

PROPOSAL 2 - BY-LAW 6.5 PUBLIC INTEREST REVIEW COMMITTEE

This change will create consistency with other committees in by-law. It moves the elements of the Public Interest Review Committee (PIRC) by-law that are normally included in a Terms of Reference to policy.

All of the requirements in the current by-laws will be maintained in policy (see below).

CURRENT WORDING	PROPOSED WORDING
<p>6.5.1 Constitution and Purpose</p> <p>There shall be a public interest review committee that shall be a standing committee which in accordance with the Act, shall provide recommendations to the council so as to facilitate the timely implementation of advocacy actions by the association and whose functions and responsibilities shall be those provided for in the terms of reference adopted by the council as amended or replaced from time to time.</p>	<p>6.5.1 Constitution and Purpose</p> <p>There shall be a public interest review committee that shall be a standing committee which in accordance with the Act, shall provide recommendations to the council so as to facilitate the timely implementation of advocacy actions by the association and whose functions and responsibilities shall be those provided for in the terms of reference adopted by the council as amended or replaced from time to time.</p>
<p>6.5.2 Composition</p> <p>(a) The public interest review committee shall be comprised of no fewer than seven and no more than 11 members.</p> <p>(b) The public interest review committee shall be comprised of the following:</p> <ul style="list-style-type: none"> (i) one professional member who is also a member of the investigation committee and who shall be appointed by the investigation committee; (ii) two professional members who shall be elected at the annual general meeting, in accordance with the election rules; (iii) the registrar; and (iv) the following persons, appointed by the council: <ul style="list-style-type: none"> A. two past presidents of the association, at least one of whom shall still be a practising member at the time of appointment; B. one person who is a resident of Manitoba, but who is not and has never been, a professional member or an intern; and 	<p>6.5.2 Composition</p> <p><u>The membership of the public interest review committee shall consist of no fewer than 7 and no more than 11 members, and shall be comprised in accordance with the terms of reference adopted by the council as amended or replaced from time to time.</u></p> <p>(a) The public interest review committee shall be comprised of no fewer than seven and no more than 11 members.</p> <p>(b) The public interest review committee shall be comprised of the following:</p> <ul style="list-style-type: none"> (i) one professional member who is also a member of the investigation committee and who shall be appointed by the investigation committee; (ii) two professional members who shall be elected at the annual general meeting, in accordance with the election rules; (iii) the registrar; and (iv) the following persons, appointed by the council:

CURRENT WORDING	PROPOSED WORDING
<p>C. up to four other persons who, at the time of appointment, are professional members.</p> <p>(c) Two alternate members of the public interest review committee shall also be appointed by the council, one being a professional engineer and the other being a professional geoscientist, either of whom (at the request of the public interest review committee) shall be available to serve the public interest review committee for so long as their services may be required.</p> <p>(d) In considering those persons to be appointed to the public interest review committee, the council shall endeavor to provide appropriate continuity of service, balance of experience, and representation of both the engineering and geosciences professions.</p> <p>(e) The term of office of the members of the public interest review committee shall be two years and run from the date of their appointment or election, as applicable.</p> <p>(f) No person who has been elected or appointed as a member of the public interest review committee shall be eligible for re-election or re-appointment after four consecutive years of membership.</p>	<p>A. two past presidents of the association, at least one of whom shall still be a practising member at the time of appointment;</p> <p>B. one person who is a resident of Manitoba, but who is not and has never been, a professional member or an intern; and</p> <p>C. up to four other persons who, at the time of appointment, are professional members.</p> <p>(c) Two alternate members of the public interest review committee shall also be appointed by the council, one being a professional engineer and the other being a professional geoscientist, either of whom (at the request of the public interest review committee) shall be available to serve the public interest review committee for so long as their services may be required.</p> <p>(d) In considering those persons to be appointed to the public interest review committee, the council shall endeavor to provide appropriate continuity of service, balance of experience, and representation of both the engineering and geosciences professions.</p> <p>(e) The term of office of the members of the public interest review committee shall be two years and run from the date of their appointment or election, as applicable.</p> <p>(f) No person who has been elected or appointed as a member of the public interest review committee shall be eligible for re-election or re-appointment after four consecutive years of membership.</p>

Supporting Policy – Public Interest Review Committee – GP-8.12

Products

1. The Public Interest Review Committee shall provide recommendations to the council to facilitate the timely implementation of advocacy actions by the association.
 1. Consider and determine all issues of a public interest nature that are referred to it by Council.

2. Consider and determine on any other issue which it identifies and has reason to expect is relevant to consideration of section 3(c) of the Act.
3. Have a standing and early agenda item at each meeting requiring Committee members to declare any conflict of interest regarding any matter before the Committee, in accordance with a conflict of interest policy adopted from time to time by the Council and shall proceed in accordance with the provisions of that policy.
4. Prepare and publish on the Association's website a statement outlining the Committee's process for assessing and coming to a determination on issues.
5. If the committee determines that a matter referred to it properly relates to sections 3(a) or 3(b) of the Act, or both, refer the matter to the Registrar and so inform any referring party or parties accordingly.
6. In considering an issue be free to consult in confidence with any members of the Association, and relevant experts and professionals to assist in reviewing an issue under PIRC consideration who it believes have appropriate expertise.
7. If the committee determines that an issue warrants advocacy action by the Association, prepare a statement:
 1. Describing the issue;
 2. Describing the potential risk to the public interest;
 3. Explaining its determination;
 4. Describing the degree of urgency by addressing the likelihood of risk and the magnitude of loss and material adverse consequences, and;
 5. Providing a plan of appropriate action, including communication to the membership and the public at large, and a proposed schedule for implementation by the Association.
8. Forward the statement and plan to the president for timely, balanced, and visible consideration and, if so decided, implementation by the Council.
9. Make itself available for such consultation as the president or Council, or either, may request.
10. Conduct an annual review of its terms of reference and procedural guidelines.
11. Provide an annual report on its activities, including the results of its annual review of its terms of reference, for consideration by the membership at the Annual General Meeting.

Authority

2. The Public Interest Review Committee is established by, and has authority provided by, By-law 6.5.

Composition

1. The public interest review committee shall be comprised of the following:
 1. one professional member who is also a member of the investigation committee and who shall be appointed by the investigation committee;
 2. two professional members who shall be elected at the annual general meeting, in accordance with the election rules;
 3. the registrar; and

4. two past presidents of the association, at least one of whom shall still be a practising member at the time of appointment;
 5. one person who is a resident of Manitoba, but who is not and has never been, a professional member or an intern; and
 6. up to four other persons who, at the time of appointment, are professional members.
2. Two alternate members of the public interest review committee shall also be appointed by the council, one being a professional engineer and the other being a professional geoscientist, either of whom (at the request of the public interest review committee) shall be available to serve the public interest review committee for so long as their services may be required.
 3. In considering those persons to be appointed to the public interest review committee, the council shall endeavor to provide appropriate continuity of service, balance of experience, and representation of both the engineering and geosciences professions.

Term of Office

1. The term of office of the members of the public interest review committee shall be two years and run from the date of their appointment or election, as applicable.
2. No person who has been elected or appointed as a member of the public interest review committee shall be eligible for re-election or re-appointment after four consecutive years of membership.