly cast and counted.
- (5) An envelope in the envelope signed by the voter that is not marked "~~b~~Ballot", which purports to contain a ballot paper, shall be destroyed unopened.
- (6) A ballot paper improperly marked or marked with more than the maximum number of votes permitted shall be marked "spoilt" and shall not be counted.
- (7) After counting the ballots, the scrutineers shall deliver to the ~~p~~President or the Registrar the results of the poll ~~and a sealed package containing, together with~~ the ballots and tally sheets ~~in a sealed package.~~

Secrecy

25. ~~(1) After the ballot box has been sealed a Past President, who is an architect and two (2) other scrutineers appointed by Council shall meet for the purpose of counting the ballots.~~
~~(2) The 3 scrutineers and any other person requested to be present during the counting of the ballots shall keep secret the counting of the votes, the election records and material and, until the President announces the results, the results of the election.~~

Commented [BR39]: REMOVED: redundant of 24(2)

Tie Vote

26. (1) In the ~~event~~case of a tie votes for ~~any officer or c~~Councilor, the ~~p~~President shall cast the deciding vote.
- (2) In the event of a tie vote for ~~the~~President, the most recent ~~p~~Past -President, ~~and~~ who is not a candidate ~~for Council who is an architect or restricted practitioner~~ shall cast the deciding vote~~break the tie.~~

Election Results Certified

27. (1) The ~~3~~ scrutineers shall, on determining the results of the election, prepare a list of the elected candidates and certify the results as correct.

- (2) The list of elected candidates shall be placed in a sealed envelope and given to ~~and retained by~~ the Registrar ~~until the opening of the annual general meeting.~~
- (3) At the opening of ~~an~~the annual ~~general~~ meeting, the Registrar shall give the envelope containing the election results to the current President.

Election Announcement

28. (1) At the opening of ~~an~~the ~~Annual General Meeting~~, the ~~p~~President or ~~the~~ Registrar shall inform the candidates of the results of the ~~election~~balloting.
- (2) Any objection ~~by a candidate~~ to the ~~results of the election~~poll as announced will be valid only if made immediately ~~upon being informed~~after the announcement and a ~~proper~~ motion for a recount will then be in order.

~~(x)~~ If ~~such~~ a motion under subsection (2) is made and carried, the ~~p~~President shall appoint ~~a ballot counting committee of not less than four (4) members who shall forthwith to~~ recount all ballots, ~~and~~ ~~and~~ candidates may be present or represented at such recount.

- (3) On completion of the recount, the results shall be ~~delivered~~communicated in writing to the ~~p~~President, who shall ~~then immediately~~ announce it to the annual meeting ~~immediately, and~~ ~~Such~~ recount shall be final and binding.

~~(4)~~ Following the announcement of the poll or of the recount, as the case may be, the ballots and any tally sheets shall be destroyed.

29. In the event of any failure to comply with procedure relating to ~~the an~~ election of ~~members of Council~~, Council shall have the power to take any action it deems necessary to validate the nomination, the counting of the ballots or the election.

30. The President shall announce the results of the election at the annual ~~general~~ meeting and shall call for a motion for destruction of the ballots and associated election records and material.

Commented [BR40]: SEPARATED from 28(2)

Commented [BR41]: REMOVED: conflict with 30
28(4) directs to destroy ballots.
30 directs for a motion to destroy ballots.
Common practice is for members to approve destruction of ballots, further confirming election results as final.

Commented [BR42]: Conflict with 28(4): see note.

Part 4: Council ~~Composition~~

31. ~~(1)~~ The Council shall be composed of

- ~~(a)~~ the President;
- ~~(b)~~ if willing and able to serve, the immediate Past President;
- ~~(c)~~ one person appointed by the Minister from among the general public who holds office for a term specified by the by-laws; and
- ~~(d)~~ four persons elected from the membership, one of which may be a non-resident member.

~~(2)~~ ~~{I} MOVED to NEW after 56~~

Commented [BR43]: REMOVED: redundant of Act 7(2)

~~(3) [1] MOVED to NEW after 56~~

~~(4) [1] MOVED to NEW after 56~~

~~(5) [1] MOVED to NEW after 56~~

Officers

~~32. The following are the officers of Council~~

~~(a) the President;~~

~~(b) the Immediate Past President;~~

~~(c) the Vice President;~~

~~(d) the Treasurer;~~

~~(e) the Secretary.~~

Commented [BR44]: REMOVED: redundant of Act 8(6), bylaw 34

Taking Office

33. A newly elected Council takes office immediately following the close of the annual ~~general~~ meeting at which the election results are announced and holds office until the close of the next annual ~~general~~ meeting.

Election Appointment of Officers

34. (1) At the conclusion of an annual ~~general~~ meeting, ~~the~~ Council shall hold a meeting wherein ~~and subject to any provision of this by law to the contrary:~~

~~(a)~~ the President shall designate the Vice-President, Secretary and Treasurer from among the Councilors;

~~(b) The President shall announce the names of the officers elected under subsection (a);~~

(c) ~~A~~ The Council members not holding an office shall be referred to known as “Councilors”.

Commented [BR45]: EDITED: conflict with Act 8(6)
No bylaw provision can impede the President from designating officers under the Act.

Commented [BR46]: REMOVED: unnecessary
There is no instruction as to how, when, where and to whom to announce.

Lengths of Office

35. ~~(1) The president shall be elected annually.~~

~~(2) The Ministerial Appointee member appointed by the Minister may be appointed for a time specified by the Minister.~~

(3) The ~~individual holding the office of~~ President holds ~~that~~ office for a full ~~until the annual general meeting following his/her one year term of office~~ regardless of the term of ~~their~~ ~~his/her~~ election to Council, and is then ~~becomes~~ Immediate Past President.

(4) The ~~Immediate~~ Past President may holds office ~~until the close of the annual general meeting~~ consistent with any consecutive terms of office of the immediate. ~~The term of office of the Immediate Past President can be extended to the term of office of the~~ President.

Commented [BR47]: REMOVED: redundant of Act 8(2)

Commented [BR48]: CONFLICT: Logic Loop
Act 7(2)(c) directs that a term is to be specified in the bylaws. The bylaws directing the Minister to define a term is not a conflict, but doing so effectively gives back power to the Minister (and the Act).

~~(5) Subject to section 8(5) of the Act, Councilors hold office until the close of the annual general meeting two years following their election.~~

Commented [BR49]: REMOVED: redundant of Act 8(4)

~~(6) Two Councilors shall be elected annually to take the place of the two Councilors whose terms of office have expired.~~

Commented [BR50]: REMOVED: redundant of Act 8(4)

(7) Notwithstanding anything in the ~~these~~ bylaws,

(a) ~~if a member of Council member who~~ ceases to be an ~~A~~rchitect or ~~R~~estricted ~~p~~ractitioner, ~~his/her membership on the Council shall be~~ automatically removed from Council ~~terminates, and/or~~

(b) ~~if a member of Council member whose registration is suspended shall also be suspended from, his/her membership on Council is suspended for the same period of time as his/her until their registration is suspended reinstated.~~

Temporary Absences

~~36. In the event of a temporary absence or the inability to act of the President, the Vice-President has all the powers, duties and responsibilities of the President.~~

Commented [BR51]: REMOVED: redundant of Act 8(9)

Vacancies on Council

37. ~~(1) When the office of a councilor becomes vacant, the Council shall appoint a member to fill the vacancy. The appointee shall continue in office until the next annual election at which time the vacancy shall be filled by election by the members.~~

Commented [BR52]: REMOVED: redundant of Act 8(7)

~~(2) If~~When a resident member of Council ceases to be a resident of the Northwest Territories, the office shall be declared vacant if a non-resident member is already on Council.

~~38. If the President dies or is otherwise unable to retain his/her office the Vice-President becomes President for the remainder of the term of office.~~

Commented [BR53]: REMOVED: redundant of Act 8(10)

39. If the Vice-President ~~dies or is otherwise~~ unable to retain ~~their~~his/her office or ~~the office of become~~ President, the Council shall elect another ~~in his/her place from among Council members, excepting the Ministerial Appointee,~~ to act as Vice-President for the remainder of that term ~~of office.~~

40. (1) If an officer ~~of Council,~~ other than the President or Vice President, ~~dies or is otherwise~~ unable to retain ~~their~~his/her office, the Council may

(a) ~~E~~lect ~~from among themselves a another Council member person~~ to fill ~~that~~ the office for the remainder of the term, or

(b) ~~L~~leave ~~that~~ the office vacant.

(2) If an elected ~~member of Council member dies or~~ ceases to be a Council member, the Council may

- (a) ~~A~~ppoint another ~~registered a~~rchitect or ~~r~~estricted ~~p~~ractitioner to fill the vacancy for the remainder of the term, or
- (b) ~~L~~eave the vacancy unfilled.

(2) Notwithstanding a vacancy in the membership of ~~the~~ Council, the powers and duties of Council may be exercised and performed if,

Commented [BR54]: MOVED from 8(2)

(a) ~~at least one (1) elected Council member~~architect or restricted practitioner and, if available, the Minister's appointee remains on Council, ~~or~~

(b) ~~at least 1 elected architect or restricted practitioner and one member of the public remain on Council,~~

~~the remaining members have and may exercise and perform the powers and duties of the Council.~~

Failure to Attend Council Meetings

41. (1) ~~If A~~ny ~~member of Council member who~~ is unable to attend a meeting of Council ~~he/she~~ shall so inform the Registrar prior to the meeting.

(2) ~~If A~~ny ~~member of Council member who is~~ absents ~~himself/herself~~ from three consecutive meetings of Council without the approval of Council may have their seat declared vacant by Council. ~~Council may declare his/her seat to be vacant.~~

Council Meetings

42. (1) ~~The~~ Council ~~shall~~must meet a minimum of at least six (6) times ~~a~~per year on such dates and at such times and places as it decides.

(1) Council shall meet at the call of the ~~p~~resident or upon written request ~~in writing~~ to the Registrar signed by not less than three Council ~~members~~ors.

Commented [BR55]: MOVED from 6(1)

(2) The time and place of Council meetings shall be fixed by the ~~P~~resident or by the Council ~~members~~ors, whoever called the meeting.

Commented [BR56]: MOVED from 6(2)

(2) The President may call a meeting of ~~the~~ Council at any time.

Council Quorum

X. (1) A quorum shall consist of 50% of ~~the members of Council~~ members.

Commented [BR57]: MOVED from 8(1)

(3) ~~The~~ Council members may attend meetings via telephone or other electronic device, and.

~~(4) Councilors attending by telephone or electronic device shall~~ have all the rights of members present at the meeting.

Notice of Council Meetings

43. Notice of the date, time and place of Council meetings shall be given by the Registrar to each Council member ~~of the Council~~ at least twenty-four (24) hours before the meeting.

