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**CONSTITUTION
OF THE
PROGRESSIVE CONSERVATIVE PARTY
OF NEWFOUNDLAND & LABRADOR**

ARTICLE 1 NAME & HEAD OFFICE

The name of the Association shall be the “PROGRESSIVE CONSERVATIVE PARTY OF NEWFOUNDLAND & LABRADOR” and it shall have a head office, which shall be situated at a place determined from time to time by the Executive Council.

ARTICLE 2 DEFINITIONS

In this Constitution:

- a. The word “Leader” or word “Party Leader” shall mean the Leader of the Progressive Conservative Party of Newfoundland & Labrador as elected in accordance with Article 11 of this Constitution;
- b. The word “party” shall mean the Progressive Conservative Party of Newfoundland & Labrador;
- c. The word “District Association” shall mean an Association as set forth in Article 6-1 (a) of this Constitution whose jurisdiction shall be within the electoral boundary for which it was formed which electoral boundary shall be as defined by the districts set forth in the House of Assembly Act, 1970, Revised Statutes of Newfoundland, chapter, 159 as amended;
- d. The word “public meeting” shall mean a meeting of any affiliated association or group which has been called or scheduled and reasonably advertised in the public media;
- e. The word “President” or word “Party President” shall mean the President of the Progressive Conservative Party of Newfoundland & Labrador as elected in accordance with this Constitution.
- f. An “Ex-Officio” delegate is a member of the Provincial Executive Council who holds or held an office or position described in Article 7(1) paragraphs (h) to (m) and who fulfills the requirements of Article 7 (1) paragraph (n).
- g. The word “person” shall mean Canadian Citizen

- h. The word “Member” shall mean a Person who meets the criteria in Article 5-1 herein and submits an application for Membership which is accepted.
- i. The word “Supporter” shall mean a Person who meets the criteria in Article 5-1 herein and submits an application for Supporter status which is accepted.
- j. The word “Honourary Member” shall mean a person as described in Article 5-2f herein.

ARTICLE 3 PURPOSE, AIMS & OBJECTS

The purpose, aims and objectives of the Party shall be:

- a. to form the Government of the Province of Newfoundland and Labrador and to provide good government to the people of the Province;
- b. to foster interest in Government and in the political process in Canada and in the Province of Newfoundland and Labrador;
- c. to provide a forum for the membership to participate in political discussion and to advise with respect to Progressive Conservative policy;
- d. to promote and advance the aims, principles and policies of the Party;
- e. to elect a Leader of the Party;
- f. to provide for a nominating process for the selection of candidates for election as Progressive Conservative members of the House of Assembly;
- g. to assist in the election of Progressive Conservative Candidates to the House of Assembly and the House of Commons;
- h. to provide for the organizational and administrative aspects of the Party;
- i. to provide for democratic procedures and practices to effect the purpose, aims and objectives of the Party.

ARTICLE 4 RESPONSIBILITIES

The Party shall be responsible for the organization and establishment of a District Association within each Provincial Electoral District. The Party shall assist in the organization and establishment of other associations or groups set forth in Article 6.

ARTICLE 5 MEMBERSHIP

1. MEMBERSHIP AND SUPPORTER CRITERIA

- a. Membership OR Supporter Status in Party may be granted upon criteria being met, regardless of, but not limited to, race, ethnic background, color, religion or religious belief, national origin, sex or sexual orientation.
- b. Every person who meets the following criteria, upon application shall be eligible to become either a Member or Supporter of the Party.
 - i. is a citizen or permanent resident of Canada;
 - ii. has attained the age of sixteen (16) years;
 - iii. is ordinarily resident in the Province of Newfoundland and Labrador as defined in section 26 of the *Election Act*, 1991 as amended and attached hereto as Schedule “A” or is currently living in the Province of Newfoundland and Labrador in order to attend full time studies at an educational institution within the Province;
 - iv. supports the Party and its’ purpose, aims and object as outlined in Article 3; and undertakes to abide by the Constitution, bylaws and rules of the Party
 - v. is not currently an actively participating Member or Supporter of another Newfoundland and Labrador political party; and
 - vi. submits the appropriate application, and declaration of support, and our Membership/ Supporter fee, if applicable.

