

17.5.5 Introduction

This makes a small change to clause 17.5.5 to permit council to reject a by-law proposal submitted under 17.5 if such proposal would not have the desired effect. The revised by-law would be consistent with clause 17.4.5 d) which allows the by-law review committee to consider “the effect, necessity and appropriateness of the proposed by-law”

By-law	Current Wording	Proposed Wording	Reason
<p>17.5.5</p>	<p>Determination of Good Faith</p> <p>The council shall consider each by-law proposal that complies with 17.5.1 and 17.5.2 and shall make a determination as to whether: (a) such proposal or the written statement in support of such proposal appears to be submitted primarily for the purpose of enforcing a personal claim or redressing a personal grievance against the association or its councilors, officers or employees or primarily for the purpose of promoting general economic, political, racial, religious, social or similar causes;</p> <p>(b) such proposal is substantially the same by-law proposal as was submitted to the professional members for consideration in relation to an annual general meeting held within two years preceding the receipt of the petition and such proposal was defeated;</p> <p>(c) such proposal or the written statement in support of such proposal is defamatory, scandalous, illegal or likely to bring the association or its councilors, officers or employees into disrepute or to be the subject or cause</p>	<p>Determination of Good Faith</p> <p>The council shall consider each by-law proposal that complies with 17.5.1 and 17.5.2 and shall make a determination as to whether: (a) such proposal or the written statement in support of such proposal appears to be submitted primarily for the purpose of enforcing a personal claim or redressing a personal grievance against the association or its councilors, officers or employees or primarily for the purpose of promoting general economic, political, racial, religious, social or similar causes;</p> <p>(b) such proposal is substantially the same by-law proposal as was submitted to the professional members for consideration in relation to an annual general meeting held within two years preceding the receipt of the petition and such proposal was defeated;</p> <p>(c) such proposal or the written statement in support of such proposal is defamatory, scandalous, illegal or likely to bring the association or its councilors, officers or employees into disrepute or to be the subject or</p>	<p>To maintain the integrity of the whole set of by-laws, proposals must not be such as to cause conflicts with the unmodified text and when implemented, must be able, to achieve the stated purposes.</p>

	<p>of any prosecution or legal claim against the association or its councilors, officers or employees; or (d) such proposal or the written statement in support of such proposal is being made to secure publicity, and if so, whether such by-law proposal should be rejected.</p>	<p>cause of any prosecution or legal claim against the association or its councilors, officers or employees; or (d) such proposal or the written statement in support of such proposal is being made to secure publicity; or (e) such proposal, if approved, would not achieve the purposes provided in the statement defined by 17.5.2 (c), and if so, whether such by-law proposal should be rejected.</p>	
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