Meeting Expenses

44. (1) ~~Members of Council~~ members and, at the discretion of Council, appointed representatives ~~of the Association, members of and~~ committees members of the Association, members invited for special purposes and ~~the~~ representatives of other organizations may be ~~reimbursed for~~ paid the reasonable ~~pre-authorized~~ out-of-pocket expenses ~~for~~ attending meetings of ~~the~~ Council or of the Association or when traveling on business of the Association.
- (2) Travel and out-of-pocket expenses referred to in subsection (1) shall not be ~~reimbursed~~ paid unless such expenditures are pre-authorized by ~~the~~ Council.

Rules of Procedure

45. ~~[Not Used]~~

46. ~~[Not Used]~~

Duties of Elected Officers

PRESIDENT

47. (1) ~~It is the duty of the~~ The President shall:
- (a) ~~to~~ preside at all meetings of the Association and ~~the~~ Council, and
 - (b) ~~to~~ perform such other functions as are required of ~~them~~ him/her under these bylaws or by Council.
- (2) ~~Except for the Complaint Review Committee, the~~ President is an *ex officio* member of all committees ~~of Council, committees of the Association and the Practice Review Board except for the Complaints Review Committee.~~

VICE PRESIDENT

~~48. In the absence or inability to act of the President, it is the duty of the Vice President to act as President.~~

Commented [BR58]: REMOVED: redundant of Act 8(9)

~~49. In the absence or inability to act of the President and the Vice President, Council will elect one of the remaining Councilors with the exception of the Ministerial Appointee to act as President.~~

Commented [BR59]: REMOVED: redundant of 39

SECRETARY

50. ~~It is the duty of the~~ The Secretary shall:
- (a) sign such documents as are necessary when the Common Seal ~~of the Association~~ is affixed unless ~~he/she is they are~~ absent or otherwise unable to do so, and
 - (b) sign certificates of registration issued pursuant to the Act ~~and Regulations.~~

Commented [BR60]: CONFLICT with Act 21(1), Act 33
The Registrar signs certificates.

TREASURER

51. ~~It is the duty of the~~ The Treasurer shall:
- (a) report to Council on the finances of the Association ~~when requested to do so,~~

Commented [BR61]: REMOVED: there are no Regulations

- (b) present a financial statement ~~at~~ the annual general meeting ~~of the Association;~~
and
- (c) perform such other functions as are required under these bylaws or by ~~the~~ Council.

Appointment of Registrars and Officers

52. ~~(1)~~ The Council shall appoint

~~(a)~~ a Registrar, who will ~~not be entitled a vote on any matter and who will be responsible to~~
~~Council have voice but no vote, and,~~

~~(b)~~ an auditor who shall be a member of the Canadian Institute of Chartered Accountants or a member of the Certified General Accountants Association of Canada.

~~(2)~~ Unless a contract of employment otherwise provides, every person appointed by the Council holds office during pleasure of the Council.

Duties of the Registrar and Appointed Officers

REGISTRAR

53. (1) The Registrar shall:

- (a) perform such duties as are specified in the Act ~~and these bylaws,~~
- (b) keep the Registers, ~~Roll~~ and ~~R~~ecords up to date, ~~and~~
- (c) perform such other duties as are assigned to ~~him/her/them~~ by ~~the~~ Council.

~~(a)~~ post a security bond, at the expense of the Association, in a sum to be fixed by Council. ~~The Registrar shall, and~~ receive remuneration as established by Council, ~~and,~~

~~(b)~~ be in responsible charge, under Council, of all property of the Association and shall be responsible for the work of all employees of the Association.

~~(x)~~ The Registrar shall be responsible for:

- (a) ~~T~~he presentation of business and recording of proceedings at all meetings of the Association and of Council;
- (b) ~~C~~onducting the correspondence of the Association and keeping full records thereof;
- (c) ~~T~~he books and accounts of the Association and ensuring that all moneys due ~~to~~ the Association are collected and deposited ~~to with~~ the funds of the Association;
- (d) ~~T~~he drawing of cheques against the funds of the Association to be signed by the Registrar and ~~P~~resident or alternates approved by Council;
- (e) ~~p~~roviding ~~from time to time~~ such information and reports as may be requested by Council; or which ~~the Registrar~~ ~~he/she~~ deems necessary in the interest of the Association;

Commented [BR62]: INSERTED from 53(4)

Commented [BR63]: REMOVED: conflict with 4(2)(g), 56(2)
See 56(2)

Commented [BR64]: REMOVED: unnecessary
Unless the bylaws state otherwise, an appointment by Council is at its pleasure, and any contract signed by Council is presumably also at its pleasure.

Commented [BR65]: MOVED from 54(a)
Unnecessary. In practice, not an employee or paid position.

Commented [BR66]: MOVED from 54(b)

Commented [BR67]: MOVED from 55

- (f) ~~M~~aintaining a register of members and licensees classified as to the respective professions,[†]
- (g) ~~m~~aintaining a register of permit holders,[†]
- (h) ~~M~~aintaining a register of graduate architects,
- (i) ~~M~~aintaining a register of restricted practitioners,
- (j) ~~P~~ublishing annually copies of these[†] “registers and, rolls and record”,
- (k) ~~P~~ublishing annually the Association’s schedule of fees, and
- (l) ~~S~~uch other functions as are necessary or expedient for the proper administration of the Act and by-laws and the affairs of the Association generally.

(2) ~~[(1) MOVED to NEW after 53]~~

(3) ~~[(1) MOVED to NEW after 53]~~

(4) ~~[(1) INSERTED into 52(1)]~~

Acting Registrar

- X. (2) ~~If the Registrar is absent or unable to act as Registrar, or if the office of Registrar is vacant, The Council may appoint an individual person as acting Registrar who shall act as the Registrar in the absence or inability of the Registrar to act or when the office of Registrar is vacant.~~

Commented [BR68]: MOVED from 53(2)

- (3) ~~When a An acting Registrar acts as Registrar he/she will have all the powers and duties of the Registrar under the Act, regulations under the Act and these bylaws.~~

Commented [BR69]: MOVED from 53(3)

54. ~~The Registrar shall~~

Commented [BR70]: REMOVED: redundant of 53(1)

(a) ~~[(1) MOVED to 53(1) combined]~~

(b) ~~[(1) MOVED to 53(1) combined]~~

55. ~~[(1) MOVED to 53(2)]~~

Auditor

56. (1) ~~[(1) MOVED to NEW after 3 “Financial Audit”]~~

(2) ~~[(1) MOVED to NEW after 3 “Financial Audit”]~~

(3) ~~[(1) MOVED to NEW after 3 “Financial Audit”]~~

Minister’s Appointee

- X. (2) ~~The person representative appointed to Council by the Minister under the provision of subsection (1)(c) hereof may attend meetings of Council and to take part in the proceedings of Council but shall not be entitled to vote on any question.~~

Commented [BR71]: MOVED from 31(2)

- X. (3) Intern Architect Representative
~~Council shall appoint a~~an Intern Architect, nominated ~~from~~ among current registered
 Intern Architects, as available, ~~shall be appointed as~~ Intern Architect Representative ~~by~~
~~Council~~ for a term of one year, ~~who and~~ may

Commented [BR72]: MOVED from 31(3)

- (a) attend meetings of Council,
 (b) take part in proceedings and vote on any resolution, and
 (c) ~~may~~ complete their term ~~notwithstanding their registration as an~~
~~Architect~~ relative to the status of their registration.

Commented [BR73]: REPHRASED: The only condition in which they could keep their term.

- X. (4) External Representatives
 Council may invite any organization or association to appoint a member of its executive
 as a representative to attend such meetings of Council as Council may determine.

Commented [BR74]: MOVED from 31(4)

- (5) Any representative invited pursuant to subsection (4) hereof, if not a member of Council,
 may be invited by Council to attend meetings of Council and to take part in the
 proceedings of Council but shall not be entitled to vote on any question.

Commented [BR75]: MOVED from 31(5)

Part 5: Committees

General

57. ~~(i) MOVED to 58~~

Standing Committees

58. (x) The standing committees of the Association are the:
 (a) ~~The~~ Complaints Review Committee,
 (b) ~~The~~ Practice Review Board, ~~and~~
 (c) ~~The~~ Registration and Licensing Review Committee, ~~and~~
 (d) Nominating Committee.

Commented [BR76]: ADDITION
 Nominating Committee is specified in these bylaws;
 however, there is no instruction for it in the Act.

- (x) ~~Unless otherwise noted~~ Except as otherwise specifically provided in this Part, nothing in
 this Part applies to the ~~Complaint Review Committee or the Practice Review Board or the~~
~~Registration and Licensing C~~committees in subsection (1).

Commented [BR77]: MOVED from 57

Nominating Committee

- X. (1) A ~~n~~Nominating ~~e~~Committee shall be appointed by Council prior to ~~an~~the annual general
 meeting to serve for the ensuing year.
 (a) The committee shall consist of three (3) members ~~of the Association~~, one of whom shall
 be a ~~p~~Past ~~p~~President, who shall ~~serve as~~ be the eChairman.
 (b) Council shall appoint members to fill any vacancies which may occur in the ~~nominating~~
~~C~~committee.

Commented [BR78]: MOVED from 11(1)

59. (1) In accordance with section 15(1) of the Act, Council shall establish a Registration and Licensing Review Committee.

Commented [BR79]: REMOVED: redundant of Act 15(1), bylaw 58(c)

(2) The operations and proceedings of the Registration and Licensing Review Committee are specified in the Act.

Commented [BR80]: REMOVED: unnecessary
This is not a bylaw.

(3) In accordance with section 15(3) and section 35(2), a member who is a council member or a graduate architect may not be appointed to the Registration and License Review Committee.

Commented [BR81]: REMOVED: redundant of Act 15(3), Act 35(2)

60. (1) In accordance with the Act section 35(1) Council shall appoint members to the Complaints Review Committee from time to time so that the Complaints Review Committee maintains a membership of three authorized practitioners.

Commented [BR82]: REMOVED: redundant of Act 35(1)
Adds no new information.

(2) In accordance with the Act section 35(2) members appointed by Council to the Complaints Review Committee may not be members of Council or graduate architects.

Commented [BR83]: REMOVED: redundant of Act 35(2)

(3) [!] MOVED to NEW Part "Conduct"

Other Committees

61. For all committees, the terms of reference of all committees shall be determined by Council, including:-

62. The Council shall

Commented [BR84]: COMBINED with 61

- (a) determine the membership and terms of office of committees of the Council,
- (b) designate the Chairman and, if necessary, Vice-Chairman of the committees, and
- (c) determine the functions, duties and responsibilities of each committee.

63. (1) The Council may appoint such other committees of Council or establish committees of the Association as the Council considers it deems necessary and shall designate the chairman and if necessary, the vice chairman of each committee so appointed.

Commented [BR85]: EDIT: removed "of the Association"
Committees can only be of Council, appointed by Council and accountable to Council. The Association (ie, members) doesn't have power to appoint.

(2) A committee of the Council or a committee of the Association may be composed of such individuals as the Council considers necessary and may include persons who are not an Architects or a Restricted Practitioners or members of the Association.