HOWEVER provided all other criteria are met, an exception can be made for certain persons who are not citizens or permanent residents and are also therefore unable to meet the definition of Ordinarily Resident as per the Elections Act including but not limited to those with refugee status, on temporary work permits or international students whose citizenship or permanent resident requirement will be waived and who shall be deemed to be Ordinarily Resident for the purpose of granting member or supporter status.

- c. Every Person who has been granted an Honourary Lifetime Membership in the Party as per Article 5-2f herein or has Ex Officio Status as per Articles 2-f and 7-1h to 7-1n herein, upon submitting his/her details and confirms his/ her continued support to the Membership registry, shall be a registered Member of the Party and a Member of the District Association in which they are Ordinarily Resident. In the event a Honourary Lifetime Member or Ex Officio is not (or no longer) Ordinarily Resident as defined herein then upon submitting his or her details to the Membership registry, s/he shall be affiliated with the District based on his/her last address in the Province.
- d. Each Member of the Party, including Candidates for, and holders of Party and/or public office, and each Supporter is hereby deemed to have covenanted that:

“I support the purposes, aims and object of the Progressive Conservative Party of Newfoundland and Labrador

I will abide by the Constitution, By-laws and Rules of the Progressive Conservative Party of Newfoundland and Labrador

I have read the Constitution By-laws and Rules or waived the reading of the same and

I realize that any breaches of the same will be a violation of my Membership or Supporter status in the Party which can result in sanctioning including suspension and/ or revocation of the same.”

2. APPLICATIONS FOR MEMBERSHIP AND SUPPORTER STATUS

- a. Application for Membership or Supporter status in the Party shall be submitted on the prescribed form in writing to the Head Office of the Party or electronically or by other means that the Party makes available.
- b. Applications for Membership or Supporter status are processed by the Membership Coordinator and the data entered into a Membership Registry. However the applications for Membership or Supporter status, or an electronic copy thereof, shall be kept on file at the head office of the Party.
- c. The Party shall, on being satisfied the applicant meets the criteria as outlined herein and after receiving payment of the Membership/ Supporter fee (if there is one), issue Membership or Supporter card to the applicant. Membership and Supporter cards shall be valid only if signed by the Membership Coordinator of the Party or by his or her designate; and Membership and Supporter cards shall indicate the registered Member's or Supporters name, registration number, district, effective date and expiry date.
- d. Each new Member or Supporter of the Party shall receive, with the Membership/ Supporter card, information as to the rights and responsibilities of a Member or Supporter of the Party.
- e. Those Identified in Article 2-f and 7-1h to 7-1n as Ex Officio need not submit an application to be a Member but are obligated to provide their details, confirm their continued support and pay a Membership fee, if such is payable.
- f. With a Majority vote by the Executive Committee no more than 5 Members or Supporters may be granted Honourary Lifetime Membership per annum in recognition of their contributions to the Party. Such person need not submit an application to be a Member but are obligated to provide their contact details. They will not be required to pay any Membership fee.

3. MEMBERSHIP FEES

- a. A Membership/ Supporter fee may be put in place if properly brought forward as a resolution at an Annual General Meeting or Special General Meeting and it received a majority vote.
- b. In the event that there is a Membership/ Supporter fee, the fee shall
 - i. Be non-refundable;
 - ii. be only paid by the applicant or on his or her behalf by an immediate Member of the applicant's family; and
 - iii. be paid to Party.

4. EFFECTIVE DATE

Once

1. the application has been processed,
2. it meets the criteria outlined herein,
3. the Membership /Supporter fee is paid (if any is due), and
4. a Membership number is assigned

then an effective date is recorded on the Membership/Supporter card and the card is issued. Regardless of when the Member or Supporter received the Membership/ Supporter card, such rights and responsibilities are retroactive to the effective date as provided on the card.