(3) Individuals appointed to a committee may be appointed for a fixed period or periods of time, and but not all committee members may need be appointed for different the same periods of time.

(4) Council may terminate committee memberships and revoke Chair and Vice-Chair appointments. Individuals appointed to a committee may have their appointments terminated at any time by the Council or have the designation of chairman or vice-chairman revoked, as the case may be.

Vacancies

64. (1) If a vacancy occurs on a committee ~~of the Council or a committee of the Association~~, the Council may
- (a) appoint an individual as a member of the committee for the remainder of the term, or
 - (b) leave the vacancy unfilled.
- (2) Pending the appointment of an individual by the Council under subsection (1), the President may make a temporary appointment.
- (3) Notwithstanding a vacancy in the membership of a committee ~~of Council or a committee of the Association~~, if a quorum remains on the committee, the remaining members, ~~if at least a quorum remains on the committee~~, have and may exercise the functions and responsibilities of the committee.
- (4) ~~If a committee Chair is in the absence or inability unable to act of the chairman of a committee, a Vice-Chairman shall act as Chairman and.~~
- ~~(x) If a committee Vice-Chair is in the absence or inability unable to act of a vice-chairman, the members present at the meeting shall elect a member to act as Chairman for that meeting.~~

Commented [BR86]: SEPARATED from 64(4)

Expenses

65. (1) Except for ~~the~~ members of the public appointed by the Minister, a member of ~~the~~ Council or a member of a committee ~~of the Council~~ is entitled to be reimbursed ~~his/her for~~ reasonable traveling, living and accommodation expenses while engaged in the business of the Association, other than in connection with annual ~~general meetings~~ or special general meetings.
- (2) Notwithstanding subsection (1), the President is entitled to be reimbursed ~~his/her for~~ traveling, living and accommodation expenses at annual ~~general meetings~~ and special general meetings.

Appointment to Other Bodies

66. ~~(1) When a request is made to the Association for the appointment or nomination of an architect or other person to a committee, council or any other body, the Council shall make the appointment if it agrees that the appointment or nomination should be made.~~
- ~~(2) Council may appoint a member to represent the Association on the Council, governing body, or committees of any other organization or association.~~

Commented [BR87]: REMOVED: redundant of 66(2)

Rules of Procedure

67. (1) Council may establish rules of order and procedure for the conduct of business of a committee ~~established by it~~.

- (2) If ~~no~~ rules of order and procedure are not established by ~~the~~ Council, the order and procedure at meetings of a committee shall be those normally accepted rules of order and procedure governing meetings of a like nature.

~~(x)~~ but if a dispute arises ~~the~~ Any dispute in a committee meeting shall be settled by the Chair~~man~~ of the meeting and ~~his/her~~their decision will be final.

Commented [BR88]: SEPARATED from 67(2)

Ex Officio Members

- X. (1) ~~An personindividual~~ who is appointed or entitled to attend a meeting of ~~the~~ Council, ~~a committee of Council~~ or a committee ~~of the Association~~ as an ex officio member

Commented [BR89]: MOVED from 140(1)

- (a) may speak on any matter before the meeting at which ~~they~~he/she attends, but
(b) is not entitled to vote on any matter.

- (2) Notwithstanding subsection (1), ~~a personindividual~~ who is an ex officio member of the Council or of any committee ~~of the Council or the Association~~, except the President, shall, at the direction of ~~the~~ Council or a committee, as the case may be, leave the meeting for the period required.

Commented [BR90]: MOVED from 140(2)

Part 6: Registers and Roll

~~68.~~ The following registers are established:

Commented [BR91]: REMOVED: redundant of Act 22, Act 31

- ~~(a) Register of Architects;~~
~~(b) Register of Licensees (Visiting Project Architects);~~
~~(c) Register of Permit Holders (Architectural Corporations);~~
~~(d) Register of Restricted Practitioners;~~

Register of Architects

69. (1) The Register ~~of Architects~~ shall contain

~~(a) at least one page for each individual registered as an architect, and~~

Commented [BR92]: REMOVED: outdated criterion

~~(b)~~ the following information with respect to each ~~a~~Architect:

- (i) full name;
(ii) date of birth;
(iii) registration number;
(iv) whether a seal has been issued to ~~them~~him/her;
(v) date the person be~~co~~mes an ~~A~~architect;
(vi) business address;
(vii) date of death;
(viii) any suspensions or cancellations of their ~~registration~~architect;
(ix) where their professional records ~~of the architect~~ are kept, ~~and~~

(x) such other information as Council may direct.

~~Register of Restricted Practitioners~~

(1) The Register ~~of Restricted Practitioners~~ shall contain

Commented [BR93]: MOVED from 73(1)

~~(a) at least one page for each restricted practitioner, and~~

Commented [BR94]: REMOVED: outdated criterion

~~(b)~~ the following information with respect to each ~~R~~restricted ~~p~~Practitioner:

- (i) full name;
- (ii) date of birth;
- (iii) registration number as a professional engineer, (if applicable);
- (iv) registration number as a ~~R~~restricted ~~p~~Practitioner;
- (v) date of registration as a ~~R~~restricted ~~p~~Practitioner;
- (vi) business address;
- (vii) any suspensions or cancellations of ~~their~~ registration as a ~~restricted practitioner~~;
- (viii) where ~~their~~ professional records of the ~~restricted practitioner~~ are kept;
- (ix) the restricted scope of ~~the practice of architecture~~ in which ~~they are individual is~~ permitted to engage; ~~and~~
- (x) such other information as the Council may direct.

(2) ~~If the Registrar makes any change to the information in the Register, t~~The Registrar shall notify ~~anthe a~~Architect or Restricted Practitioner of any change to their information in the Register~~accordingly~~.

~~(3) If the Registrar makes any change to the information in the Register, the Registrar shall notify the restricted practitioner accordingly.~~

Commented [BR95]: MOVED from 73(2)
REMOVED: combined with 69(2)

(3) ~~In a separate membership record t~~The Registrar shall maintain, ~~in a separate record,~~ information as to whether ~~anthe A~~Architect or Restricted Practitioner is a sole practitioner, in partnership, a director of ~~an architectural corporation~~, or an employee of a Firm.

(2) Information entered ~~on the Register of Restricted Practitioners~~ under subsection (12) ~~(b)~~ ~~(viig)~~ may only be removed ~~if at the direction of Council so directs~~.

Commented [BR96]: MOVED from 73(2)

(5) The Registrar shall ~~keep a record of~~ the names of all Graduate Architects in good standing.

Commented [BR97]: MOVED from 112(5)

~~Roll~~Register of Licensees (Visiting Project Architects)

70. (1) The ~~Roll~~register of Visiting Project Architects shall contain

Commented [BR98]: EDITED: correct name per Act 31(1)

~~(a) at least one page for each individual registered as a visiting project architect;~~

Commented [BR99]: REMOVED: outdated criterion

~~(b)~~ the following information with respect to ~~each Licensee~~the visiting project architect:

- (i) full name;

- (ii) license or registration number issued to ~~them~~him/her in the jurisdiction in which ~~he/she is~~they are entitled to practice architecture;
- (iii) license number in respect of the project for which ~~he/she is~~they are a ~~Project Architect~~Visiting Project Architect;
- (iv) date the individual becomes a ~~Project Architect~~Visiting Project Architect;
- (v) date the ~~visiting project architect~~ ceases to be licensed, ~~to be~~following the expiration of one year ~~following~~after the conclusion of the project;
- (vi) name and location of the project in respect of which the ~~visiting project architect~~ is licensed;
- (vii) name of the ~~Project Architect~~Architect with whom the ~~visiting project architect~~ is collaborating;
- (viii) business address;
- (ix) where the professional records of the project ~~are to be kept~~ in respect of which ~~they are~~he/she is licensed ~~visiting project architect~~ are to be kept;
- (x) any suspensions or cancellations of their ~~license~~license ~~visiting project architect~~ or ~~of the registration of the Architect~~ with whom ~~he/she is~~they are collaborating;
- (xi) date of death, ~~of the visiting project architect~~ if it occurs during the course of the project, and;
- (xii) such other information as Council may direct.

(2) [1]

(3) [1]

The Register of Permit Holders (Architectural Corporations)

(1) The ~~Register of Permit Holders (Architectural Corporations)~~ shall contain

~~(a) at least one page for each architectural corporation;~~

~~(b) the following information with respect to each Permit Holder architectural corporation:~~

- (i) full name;
- (ii) permit number;
- (iii) date of registration;
- (iv) business address;
- ~~(v) such other information as the Council requires for the purpose of the Professional Practice Regulation;~~
- (vi) any suspensions or cancellations of the ~~Firm's registration architectural corporation~~;
- ~~(viii) the full name and registration number of the Architect, Restricted Practitioner or Licensee who will serve as the a professional representative of the Firm, and who will supervise the Firm's practice of architecture in the firm as well as the its professional conduct of the firm, and;~~
- (vii) such other information as Council may direct;

Commented [BR100]: MOVED from 71(1)

Commented [BR101]: EDIT: correct name per Act 31(1)

Commented [BR102]: REMOVED: outdated criterion

Commented [BR103]: REMOVED: conflict
There is no "Professional Practice Regulation" in NWT

Commented [BR104]: REORDERED

- (2) Information entered ~~in the Register of Visiting Project Architects~~ under subsections (1)(b)(*) and (2)(f) may only be removed ~~at the direction of~~ Council ~~so directs~~.

- ~~(2) Information entered in the Register of Architectural Corporations under subsection (1)(b) (vi) may only be removed if Council so directs.~~

Commented [BR105]: MOVED from 71(2)
REMOVED: combined with 70(2)

- (3) ~~If the Registrar makes any change to the information in the Register, t~~The Registrar shall notify ~~the visiting project architecta~~ Licensee or Permit Holder of any change to their information in the Roll~~accordingly~~.

- ~~(3) If the Registrar makes any change to the information in the Register, the Registrar shall notify the architectural corporation accordingly.~~

Commented [BR106]: MOVED from 71(3)
REMOVED: combined with 70(3)

71. (1) ~~[(1) MOVED to 70]~~

(2) ~~[(2) MOVED to 70]~~

(3) ~~[(3) MOVED to 70]~~

72. ~~[Not Used]~~

73. (1) ~~[(1) MOVED to 69]~~

(2) ~~[(2) MOVED to 69]~~

(3) ~~[(3) MOVED to 69]~~

Inspection of Registers and Rollrecords

74. The Registrar shall, during regular office hours, permit ~~any~~ members of the Association to inspect ~~the information about themselves recorded in~~ the applicable ~~Register or Roll~~record to determine the information recorded about him/her.

Part 7: Registration & Membership Categories

75. (1) ~~[(1) MOVED to NEW after 77]~~

(2) ~~[(2) MOVED to NEW after 77]~~

(3) ~~[(3) MOVED to NEW after 77]~~

(4) ~~[(4) MOVED to NEW after 77]~~

(5) ~~[(5) MOVED to NEW after 77]~~

Application for Registration

- X. (1) Applications for registration as ~~an Architect~~members, ~~L~~Licensees, Permit Holders, Graduate ~~A~~architects and all applicable associate memberships~~students~~ shall be made to the Registrar ~~in the applicationa~~ forms approved by Council ~~and shall be accompanied by~~. The appropriate registration fee ~~shall accompany the application~~.

Commented [BR107]: MOVED from 108(1)

- (2) ~~Subject to 15(2) of the Act, the a~~pplications shall be reviewed by the Registrar and the Registration and Licensing Review Committee; and forwarded to the Council ~~together~~ with a recommendation for disposition.

Commented [BR108]: MOVED from 108(2)

- X. (1) ~~Council shall register applicants, other than a licensee or permit holder, who qualify under Section 18 of the Act.~~

Commented [BR109]: MOVED from 109(1)
REMOVED: redundant of Act 18

- (2) ~~Applications by applicants~~ who do not qualify under Section 18 of the Act may be referred to the Canadian Architectural Certification Board immediately following review by the Registration ~~and Licensing Review~~ Committee.

Commented [BR110]: MOVED from 109(2)
Unnecessary? Applicant's referral has no impact on application process and bylaws.

Architects

76. (1) An ~~individual who is an A~~rchitect is entitled to
- (a) ~~to attend annual general meetings~~ and special general meetings and to vote at them,
 - (b) ~~to receive the newsletter publications ofshd by~~ the Association,
 - (c) ~~to receive such information as directed by the Council may direct from time to time,~~
 - (d) ~~to the~~ benefits conferred and the duties and responsibilities imposed under the Act, ~~regulations~~ and ~~these~~ by-laws, and
 - (e) to use the ~~name title and letters "A~~rchitect NWTAA"~~and the letters NWTAA~~ after ~~theirhis/her~~ name to indicate that ~~they arehe/she is~~ an Architect and a member of the Association.
- (2) An Architect ~~or restricted practitioner~~ shall pay such fees, dues and levies as are specified by Council pursuant to the ~~eseis~~ by-laws.

Restricted Practitioners

- 76.1 (1) ~~An individual who is a r~~Restricted pPractitioner is entitled to
- (a) ~~to attend annual general meeting~~ and special general meetings and to vote at them,
 - (b) ~~to receive the newsletter publications ofshd by~~ the Association,
 - (c) ~~to receive such information as directed by the Council may direct from time to time,~~
 - (d) the benefits conferred and the duties and responsibilities imposed under the Act, regulation and by-laws, and
 - (e) ~~to use the name title and letters "R~~restricted Ppractitioner NWTAA"~~and the letters NWTAA~~ after ~~theirhis/her~~ name to indicate that ~~they arehe/she is~~ a Rrestricted pPractitioner and a member of the Association
- (2) A Rrestricted Ppractitioner shall pay such fees, dues and levies as are specified by Council pursuant to the ~~eseis~~ by-laws.

Commented [BR111]: Potential conflict:
Modifies Act 25(b) provision for "architect (restricted practitioner)".

Graduate Architects

77. (1) ~~An individual registered as a g~~Graduate aArchitect is entitled to

- (a) ~~to~~ enroll in ~~an the~~ internship program approved by Council,
- (b) ~~to~~ attend annual ~~general meetings~~ and special general meetings,
- (c) ~~to~~ receive ~~the newsletter~~ publications of ~~shed by~~ the Association,
- (d) ~~to~~ receive such information as ~~directed by the~~ Council ~~may direct from time to time~~,
- (e) ~~to~~ the benefits conferred and the duties and responsibilities imposed under the Act, regulations and by-laws, and
- (f) ~~to~~ use the ~~name title~~ “gGraduate Aarchitect”.

Commented [BR112]: Redundant of Act 25(c), but consistent with above.

- (2) A gGraduate Aarchitect cannot vote at annual ~~general meetings~~ or ~~at~~ special general meetings.
- (3) A gGraduate ~~a~~Aarchitect shall pay such fees, dues, levies as are specified by Council pursuant to ~~these~~ by-laws.

ADMISSION

- X. (1) ~~Council shall register as a Graduate Architect every person, other than a licensee or permit holder, who qualifies under Section 18(2) of the Act.~~
- (2) Council may ~~seek the advice of~~ consult the Canadian Architectural Certification Board concerning the educational qualifications of ~~an applicant to become~~ a Graduate Architect applicant.
- (3) Council shall, upon being satisfied as to the good character of the applicant, and as to ~~theirhis/her~~ intention to qualify and apply, in due course, for registration as an Architect ~~and in due course to apply therefore, shall admit the an~~ applicant as a Graduate Architect.

Commented [BR113]: MOVED from 112(1)
REMOVED: redundant of Act 18(2)

Commented [BR114]: MOVED from 112(2)

Commented [BR115]: MOVED from 112(3)

RESTRICTIONS

- X. (1) Council may, in its discretion, for failure to pay the prescribed fees, ~~may~~ strike the name of any Graduate Architect from the record, ~~and~~ ~~The that~~ person shall no longer be a Graduate Architect.
- (2) No person shall remain as a Graduate Architect for more than five ~~(5)~~ years after graduation unless Council, in its discretion, extends this period.
- (3) No persons shall be admitted as a Graduate Architect if, at the time of ~~theirhis/her~~ application, ~~they are~~ he/she is qualified to become an Architect ~~or an~~ Authorized Entity.

Commented [BR116]: MOVED from 113(1)

Commented [BR117]: MOVED from 113(2)

Commented [BR118]: MOVED from 113(3)

Commented [BR119]: REMOVED: term is not used anywhere else.

78. (1) ~~[(1) MOVED to NEW after 79]~~

(2) ~~[(2) MOVED to NEW after 79]~~

Associate Membership Records

- X. (4) ~~In addition to the categories of architect, restricted practitioner and graduate architect established by the Act, the following associate membership categories of membership are established in the Association:~~
- (a) Associate,

Commented [BR120]: MOVED from 75(4)

- (b) Student Associate³
- (c) Retired Member³
- (d) Honourary Member³ and
- (e) Life Member.

(1) The Registrar shall maintain a record of the members ~~of the Association~~ in the ~~membership~~ categories ~~of membership~~ established ~~by-in~~ this bylaw.

Commented [BR121]: MOVED from 75(1)

(2) The record shall contain, unless ~~otherwise directed by~~ Council ~~otherwise directs~~, with respect to each individual,

Commented [BR122]: MOVED from 75(2)

- (a) full name³
- (b) address³
- (c) date of membership³
- (d) category of membership³
- (e) date of cessation of membership, ~~and~~
- (f) such other information as Council may direct.

(3) ~~Each member~~ ~~If any of the information recorded in the membership records changes, the individual shall notify the Registrar in writing accordingly each time a change occurs of any changes to the information in their record.~~

Commented [BR123]: MOVED from 75(3)

(5) Persons holding ~~at the~~ membership categories established under subsection (4) (a) to 4(e) in ~~this bylaw~~ are not permitted to practice architecture ~~unless they are also architects, restricted practitioners or visiting project architects or otherwise permitted to engage in the practice of architecture under the Act.~~

Commented [BR124]: MOVED from 75(5)

Commented [BR125]: EDIT: removed unnecessary condition
Per bylaws and Act, an Architect etc is entitled to practice.
An associate membership cannot affect this.

Associate

79. (1) An Associate is entitled ~~to~~

- (a) ~~to attend annual general meetings~~ and special general meetings, unless the meeting votes to exclude those persons who are not architects or restricted practitioners, but is not entitled to vote at them,
- (b) ~~to receive the newsletter~~ publications ~~of shed by~~ the Association, and
- (c) ~~to receive such information as directed by the Council may direct from time to time.~~

(2) An Associate shall pay such annual dues as are specified by Council ~~pursuant to under~~ ~~this~~ ~~these~~ by-laws.

APPLICATION

X. (1) ~~An person individual~~ may apply for membership ~~in the Association~~ as an Associate if they ~~applicant~~

Commented [BR126]: MOVED from 78(1)

- (a) holds a degree in architecture or interior design or its equivalent from a ~~recognized post-secondary n educational~~ institution ~~satisfactory to the Universities Co-ordinating Council~~, or

- (b) holds a certificate ~~approved by the Universities Co-ordinating Council~~ with respect to ~~their~~~~his/her~~ academic qualifications, ~~as accepted by Council.~~

- (2) On payment of the appropriate fee, Council may approve the entry ~~in the records of the Association~~ of an individual referred to in subsection (1) in the category of Associate and issue ~~them~~~~him/her~~ a certificate of membership.

Commented [BR127]: MOVED from 78(2)

Student Associate

80. (1) ~~[(1) MOVED to NEW after 80]~~

- (2) ~~[(1) MOVED to NEW after 80]~~

- (3) A Student Associate is entitled ~~to~~

- (a) ~~to~~ attend annual ~~general meetings~~ and special general meetings, unless the meeting votes to exclude those persons who are not architects or restricted practitioners, but is not entitled to vote at them,
- (b) ~~to~~ receive ~~the newsletter~~ publications ~~of~~~~shed by~~ the Association, and
- (c) ~~to~~ receive such information as ~~directed by the~~ Council ~~may direct from time to time.~~

- (4) A Student Associate shall pay such annual dues as are specified by Council ~~pursuant~~ ~~under these~~ ~~is~~ by-laws.

APPLICATION

- X. (1) An individual may apply for membership ~~in the Association~~ as a Student Associate if they ~~applicant~~

Commented [BR128]: MOVED from 80(1)

- (a) ~~has~~ ~~a~~ ~~North West Territories~~ high school diploma, or, in the opinion of ~~the~~ Council, ~~an~~~~the~~ equivalent ~~diploma~~, and satisfies Council that ~~they are~~~~he/she is~~ engaged or ~~are~~ about to be engaged in work of some branch of architecture ~~or,~~

Commented [BR129]: MOVED from 115(1)(a)

- (b) ~~is~~ registered as a student at an ~~accredited~~ University in a program leading to a degree in Architecture.

Commented [BR130]: MOVED from 115(1)(b)
REMOVED: redundant of 80(1)(a)

- (3) ~~are~~ ~~a~~ ~~Members~~ of ~~an~~ ~~Architecture~~ ~~Students'~~ ~~Society~~~~ies~~ at a ~~Canadian~~ ~~University~~~~ies in Canada~~, of the Canadian Architectural Student Association, ~~and of~~ ~~or an~~ other organizations approved by Council, ~~may become Student Associates of the Association~~

Commented [BR131]: MOVED from 115(3)

- (a) ~~are~~ engaged in a course of study ~~related to the~~, ~~recognized by the Council~~, in the practice of architecture, ~~as approved by Council~~, or
- (b) ~~has~~ successfully completed ~~all courses in Program~~ Part 1 ~~(Level 5)~~ of the RAIC Syllabus Program, or equivalent, and
- (c) ~~is~~ ~~are~~ about to commence or ~~have~~~~has~~ commenced ~~Part 2, or equivalent~~ ~~the practical training referred to in the~~ Education and Training Regulation.