5. MEMBERSHIP AND SUPPORTER EXPIRY AND RENEWAL

Membership and Supporter Status will expires on the date as indicated on the Membership/ Supporter card. Prior to the Expiration the Member or Supporter should renew their status by contacting the Membership Registry.

6. RIGHTS OF MEMBERS AND SUPPORTERS

- a. Any Member or Supporter of the Party shall have the following rights:
 - i. The right to take full part in, and to vote, at any district meeting, or district nomination meeting in accordance with Article 13-2.
 - ii. The right to participate in the leadership selection process subject to the conditions set out in Article 11-3 and the Leadership Election Rules.
 - iii. The right to be given 7 days' notice of any such district meeting, district nomination meeting, or provincial leadership convention, by public notification through the Party website or as directed by the Executive Committee.
- b. Any Member of the Party shall have the following additional rights:
 - i. The right to hold office in the Party, including the position of Leader.

- ii. The right to seek delegate status to vote at a provincial annual general meeting, or special general meeting.
 - iii. Only if eighteen (18) years of age or older, the right to stand for selection as a candidate for the Party for election to the Newfoundland and Labrador House of Assembly.
- c. If a Member or Supporter changes address which results in a change in district where s/he has a right to vote, that right shall apply to the new district and a new Membership/Supporter card will be issued upon request.
 - d. A Member or Supporter shall be entitled to cast one vote only on a question or matter for which the individual is qualified to vote.
 - e. There shall be no proxy voting in the Party, or in any Affiliated Associations or groups as defined in Article 6.1.
 - f. In the event a Member or Supporter requires accommodation or aid in casting his or her vote in a live voting process, (if the same occurs) then the Secretary on the Executive Committee shall be notified of the same, a note will be added to that Member or Supporter's file in the Membership registry and the accommodation or aid will be made following the spirit and intent of Article 118 of the Elections Act, 1991 as amended and attached hereto as Schedule "B".
 - g. In the event a Member or Supporter requires accommodation or aid in advanced preferential voting, (if the same occurs) then the Secretary on the Executive Committee along with the Area Vice President and District Association shall work together to ensure such accommodation or will be made following the spirit and intent of Article 118 of the Elections Act, 1991 as amended and attached hereto as Schedule "B" with necessary alternations or accommodations for advanced preferential voting.

7. RESPONSIBILITIES OF MEMBERS AND SUPPORTERS

Members and Supporters have the following responsibilities:

- a. To demonstrate public support for the Party's electoral aims and objectives and to refrain from being an actively participating Member or Supporter of any other Provincial political party in Newfoundland and Labrador,
- b. To respect the collective will of the Party as expressed by decisions and/or policies duly rendered under the framework of this Constitution and the By-laws or Rules established thereunder,
- c. To participate in Party debate in a manner which is respectful of the democratic process and of the rights of other Members or Supporters to their own effective

voice,

- d. To provide the Party with accurate contact information to allow for effective communication with the Member or Supporter, and
- e. To support the purposes, aims and objectives of the Party.