Commented [BR132]: REMOVED: not applicable
The "Education and Training Regulation" is a part of Alberta's legislation. Current practice is to admit those entering Part 2 of the syllabus program.

- (2) On payment of the appropriate fee, ~~the~~ Council may approve the entry of an individual referred to in subsection (1) ~~in the records of the Association~~ in the category of Student Associate and issue ~~them~~him/her a certificate of membership.

Commented [BR133]: MOVED from 80(2)

- (2) Council ~~shall~~, upon being satisfied as to the good character of the applicant, and as to ~~his/her~~their intention to qualify ~~and apply, in due course~~, for registration as an ~~A~~architect ~~and in due course to apply therefore~~, ~~shall~~ admit the applicant as a ~~S~~tudent ~~Associate~~.

Commented [BR134]: MOVED from 115(2)

RESTRICTIONS

~~X. (3) [!] MOVED to NEW after 78~~

~~(4) [!] MOVED to NEW after 78~~

- (5) A Student Associate complying with 80(1)-(b) must continue enrolment in the RAIC Syllabus program, or equivalent.

X. (1) Council ~~may~~, in its discretion, for conduct considered unbecoming, ~~may~~ strike the name of any Student Associate from the record ~~of Student Associates of the Association~~ and ~~that~~ the person shall no longer be a Student Associate ~~of the Association~~.

Commented [BR135]: MOVED from 116(1)

- (2) No person shall remain a Student Associate ~~of the Association~~ for more than ten years, unless ~~they are~~he is making satisfactory progress towards membership. ~~and~~

Commented [BR136]: MOVED from 116(2)

~~(x) n~~No person ~~eligible to become a graduate architect~~ shall be ~~admitted as~~ a Student Associate ~~of the Association if, at the time of their application, they are qualified to become a Graduate Architect~~.

Commented [BR137]: SEPARATED from 116(2)

Retired Members

81. (1) ~~Council may, on written request, approve the entry of If an a~~Architect or ~~a R~~restricted Practitioner ~~who has retireds~~ from the practice of architecture and tenders ~~their resignation to the Council~~his/her resignation, the Council may, at the request of the individual, ~~approve the entry of the individual in the records of the Association~~ in the category of Retired Member and issue ~~them~~him/her a certificate of membership. |

~~(x) Council may establish a retired membership for architects and restricted practitioners who retire from the practice of architecture and tender to the Council their resignation as an architect. The annual fee for retired members shall be determined by Council from time to time.~~

Commented [BR138]: MOVED from 120
REMOVED: redundant of 81(1) and 81(3)

- (2) A Retired Member is entitled ~~to~~

- (a) ~~to~~ attend annual ~~general meetings~~ and special general meetings, unless the meeting votes to exclude those persons who are not architects or restricted practitioners, but is not entitled to vote at them,
- (b) ~~to~~ receive ~~the newsletter~~ publications ~~of shed by~~ the Association,
- (c) ~~to~~ receive such information as ~~directed by the Council~~may ~~direct from time to time~~, and

(d) ~~to use the title letters and word~~ “Architect (Retired)” or “Restricted Practitioner (Retired)” after ~~theirhis/her~~ name to indicate that ~~they arehe is~~ a Retired Member of the Association.

- (3) A Retired Member shall pay such annual dues as are specified by Council pursuant to ~~under these~~ by-laws.

Honourary Members

82. (1) ~~The~~ Council may elect an individual who has rendered the profession of architecture valuable service or who has notably contributed to the advancement of architecture as a Honourary Member ~~of the Association~~.

(2) A Honourary Member is entitled ~~to~~ to

- (a) ~~to attend annual general meetings~~ and special general meetings, unless the meeting votes to exclude those persons who are not ~~a~~ Architects or ~~R~~Restricted ~~p~~Practitioners, but is not entitled to vote at them,
 (b) ~~to receive the newsletter publications of~~ shed by the Association,
 (c) ~~to receive such information as directed by the Council may direct from time to time~~, and
 (d) ~~to use the letters “NWTAA (Hon)” after theirhis~~ name to indicate that ~~they arehe is~~ a Honourary Member of the Association.

~~(1) Council, in its discretion by unanimous vote, may confer honorary membership in the Association upon persons who have rendered the profession of architecture valuable service or have notably contributed to the advancement of architecture.~~

Commented [BR139]: MOVED from 118(1)
REMOVED: redundant of 82(1)

~~(x) There shall at no time be no more than five (5) honorary members in the Association at any time.~~

Commented [BR140]: SEPARATED from 118(1)

~~(2) Honourary members shall be exempted from payment of fees but honorary membership shall not per se confer the right be entitled to vote or practice as an Architect or as an Authorized Entity.~~

Commented [BR141]: MOVED from 118(2)

~~(x) Honourary members shall be exempted from payment of fees but honorary membership shall not per se confer the right to vote or practice as an Architect or as an Authorized Entity.~~

Commented [BR142]: SEPARATED from 118(2)

Life Members

83. (1) Council may elect ~~as a life member of the Association~~ an ~~a~~ Architect or ~~R~~Restricted practitioner who has been a member for ten or more years has practiced ~~theirhis/her~~ profession with distinction and notably contributed to the advancement of the profession of architecture as a Life Member.

Commented [BR143]: INSERTED from 117(1)

- (2) Council may elect ~~as a life member of the Association~~ an allied professional who has practiced ~~their~~~~his~~~~her~~ profession with distinction and notably contributed to the advancement of the allied profession ~~as a Life Member~~.

~~(3) An individual elected as life member is not required to pay any fees, dues or levies.~~

Commented [BR144]: REMOVED: redundant of 117(2)

(2) Life members shall be exempted from ~~further~~ payment of ~~annual~~ fees.

Commented [BR145]: MOVED from 117(2)

~~(1) Council, in its discretion by unanimous vote, may confer life membership in the Association upon any architect or restricted practitioner who;~~

Commented [BR146]: MOVED from 117(1)
REMOVED: redundant of 83(1)
see insert at 83(1)

~~(a) has been a member for ten or more years, and~~

~~(b) has practiced his/her profession with distinction and notably contributed to the advancement of the profession of architecture.~~

Non-Practicing Members

X. (x) Council may establish a non-practicing membership category for members who have ceased to practice ~~A~~architecture in the Northwest Territories but who wish to remain affiliated with the Association.

Commented [BR147]: MOVED from 119

~~(x) The annual fee for non-practicing members shall be determined by Council from time to time.~~

Commented [BR148]: SEPARATED from 119

Annual Registration Requirements~~Business Address~~

X. ~~Each~~~~Every~~ ~~A~~architect and ~~R~~restricted ~~p~~practitioner shall, annually, ~~provide forward to Council~~ the Registrar with the title, business address(es) and ~~telephone number(s)~~ contact information of ~~their~~~~his~~~~her~~ place of business.

Commented [BR149]: MOVED from 135

Commented [BR150]: EDITED
Registrar manages all other registration business.

Annual Architectural Firm Information

X. ~~Each~~~~Every~~ architectural Permit Holder ~~firm~~ shall, annually, ~~provide the Registrar forward to Council~~ the following information:

Commented [BR151]: MOVED from 136

(a) the title, business address(es) and ~~contact information~~ ~~telephone number(s)~~ of the Firm, and

(b) the names of the partners, shareholders, directors and officers of the Firm and the ownership and participation among them, ~~and~~

(c) each ~~named person~~ ~~individual~~'s place of residence, and

(d) the registered office of the Firm.

Part 17: Mandatory Continuing Education

X. (x) Council shall ~~prescribe Participation in a manner, and to the extent prescribed by Council, mandatory continuing education criteria as a condition of shall be a requirement to maintain active registration status for Architects and Restricted Practitioners, the following categories of membership in the association:~~

Commented [BR152]: MOVED from 146

~~(a) Architects~~

~~(b) Restricted Practitioners~~

~~(x) Mandatory continuing education criteria shall include A~~

Commented [BR153]: NEW consolidating preface

~~(x) a reporting period that is twenty-four (24) months long, beginning July 1st of each even-numbered years and concluding June 30th of the second year following, and The national harmonization two year cycle began July 01, 2012 – June 30, 2014.~~

Commented [BR154]: MOVED from 149

~~(x) a required minimum of seventy (70) learning hours per reporting period, including a minimum of twenty-five (25) hours in a structured environment, as determined by Council.~~

Commented [BR155]: DELETED: Not relevant to bylaws.

Commented [BR156]: EXTRACTED from 150

X. ~~(x) In order to maintain eligibility for annual membership renewal, a An a Architect or Restricted Practitioner must shall demonstrate, at the end of each reporting period and in a form prescribed by Council, to the satisfaction of Association that they have satisfied the mandatory continuing education criteria requirements, known as learning hours have been satisfied set by Council.~~

Commented [BR157]: MOVED from 147

~~(x) An Architect or Restricted Practitioner Members who does not comply with subsection (1) complete and/or report the required 70 total Learning Hours (which includes a minimum of 25 Structured Learning Hours) to the National RAIC Database by June 30th of the end of the two year reporting period, in accordance with these rules, will shall be required to pay a penalty fee prescribed by Council fine of \$250.00 to the NWTAA and shall complete and report fulfill the requirements Learning Hours no later than by August 15th of the at same year.~~

Commented [BR158]: MOVED from 150
See EXTRACTED above

~~(x) An Architect or Restricted Practitioner who does not comply with subsection (1) by Should the member's Learning Hours remain incomplete and/or unreported by the August 15th after the end of a reporting period date, the member will shall be required to pay a second penalty fee prescribed by Council further fine of \$500.00 to the NWTAA and shall fulfill complete and report the requirements Learning Hours by no later than September 30th of the same year.~~

Commented [BR159]: MOVED from 151
Paragraph 1

~~(x) An Architect or Restricted Practitioner who does not comply with subsection (1) by Should the member's Learning Hours remain incomplete and unreported at September 30th a complaint of unprofessional conduct against the member will be placed with the NWTAA chair of the Registration and Licensing Review Committee which may result in a suspension of license.~~

Commented [BR160]: MOVED from 151
Paragraph 2

Commented [BR161]: EDITED: removed the complaint process
ConEd is a registration requirement and can therefore be managed administratively under the direction of Council.

~~Failure to demonstrate completion of these requirements may have will result in the non-renewal of membership, or being renewed on such terms and conditions placed on their registration deemed appropriate by Council or their registration suspended or revoked, as determined by Council.~~

Commented [BR162]: The R&L Committee cannot receive complaints.

Commented [BR163]: SEPARATED from 147(1)
COMBINED with 151

X. ~~The continuing education program is not a requirement to maintain the following categories in the Council~~

Commented [BR164]: MOVED from 148
REMOVED: redundant of 146

- (a) ~~Graduate Architects~~
- (b) ~~Associate Members~~
- (c) ~~Student Associate~~
- (d) ~~Retired Members~~
- (e) ~~Honourary Member~~
- (f) ~~Life Members~~

84. ~~[Not Used]~~

85. ~~[Not Used]~~

Reinstatement

X. (1) ~~If a~~An ~~Architect, Restricted Practitioner, or architectural corporation~~Permit Holder whose name has been removed from the Register ~~or Roll due to~~because of arrears in fees, dues, special levies or assessments ~~he/she/it~~may reapply in writing to ~~the~~Council for registration and shall be assessed fees and dues consisting of:

Commented [BR165]: MOVED from 127(1)

- (a) dues in arrears for the year of removal_;
- (b) a re-registration fee_; and
- (c) dues for the current year_.

(3) ~~If a~~An ~~Architect~~in good standing ~~who~~has allowed ~~their~~his/her ~~registration~~membership to lapse for ~~a period of~~not more than three (3) years, ~~who cannot re-register through reciprocity and reciprocity does not apply~~, and who wishes to be reinstated ~~he/she~~shall complete:

Commented [BR166]: MOVED from 127(3)

- (a) complete the terms and conditions of an application for registration,
- (b) meet the requirements of one cycle of Mandatory~~the~~ Continuing Education program, and
- (c) be assessed fees and dues consisting of:
 - (i) dues in arrears for the year(s) of lapsed membership~~registration~~,
 - (ii) a re-registration fee_; and
 - (iii) applicable dues for the current year_.

(4) ~~If a~~An ~~Architect~~in good standing ~~who~~has allowed ~~their~~his/her ~~registration~~membership to lapse for ~~a period of~~more than three (3) years but less than five (5) years, ~~who cannot register through and reciprocity does not apply~~, and who wishes to be reinstated ~~he/she~~shall complete:

Commented [BR167]: MOVED from 127(4)

- (a) attend an interview by three (3) members appointed by Council_.
- (b) complete the terms and conditions of an application for registration,
- (c) meet the requirements of one cycle ~~of the~~Mandatory Continuing Education program, and
- (d) be assessed fees and dues set out in bylaw 127(3)(c)~~consisting of~~:

(i) ~~dues in arrears for the years of lapsed membership~~

(ii) ~~a re-registration fee; and~~

(iii) ~~dues for the current year.~~

- (5) ~~If a~~ ~~An~~ ~~Architect whose name~~ has been removed from the Register ~~for any reason~~ for a period of more than five (5) years, ~~and who cannot re-register through and~~ reciprocity ~~does not apply~~, shall refer to Sections 23 and 24 of the Act. ~~then refer to: ARCHITECTS ACT, S.N.W.T. 2001, c.10, In force November 6, 2001, Section 23 and 24~~

Commented [BR168]: MOVED from 127(5)
Necessary? Refers directly to Act 23, 24

- X. (7) ~~If a~~ ~~Permit Holder architectural corporation~~ in good standing ~~who~~ has allowed their registration ~~membership~~ to lapse, ~~and who wish to be reinstated it shall complete:~~

Commented [BR169]: MOVED from 127(7)

(a) ~~complete~~ the terms and conditions of ~~an~~ application ~~for a firm permit, and~~

(b) be assessed fees and dues consisting of:

(i) ~~dues in arrears for the year(s) of lapsed registration removal;~~

(ii) ~~a re-registration fee;~~ and

(iii) ~~applicable~~ dues for the current year.

- X.1 (8) ~~If a~~ ~~Restricted p~~ ~~Practitioner~~ in good standing ~~who~~ has allowed ~~their~~ ~~his/her~~ membership to lapse ~~the membership~~ cannot be reinstated.

Commented [BR170]: MOVED from 127(8)

- X. (9) ~~If a~~ ~~An~~ ~~a~~ ~~Architect, R~~ ~~Restricted p~~ ~~Practitioner, or Permit Holder architectural corporation~~ whose name ~~has~~ ~~ve~~ been removed from the Register ~~due to~~ ~~for~~ ~~U~~ ~~n~~ ~~professional~~ ~~C~~ ~~conduct~~ ~~he/she/it~~ may ~~request reinstatement~~ ~~reapply~~ in writing to ~~the~~ Council ~~to be reinstated~~ and shall be required to satisfy any conditions ~~for reinstatement~~ imposed by ~~the~~ Council.

Commented [BR171]: MOVED from 127(9)

- X. (2) ~~An associate, g~~ ~~Graduate A~~ ~~rchitect or associate member, student associate, retired~~ ~~member of~~ whose registration is cancelled ~~due to~~ ~~by virtue of~~ non-payment of fees, dues or levies may ~~have his/her name~~ reinstated ~~to the records of the Association~~ by applying in writing to ~~the~~ Council ~~and submitting together with~~ the unpaid sum which resulted in ~~their~~ ~~his/her~~ cancellation ~~together with~~ ~~plus~~ any ~~current~~ fees, dues or levies ~~currently due from him/her.~~

Commented [BR172]: MOVED from 127(2)

~~Part 8: Management and Conduct of the Affairs of the Association~~

Commented [BR173]: REMOVED Part

~~Use of Common Seal~~

86. ~~{1} MOVED to 3~~

~~Banking~~

87. ~~{1} MOVED to NEW after 3~~

88. ~~{1} MOVED to NEW after 3~~

Part 9: ~~Seals and~~Professional Stamps

89. (a) ~~Upon registration, Every~~each authorized practitioner shall, upon registration, be issued a personal stamp for ~~their~~his/her professional use.

~~(x)~~ In accordance with section 32 of the Act, ~~t~~The Registrar shall only issue a seal stamp to an ~~a~~Architect on the request of the architect ~~that a seal be issued to him/her~~.

Commented [BR174]: MOVED from 91(1)
Partially redundant to Act 32(2);
However, provides condition of "on request".

- (b) The individual whose name is on the stamp is its custodian and is responsible for its safekeeping.

~~(c)~~ ~~[1] MOVED to NEW after 89~~

~~(d)~~ All stamps and seals shall be issued by the Registrar and no other stamp or seal shall be issued.

Commented [BR175]: REMOVED: redundant of Act 32(5)

~~(e)~~ ~~[1] MOVED to NEW after 89~~

- (f) The custodian of ~~a~~the Permit Holder's stamp shall be an officer or employee of the Permit Holder who is authorized to control its use.

~~(g)~~ The permit stamp shall be affixed to a document only after the professional or professionals taking responsibility have affixed their personal stamps. The officer or employee, so authorized by the Permit Holder, shall affix the stamp, sign across the imprint of the stamp and indicate the date of the signature.

Use of Stamp

- X. (c) ~~The~~A stamp shall be affixed to a document only when the professional taking responsibility is satisfied that the work has been completed to an acceptable standard. ~~The responsible professional shall sign across the imprint of the stamp and indicate the date of the signature.~~

Commented [BR176]: MOVED from 89(c)

~~(2)~~ Each time an Architect's or Restricted Practitioner's stamp ~~seal~~ is used, the authorized practitioner shall

Commented [BR177]: MOVED from 93(2)

- (a) ~~either it shall be impressed the stamp on their signature of architect whose seal it is,~~
or

~~(b)~~ the architect whose seal it is shall sign over the seal stamp, so that the signature and seal stamp are combined, and

(b) indicate the date the stamp was used.

~~(2)~~ Each time the stamp is used

Commented [BR178]: MOVED from 105(2)
REMOVED: combined with 93(2)

- (a) ~~it shall be stamped over the signature of the restricted practitioner whose stamp it is, or~~

(b) ~~the restricted practitioner whose stamp it is shall sign over the stamp, so that the stamp and signature are combined.~~

(g) ~~A The Permit Holder's stamp shall be affixed to a document only after the professional or professionals taking responsibility have affixed their personal stamps.~~

Commented [BR179]: MOVED from 89(g)

(x) ~~The Permit Holder, or an authorized The officer or employee, so authorized by the Permit Holder, shall affix the stamp, sign across the imprint of the stamp and indicate the date of the signature.~~

Commented [BR180]: SEPARATED from 89(g)

Return of Stamp

X. (e) ~~All sStamps and seals issued by the Registrar remain the property of the Association and shall be returned: on termination of registration.~~

Commented [BR181]: MOVED from 89(e)
Partially redundant to Act 32(4)

(x) ~~by an Architect or Restricted Practitioner,~~

(b) ~~if they architect no longer wishes to hold a the stamp, or~~

Commented [BR182]: MOVED from 92(b)

(b) ~~if they individual ceases to be an authorized restricted practitioner, or~~

Commented [BR183]: MOVED from 104(b)

(c) ~~upon their death of the architect.~~

Commented [BR184]: MOVED from 92(c)

(b) ~~by a Permit Holder, if the Firm corporation is wound up or otherwise ceases to be a n architectural corporation Firm.;~~

Commented [BR185]: MOVED from 96(1)(b)

(b) ~~by a Licensee, upon the expiry of one year following completion of the project for which the visiting project architect was their licensed.;~~ or

Commented [BR186]: MOVED from 100(b)
EDIT: removed redundant condition
The expiration of a licence is defined under "Roll" at 70(1)(v).

(a) ~~for in any such of the circumstances described in the Act.;~~

Commented [BR187]: MOVED from 92(a), 96(a), 100(a), & 104(a)

Architect's Stamp

90. (1) ~~The An Architect's stamp of an architect shall be engraved with~~

(a) ~~the name and registration number of the registered Architect to whom the stamp is issued, and~~

(b) ~~the words "Architect—Northwest Territories" and "Northwest Territories Association of Architects".~~

(2) The stamp shall be engraved in the following form:

{{IMAGE OF ARCHITECT STAMP}}

(3) The stamp of an architect may be made of metal, rubber or other suitable material.

91. ~~{1} MOVED to NEW after 89 "Issue"~~

92. ~~{1} MOVED to NEW after 89 "Return"~~

USE OF SEAL

93. (1) ~~The architect shall not use a seal in the practice of architecture except for the seal issued to him by the Registrar.~~

Commented [BR188]: REMOVED: redundant of Act 32(5)

(2) ~~{1} MOVED to NEW after 89 "Use"~~

Permit Holders (Architectural Corporation) Stamp

94. (1) ~~A Permit Holder's~~ ~~The stamp of an architectural corporation~~ shall be a rubber stamp engraved with
- (a) the name of the ~~architectural corporation~~ Firm to which the stamp is issued;
 - (b) the permit number of the ~~Firm~~ architectural corporation, and
 - (c) the words "issued pursuant to the Architects Act of the Northwest Territories".
- (2) The stamp shall be designed in the following form:

{{IMAGE OF FIRM PERMIT STAMP}}

~~95. The Registrar is the only person entitled to issue a stamp to an architectural corporation.~~

Commented [BR189]: REMOVED: redundant of Act 32(4)

~~96. (1) [I] MOVED to NEW after 89 "Return"~~

97. (1) ~~An architectural corporation shall not use a stamp in the practice of architecture except the stamp issued to it by the Registrar.~~

Commented [BR190]: REMOVED: redundant of Act 32(4)

- (2) ~~A Permit Holder's~~ ~~The stamp of an architectural corporation~~ may only be used when an ~~A~~ architect also impresses ~~their~~ his/her seal in association with the stamp of the ~~architectural corporation~~ firm.