8. DEADLINES FOR APPLICATIONS FOR MEMBERSHIP AND SUPPORTER STATUS AND RENEWAL

- a. To be able to vote at an Annual General Meeting or Special General Meeting for District Associations, WPC, YPC, or Article 6-1f Associations :
 - i. New Membership applications, new Supporter applications, Membership or Supporter renewals or revivals must be “IN EFFECT” prior to the vote being cast. To render such Membership/ Supporter status “IN EFFECT” the Membership Coordinator will have to process the new Membership applications, new Supporter applications, Membership or Supporter renewals or revivals so the sooner the same is submitted the better for the person
 - ii. HOWEVER, at District Association Meetings the Area Vice President or his/her designate who is a Member of the Executive Committee and at meetings for WPC, YPC or Associations set forth in Article 6-1f the President if a member of the Executive Committee or his/her designate who must be a Member of the Executive Committee will be able to accept in person new Membership applications, new Supporter applications, Membership or Supporter renewals or revivals (known as provisional Member/ Supporter status) for:
 - a District Association/ WPC/YPC / Article 6-1f Association Meeting;
 - A District Association/WPC/YPC/ Article 6-1f Association Annual General Meeting; or
 - District Association/WPC/YPC/ Article 6-1f Association Delegate Selection Meeting.
 and provisionally approve the application permitting the person to have Member or Supporter status for the purposes of being able to vote. Each person who is responsible for provisionally approving the same shall ensure they consult with the Membership Coordinator about the criteria and obligations in advance of said meetings and before they are able to provisionally approve any Member or Supporter.
 - iii. AND the Membership Coordinator will thereafter review the application and confirm the Member/ Supporter status so that it is no longer provisional or deny the same. Any votes cast as a provisional Member or Supporter will remain valid for the one-time purpose of the original meeting regardless of the provisional Member/ Supporter’s later being denied confirmation by the Membership Coordinator.

- b. To be able to be a delegate for an Annual General Meeting or Special General Meeting of the Party
- i. New Membership applications, Membership renewals or revivals must be “IN EFFECT” prior to being elected for the same. To render such Membership status “IN EFFECT” the Membership Coordinator will have to process the new Membership applications, Membership renewals or revivals so the sooner the same is submitted the better for the person
 - ii. HOWEVER at District Association Meetings the Area Vice President or his/her designate who is a Member of the Executive Committee and at meetings for WPC, YPC or Associations set forth in Article 6-1f the President if a member of the Executive Committee or his/her designate who must be a Member of the Executive Committee will be able to accept in person new Membership applications, Membership renewals or revivals (known as provisional Member status) at:
 - a District Association/ WPC/YPC / Article 6-1f Association Meeting;
 - A District Association/WPC/YPC/ Article 6-1f Association Annual General Meeting; or
 - District Association/WPC/YPC/ Article 6-1f Association Delegate Selection Meeting.

and provisionally approve the application permitting the person to have Member status for the purposes of being able to seek election. Each person who is responsible for provisionally approving the same shall ensure they consult with the Membership Coordinator about the criteria and obligations in advance of said meetings and before they are able to provisionally approve any Member.
 - iii. AND the Membership Coordinator will thereafter review the application and confirm the Member status so that it is no longer provisional or deny the same. In the event the provisional Member is later denied confirmation by the Membership Coordinator then that person shall no longer be a delegate and the selected alternate will take the delegate status.

9. MEMBERSHIP REGISTRY

- a. The Party shall maintain a registry of all Members and Supporters overseen by the Membership Coordinator.
- b. All Members and Supporters shall be recorded in the Membership Registry and the Party will maintain a paper or electronic copy of all applications.
- c. The Membership Registry shall be the official record of Members and Supporters of the Party and District Associations. It shall be used to determine lists of eligible voters for all Party, WPC, YPC, or Associations as set forth in Article 6-1f relating

Party meetings, District meetings, WPC meetings, YPC meetings, Article 6-1f Association meetings, Leadership Selection Process, and Leadership Reviews.

- d. The Membership registry may only be used for purposes consistent with the aims of the Constitution or activities regulated by this Constitution or By-Laws or Rules of the Party.
- e. The Membership Registry, the information contained therein and any lists that result therefrom are a confidential asset of the Party and shall not be sold or made available to any person aside from those listed in Article 5-10 below.

10. USE OF MEMBERSHIP REGISTRY DATA AND LISTS

- a. Data and lists from the Membership Registry are for the sole use of the Party and its purposes, and shall not be made available, for any reason, to anyone outside the Party.
- b. Within the Party, data and lists from the Membership Registry may ordinarily be made available by the Membership Coordinator, upon request, to the following:
 - i. Members of the Executive Committee;
 - ii. Presidents of District Associations, but in such cases only the Membership and Supporters of the District Association as applicable shall be made available;
 - iii. Presidents of WPC, YPC, and Article 6-1f Associations but in such cases only the Membership and Supporters of WPC, YPC or Article 6-1f Associations, as applicable shall be made available;
 - iv. Official candidates, as defined by the Executive Committee, for the leadership of the Party;
 - v. Official candidates, as defined by the Executive Committee, for any elective office with the Party.
- c. Within a District Association, data and lists from the Membership Registry for that District Association may ordinarily be made available by the District Association president, upon request, to the following:
 - i. Members of the Executive of the District Association;
 - ii. Declared candidates, as defined by the Executive, for the district nomination in a provincial election;
 - iii. Declared candidates, as defined by the Executive, for any elected office in the District Association.
- d. Within WPC, data and lists from the Membership Registry of WPC Members and Supporters may ordinarily be made available by the WPC President, upon request, to the following:
 - i. Members of the Executive of WPC;
 - ii. Declared candidates, as defined by the Executive, for any elected office in WPC.

- e. Within YPC, data and lists from the Membership Registry of YPC Members and Supporters may ordinarily be made available by the YPC President, upon request, to the following:
- i. Members of the Executive of YPC;
 - ii. Declared candidates, as defined by the Executive, for any elected office in YPC.
- f. Within Article 6-1f Associations, data and lists from the Membership Registry of Members and Supporters of said Article 6-1f Association may ordinarily be made available by the Association President, upon request, to the following:
- i. Members of the Executive of that Association;
 - ii. Declared candidates, as defined by the Executive, for any elected office in that Association
- g. Any person requesting a copy of a Membership and Supporter lists shall be required to read the privacy policy and sign a confidentiality agreement and undertaking in Form 5 10g as provided by the Executive Committee
- h. In the case of any requests for Membership lists not provided for in 5- 10b, 5- 10c, 5- 10d , 5-10e and 5- 10f above, the Executive Committee shall make the decision on disclosure, and such decision shall be final.
- i. The Membership Coordinator shall maintain a running, up to date Disclosure Document in Form 5-10i as provided by the Executive Committee indicating
- what information was provided,
 - on what date,
 - by whom,
 - to whom,
 - for what purposes,
- and it shall include an electronic copy of the executed confidentiality agreement and undertaking.
- j. The District Association President/ WPC President/YPC President or Article 6-1f Association President shall maintain a running, up to date Disclosure Document in Form 5-10j as provided by the Executive Committee indicating
- what information was provided,
 - on what date,
 - by whom,
 - to whom,
 - for what purposes,
- and it shall include an electronic copy of the executed confidentiality agreement and undertaking. S/he shall also send a copy to the Membership Coordinator any time there is an addition to the Disclosure Document.