Licensee's (Visiting Project Architects) Stamp

98. (1) ~~The A Licensee's~~ ~~stamp of a visiting project architect~~ shall be a rubber stamp engraved with
- (a) the name of the ~~visiting project architect~~ licensee to whom the stamp is issued, and
 - (b) ~~the following information~~
 - (i) ~~the license number of the~~ Licensee ~~visiting project architect~~,
 - (ii) ~~the location and name of the project in respect of which the~~ visiting project architect Licensee is licensed, and
 - (iii) ~~the name of the~~ registered a Architect or firm ~~architectural corporation~~ collaborating with the Licensee ~~visiting project architect~~.
- (2) The stamp shall be designed in the following form:

{{IMAGE OF LICENSEE STAMP}}

~~99. The Registrar is the only person entitled to issue a stamp to a visiting project architect.~~

Commented [BR191]: REMOVED: redundant of Act 32(4)

~~100. [I] MOVED to NEW after 89 "Return"~~

~~101. (x) When a~~ A Licensee ~~visiting project architect shall uses~~ the his/her stamp issued to them ~~he/she~~ shall also affix alongside the stamp ~~seal, if any, issued to them~~ him/her in the jurisdiction in which they are ~~he/she is~~ entitled to engage in the practice of architecture.

Restricted Practitioner's Stamp

102. (1) ~~The Restricted Practitioner's stamp of a restricted practitioner~~ shall be a rubber stamp engraved with
- (a) the name of the restricted practitioner to whom the stamp is issued, and
 - (b) the restricted scope of practice in which the restricted practitioner is permitted to engage.
- (2) The stamp shall be designed in the following form:

{[IMAGE OF RESTRICTED PRACTITIONER STAMP]}

~~103. The Registrar is the only person entitled to issue a stamp to a restricted practitioner.~~

Commented [BR192]: REMOVED: redundant of Act 32(4)

~~104. [1] MOVED to NEW after 89 "Return"~~

RESTRICTED PRACTITIONER'S USE OF STAMP

~~105. (1) The restricted practitioner shall not use a seal or stamp within the restricted scope of architecture in which he/she is permitted to practice except the stamp issued by the Registrar.~~

Commented [BR193]: REMOVED: redundant of Act 32(4)

~~(2) [1] MOVED to NEW after 89 "Use"~~

~~106. [Not Used]~~

~~107. [Not Used]~~

Part 10: Registration

Commented [BR194]: REMOVED Part

Application for Registration

~~108. (1) [1] MOVED to NEW before 76~~

~~(2) [1] MOVED to NEW before 76~~

~~109. (1) [1] MOVED to NEW before 76~~

~~(2) [1] MOVED to NEW before 76~~

Fees

~~110. (1) [1] MOVED to NEW before 121~~

~~111. (1) [1] MOVED to NEW before 121~~

~~(2) [1] MOVED to NEW before 121~~

~~(3) [1] MOVED to NEW before 121~~

~~(4) [1] MOVED to NEW before 121~~

Graduate Architects

112. (1) ~~[(1) MOVED to NEW after 77]~~
 (2) ~~[(1) MOVED to NEW after 77]~~
 (3) ~~[(1) MOVED to NEW after 77]~~
 (4) ~~[(1) MOVED to NEW before 121]~~
 (5) ~~[(1) MOVED to 69]~~

113. (1) ~~[(1) MOVED to NEW after 77]~~
 (2) ~~[(1) MOVED to NEW after 77]~~
 (3) ~~[(1) MOVED to NEW after 77]~~

Restricted Practitioner

114. (1) ~~Council shall approve for registration every person, other than a licensee or permit holder, who qualifies under section 18(3) of the Act.~~
 (2) ~~[(1) MOVED to NEW before 121]~~
 (3) ~~The Registrar shall keep a record of the names of all the Restricted Practitioners in good standing.~~

Commented [BR195]: REMOVED: redundant of Act 18(3)

Commented [BR196]: REMOVED: redundant of 73(1)(b) "Register"

Student Associate

115. (1) ~~Application to become a Student Associate may be made by any person who:~~
 (a) ~~[(1) MOVED to 80(1)]~~
 (b) ~~[(1) MOVED to 80(1)]~~
 (2) ~~[(1) MOVED to NEW after 80]~~
 (3) ~~[(1) MOVED to 80(1)]~~
 (4) ~~The Registrar shall keep a record of the names of all students in good standing.~~
 (5) ~~[(1) MOVED to NEW before 121]~~

Commented [BR197]: REMOVED: redundant of 80(1)

Commented [BR198]: REMOVED: redundant of 75(4)

116. (1) ~~[(1) MOVED to NEW after 80]~~
 (2) ~~[(1) MOVED to NEW after 80]~~

Life Member, Honourary Member and Non-Practicing Member

117. (1) ~~[(1) MOVED to 83]~~
 (2) ~~[(1) MOVED to 83]~~
 118. (1) ~~[(1) MOVED to 82]~~

~~(2) [1] MOVED to 82~~

~~119. [1] MOVED to NEW after 83~~

~~120. [1] MOVED to 81~~

Part 11: Fees, Dues and Levies

X. ~~(1)~~ The ~~a~~Annual fees for ~~a~~members shall be ~~determined~~~~specified from time to time~~ by Council, ~~shall include an administrative charge established by Council~~, and shall be payable in advance, on January 31st of each year, subject to such discounts as Council may ~~from time to time~~ direct.

Commented [BR199]: MOVED from 110(1)

X. ~~(1)~~ The ~~r~~Registration fees ~~may include~~~~shall consist of~~ an administration charge ~~determined~~~~established~~ by Council ~~from time to time~~ plus any other fees payable with ~~an~~the application for registration.

Commented [BR200]: MOVED from 111(1)

~~(2)~~ Registration fees for ~~In the case of~~ new applicants, ~~the annual fee, shall be~~ prorated in accordance with the portion of the calendar year remaining, ~~and~~ shall be payable at the time of registration.

Commented [BR201]: MOVED from 111(2)

~~(4)~~ The annual fee for an Architect, Restricted Practitioner or Permit Holder shall consist of an administrative charge established by Council from time to time.

Commented [BR202]: MOVED from 111(4)
REMOVED: redundant of NEW before 121

~~(2)~~ The fee for admission as a Restricted Practitioner and the annual fee for a Restricted Practitioner shall be fixed by Council from time to time.

Commented [BR203]: MOVED from 114(2)
REMOVED: redundant of NEW before 121

~~(4)~~ The fee for admission as a Graduate Architect and the annual fee for a Graduate Architect shall be as fixed by Council from time to time.

Commented [BR204]: MOVED from 112(4)
REMOVED: redundant of NEW before 121

X. ~~(3)~~ The ~~a~~Annual fees for a Licensee shall be ~~determined~~~~fixed~~ by Council ~~from time to time~~, and shall be specific to project scope and duration.

Commented [BR205]: MOVED from 111(3)

~~(5)~~ The fee for admission as a Student Associate and the annual fee for a Student Associate, if any, shall be as fixed by Council from time to time.

Commented [BR206]: MOVED from 115(5)
REMOVED: redundant of NEW before 121

121. (1) Each ~~a~~Architect ~~and/or~~ ~~r~~Restricted ~~p~~Practitioner shall pay ~~the Association such fees~~sum in respect of each of the following matters ~~as is prescribed by resolution of the Council~~:

- (a) a registration fee payable ~~upon~~ registration as an ~~a~~Architect or ~~r~~Restricted ~~p~~Practitioner;
- (b) an annual fee payable on registration,
 - (i) for an ~~A~~rchitect or ~~R~~estricted ~~P~~ractitioner in possession of a seal at any time during the year, ~~and~~
 - (ii) for an ~~A~~rchitect or ~~r~~Restricted ~~p~~Practitioner not in possession of a seal at any time during the year.

122. Each ~~Permit Holder~~~~firm~~ shall pay ~~the Association such fees~~ in respect of each of the following matters ~~as is prescribed by resolution of Council~~:
- (a) a registration fee payable ~~upon~~ registration ~~of a firm permits an architectural corporation~~;
 - (b) an annual fee payable at the time of registration, prorated ~~monthly by calendar year in accordance with the portion of the calendar year remaining~~, and, thereafter, the full annual fee payable in advance of January 31st of each year.

Refund of Annual Fees

123. (1) Any annual fee refund request from an ~~a~~Architect or ~~r~~Restricted ~~p~~Practitioner, upon ~~accepted approval~~ by Council, shall be ~~calculated on a prorated~~ quarterly ~~by calendar year basis~~, minus ~~an \$50.00~~ administration charge ~~of \$50.00~~.

~~Architect or Restricted Practitioner:~~

~~January 1 – March 31 – ¾ the corresponding annual fee
 April 1 – June 30 – ½ the corresponding annual fee
 July 1 – September 30 – ¼ the corresponding annual fee
 October 1 – December 31 – no refund
 Firm permit holder or temporary licensee:
 January 1 – June 30 – ½ the corresponding annual fee
 July 1 – December 31 – no refund~~

Commented [BR207]: REMOVED: unnecessary

- ~~(x) Any annual fee refund request from a Permit Holder~~~~firm~~ or ~~temporary~~ licensee, upon ~~approval~~~~acceptance~~ by Council, shall be ~~prorated~~ ~~calculated on a semi-annually by calendar year basis~~, minus ~~\$50.00~~ an administration charge ~~of \$50.00~~.

Commented [BR208]: SEPARATED from 123(1)

Annual Fee Reduction

- (2) ~~An Architect or Restricted Practitioner may request~~ ~~Refer to Bulletin 05, which provides information and application forms for~~ a reduction of annual fees, ~~as prescribed by Council, for reasons of due to~~ financial hardship, family leave, medical disability or sabbatical leave. ~~This applies to architects or restricted practitioners only.~~

Commented [BR209]: Reference to lower authorities is not appropriate. PB's are an interpretation/elaboration of the Act and Bylaws as is.

Fees for Associate Members

124. (1) An Associate, Retired Member, and Student Associate shall pay the Association such ~~fees, as prescribed by Council, sum~~ in respect of each of the following matters ~~as is prescribed by resolution of Council~~:
- (a) a registration fee payable ~~upon~~ registration as a member, ~~and~~
 - (b) an annual fee payable ~~upon~~ registration.
- (2) ~~If an individual~~ ~~A person who~~ registers ~~with the Association~~ in a category ~~denoted in subsection (1) of membership~~ during the year ~~shall pay an, the~~ annual fee ~~payable for that year shall be~~ prorated for the days remaining in ~~that~~ year.

Special Levy

125. ~~If special circumstances arise requiring additional funding for the Association, the Council may impose a special levy of not more than \$100 per year on each registered Architect and Restricted Practitioner for special circumstances requiring additional funding for the Association.~~

Late Payment

126. Notwithstanding the time specified for the payment of fees, dues or levies, ~~the~~ Council may, for compassionate reasons or for any other reason it considers appropriate, set another time or times for the payment of ~~said fees, dues or levies~~.

Reinstatement

~~127. (1) [1] MOVED to NEW after 85~~

~~(2) [1] MOVED to NEW after 85~~

~~(3) [1] MOVED to NEW after 85~~

~~(4) [1] MOVED to NEW after 85~~

~~(5) [1] MOVED to NEW after 85~~

~~(6) If a retired architect in good standing applies in writing to Council to be reinstated as a registered architect he/she shall complete the requirements listed in 127.(3) or 127.(4) or 127.(5) whichever is applicable for the period of years.~~

~~(7) [1] MOVED to NEW after 85~~

~~(8) [1] MOVED to NEW after 85~~

~~(9) [1] MOVED to NEW after 85~~

Commented [BR210]: REMOVED: unnecessary
"Retired" membership is an associate membership with no connection to the Act.

Part X: Conduct & Discipline

Commented [BR211]: NEW PART

~~Part 18: Practice Bulletins~~

- X. ~~(x) Council From time to time the Association shall publish Practice Bulletins to clarify or developing the intent of some part of the Act or Bylaws, or an extension thereof.~~

Commented [BR212]: MOVED from 152

- ~~(x) Upon acceptance after a motion in Council, these Practice Bulletins, once approved and published by Council, shall become a standard of conduct for all members.~~

Commented [BR213]: MOVED from 153

Code of Ethics

- ~~(x) The Code of Ethics is established pursuant to Section 6 of the Architects Act.~~

Commented [BR214]: MOVED from 141
REMOVED: unnecessary

- X. ~~(x) All registrants, permit holders and associate members, authorized entities, and Permit Holders (firms) shall conform to the Code of Ethics in Schedule A of these bylaws.~~

Commented [BR215]: MOVED from 142

~~(x)~~ A breach of the Code of Ethics shall constitute conduct unbecoming ~~which is and shall be~~ subject to disciplinary action.

Commented [BR216]: SEPARATED from 141

~~60. (3)~~ Notices to Public, Profession and Government

Commented [BR217]: MOVED from 60(3)

- X. (a) If, in the judgment of Council, an authorized practitioner has engaged in improper conduct, the Registrar, after all appeals and rights of appeal have been exhausted, shall give notice of such finding to the profession and to any party or parties whose complaint, complaints, or notice of conduct gave rise to the investigation and hearing that led to Council's decision, ~~and~~ such notice shall include:
- (i~~a~~) the name of the authorized practitioner;
 - (i~~ib~~) the nature of the complaint or conduct of which the authorized practitioner was found guilty, including brief particulars;
 - (i~~ic~~) the penalty imposed, including any conditions; and
 - (i~~id~~) the costs imposed, if any.
- (b) ~~In addition~~, Council ~~in its discretion~~ may direct the Registrar to publish said information concerning its findings to the public as it considers appropriate under the circumstances in such manner and by such means as it may determine.
- (c) If Council orders that the registration, license, or permit of an authorized practitioner be suspended or revoked, notice to the effect shall be inserted by the Registrar into one issue of the Northwest Territories Hansard.

Part 12: Amendments to Bylaws and Regulations

128. ~~(1)~~ Proposed amendments to the by-laws shall be sent to all members of the Association.

Commented [BR218]: REMOVED: redundant of 128(2)

- (2) ~~An~~ No amendments to these bylaws shall ~~not~~ be submitted to a vote unless the details of the amendments have been disclosed to all members at least thirty ~~(30)~~ days prior to the day on which the vote is to ~~be taken~~ occur.
- (3) Voting shall take place at a duly convened annual ~~general meeting~~ or a special ~~general meeting of the Association~~ or by mail vote.
- (4) The procedure for conducting a mail vote shall be established by Council and shall be consistent with the Act and these ~~se~~ by-laws.

129. ~~(1)~~ ~~{1} MOVED to NEW after 130~~

- (2) ~~If A~~ a member ~~who~~ wishes to propose ~~the~~ enactment, amendments or repeal of bylaws at ~~an~~ the annual ~~general meeting~~ or ~~at a~~ special meeting ~~he/she~~ must provide the Registrar
- (a) give written notice of a motion ~~in writing to the Registrar, and~~

- (b) ~~provide the Registrar, with~~ a copy of the ~~new~~ bylaws ~~additions, or the~~ amendments or repeals ~~they he/she~~ will propose.
- (3) The Registrar, on receipt of such a motion ~~to enact, amend or repeal bylaws~~, shall send a copy of the proposed enactment, amendments or repeal to each ~~a~~ Architect at least ~~forty-five (45)~~ days before the annual ~~general meeting or the~~ special ~~general~~ meeting at which the motion is to be proposed.
130. (1) If the Council wishes to enact new bylaws, propose amendments to these bylaws or repeal bylaws, the President may do so, on behalf of Council in accordance with subsection (2).
- (2) Council may authorize a mail vote to obtain ratification by the Membership of changes to the Bylaws as required under section 128 and 129. Such a vote shall be conducted in accordance with part 12 of these Bylaws.

~~Part 16: —~~ Coming Into Force

- X. (1) Subject to this section, new bylaws may be enacted, these bylaws may be amended or bylaws may be repealed by a simple majority of those members present at an annual ~~general meeting or~~ special general meeting.

Commented [BR219]: MOVED from 127(1)

- (x) ~~These bylaws come into force immediately Upon being passed by the majority of the voting members pursuant to subsection (1).~~

Commented [BR220]: MOVED from 145

~~Part 13: Mail Vote~~

Commented [BR221]: REMOVED Part

- ~~131. — [1] MOVED to NEW after 9~~
- ~~132. — [1] MOVED to NEW after 9~~
- ~~133. — [1] MOVED to NEW after 9~~
- ~~134. — [1] MOVED to NEW after 9~~

Part 14: Miscellaneous Provisions

- ~~135. — [1] MOVED to NEW after 83~~
- ~~136. — [1] MOVED to NEW after 83~~

Time Extensions

137. (1) Where ~~by these~~ by-laws ~~require a certain day is fixed on which or by which certain things are or proceedings to be done or proceedings, had or taken by or at a certain date, and the date so fixed is a Saturday, Sunday or holiday, the things or proceedings shall be done, had or taken on or by the next following day that follows the fixed day and is not a Saturday, Sunday or holiday.~~

- (2) If anything to be done by ~~the~~ Council or an individual within a number of days or at a time fixed by or under these by-laws, cannot be or is not so done, ~~the~~ Council shall have, in its sole discretion, from time to time may to appoint a further or other time for doing it, whether the time at or within which it ought to have been done has or has not arrived or expired, ~~as the case may be~~.
- (3) Anything done at or within the time specified by ~~the~~ Council is as valid as if it had been done at or within the time fixed by or under this by-law.
- (4) ~~Notwithstanding anything in these bylaws, where by this by-law~~ a certain day ~~is~~ fixed on or by which certain things are to be done or proceedings taken, ~~and if it appears that the date was fixed having regard to an earlier fixed date on or by which certain other things are to be done or proceedings taken, then, notwithstanding anything in this by-law, and if default is made in respect of the earlier date, Council may permit~~ a like delay ~~may be permitted by the Council~~ in respect of the later date.

Inability to Act

138. If ~~under this by-law~~ a person is required to take some action or do something under these bylaws and ~~he/she~~ is absent, unable or unwilling to ~~take the action or do the thing~~ do so, ~~the~~ Council may appoint another person to take the action or do the thing in ~~his/her~~ their place.

Delivery of Notices

139. (1) ~~When a~~ notice or any other thing that is permitted or required to be given to
 - ~~(a) — an Architect, Restricted Practitioner, Permit Holder architectural corporation, Licensee visiting project architect or restricted practitioner or other member of the Association, the notice may be given~~
 - (~~ia~~) by delivering ~~or mailing~~ the notice to that person's business address as recorded in the Register or Roll ~~shown on the appropriate register or record of the Association,~~
 - or
 - (~~ib~~) by personal service;
 - ~~(b) A notice or any other thing that is permitted or required to be given to the Council, Association, an officer or appointee of Council, Registrar or other officer of the Association, the notice may be given by delivering or mailing it to the head office of the Association.~~
 - (2) If one or more Architects or ~~R~~estricted Practitioners do not receive a notice served in accordance with subsection (1), an annual ~~general meeting~~ or ~~a~~ special general meeting that is the subject of the notice may nevertheless be held as if the notice or notices had been received.

Ex Officio Members

140. (1) ~~{1} MOVED to NEW after 67~~

~~(2) {1} MOVED to NEW after 67~~

Code of Ethics

141. ~~{1} MOVED to NEW Part "Conduct" after 127~~

142. ~~{1} MOVED to NEW Part "Conduct" after 127~~

Validation

143. (1) ~~When a~~ Any act or thing under the provision of these by-laws that is directed to be done within a limited time and that is not done so, or is not properly or effectually done, shall not vitiate then any act or thing that was actually done prior to such omission or improper, ineffectual act ~~shall not be vitiated and that. The~~ prior act shall remain in full effect.

~~(x)~~ Council may extend the time for completing or perfecting an act or thing, either prior or subsequent to such act or thing not being properly or effectually done or omitted, ~~may extend the time for completing or perfecting and~~ such act, ~~;- w~~When completed or perfected, ~~such act~~ shall have the same effect as if done strictly in accordance with the provision of these by-laws.

Commented [BR222]: SEPARATED from 143(1)

Part 15: Forms

144. ~~{1} MOVED to NEW after 3~~

Commented [BR223]: REMOVED Part

Part 16: Coming Into Force

145. ~~{1} MOVED to NEW after 130~~

Commented [BR224]: REMOVED Part

Part 17: Continuing Education

146. ~~{1} MOVED to NEW after 83~~

147. ~~{1} MOVED to NEW after 83~~

148. ~~{1} MOVED to NEW after 83~~

149. ~~{1} MOVED to NEW after 83~~

150. ~~{1} MOVED to NEW after 83~~

151. ~~{1} MOVED to NEW after 83~~

Commented [BR225]: REMOVED Part

Part 18: Practice Bulletins

152. ~~{1} MOVED to NEW Part "Conduct"~~

153. ~~{1} MOVED to NEW Part "Conduct"~~

Commented [BR226]: REMOVED Part

X. The Bylaws of the Northwest Territories Association of Architects, established in March 2002 with revisions and amendments up to and including April 2015, are repealed.

Commented [BR227]: NEW bylaw repealing all prior revisions and amendments
To be inserted at end AFTER Parts have been reorganized with *Bylaw Amendments* at end.