11. SUSPENSION AND REVOCATION OF MEMBERSHIP OR SUPPORTER STATUS

- a. Upon receipt of a written complaint to the Party Secretary signed by the complainant, that a Member or Supporter has violated the Party Constitution or bylaws or Rules, or acted contrary to the purpose, aims and objectives of the Party, or violated any of the criteria relied on for granting Membership or Supporter status, the Party Secretary shall provide a copy of the same to the Member/ Supporter requesting written response within a set time frame.
- b. Once in receipt of the written complaint and response to the same, it shall be brought before the Executive Committee and if 2/3 or more of the Executive Committee are in favour of the complaint being further investigated then the Executive Committee shall refer the complaint to the Ad Hoc Review Committee and the complainant and Member/ Supporter shall be notified by the Secretary on the Executive Committee in writing forthright of this decision. If the 2/3 threshold is not met then no further action is to be taken and the complainant and Member/ Supporter shall be notified in writing by the Party Secretary of that decision.
- c. The Ad Hoc Review Committee shall be comprised of
 - i. the Party President, Party Vice-President, Party Honourary Legal Counsel (as appointed by the Executive Committee) , unless one of the above are in a conflict of interest then that person shall step aside and the Executive Committee by a majority vote shall decide who will be the replacement;
 - ii. An individual from the Party Membership Registry as recommended by the Member/ Supporter who is the subject of the complaint;
 - iii. An individual from the Party Membership Registry as recommended by the Party Leader.
- d. The Ad Hoc Review Committee shall follow up on the complaint by providing a copy of the same to the complainant and the Member/Supporter, investigate the matter as it deems necessary, and solicit further information as it deems necessary from the complainant, the Member/ Supporter or other third parties that is relevant to the matter before it. The Ad Hoc Review Committee may then render a decision on the matter or they may choose to set the matter down for a hearing, which they shall do within an appropriate time and then render a decision.
- e. If a hearing occurs, both the complainant and the Member/ Supporter has the right to provide further evidence at the hearing, verbally and/ or documentary, to put forth their positions and have legal assistance at their own expense if they so desire.
- f. The Ad Hoc Review Committee shall release a majority written decision that either
 - i. The complaint is dismissed;
 - ii. No further action is warranted;
 - iii. Specific remedial action is warranted and to be done;

- iv. The Membership of the Member or Supporter status of the Supporter shall be suspended for a set period of time, and reasons shall be given as to why that time frame was decided upon, or that
 - v. The Membership of the Member or Supporter status of the Supporter shall be revoked in its entirety and all rights that come with it.
- g. If a Member is holding office or an elected position with the Party or running for office or an elected position with the Party then suspension of the Membership will also result in suspension of the office or elected position with the Party or running of the same for the duration of the suspension of the Membership.
 - h. If a Member is holding office or an elected position with the Party or running for office or an elected position with the Party then that terminates upon revocation of the Membership.
 - i. During suspension or upon a revocation a Member or Supporter shall not be entitled to exercise any of the rights as outlined in Articles 5-6 herein.

ARTICLE 6 AFFILIATED ASSOCIATIONS & GROUPS

1. The associations and groups affiliated with the Party shall be:
 - a. each District Association;
 - b. the Young Progressive Conservatives of Newfoundland & Labrador (YPC);
 - c. the Progressive Conservative Women's Association of Newfoundland and Labrador;
 - d. the Conservative Federal Women's Caucus of Newfoundland and Labrador;
 - e. the Conservative Federal Constituency Associations in Newfoundland and Labrador;
 - f. Progressive Conservative Associations organized and constituted at any campus of any post secondary educational institution within the Province of Newfoundland and Labrador which campus of such institution offers a degree or diploma program requiring a course of studies of two years or greater.

2. Good Standing
 - a. In order to maintain good standing with the Party, affiliated associations and groups must operate within the spirit of this Constitution and be bound by it;
 - b. In order to maintain good standing with the Party, those affiliated associations and groups enumerated in Article 6-1(a) and (f) must;
 - (i) submit to the head office of the Party annually within thirty (30) days of election and no later than the 31st day of July and at any other time when requested by the President of the Party or by the Leader of the Party a list of its Executive members and individual membership;

- (ii) hold a public meeting after reasonably advertising the same in the public media at least once each year prior to the 30th day of June for the purpose of electing an executive which shall consist of not less than five (5) of which there shall be a President, a Vice President, a Secretary, and a Treasurer;
 - (iii) hold a public meeting at least once annually prior to the 30th day of June for the purpose of electing, in accordance with this Constitution, delegates and alternates to the Party Annual General Meeting and to hold a public meeting prior to any Special General Meetings of the Party for the purpose of electing in accordance with the Constitution; delegates and alternates to such Special Meeting;
 - (iv) adopt a Constitution, consistent with this Constitution, a copy of which together with all amendments and by-laws shall be forwarded to the head office of the Party immediately after approval;
 - (v) hold a public meeting whenever necessary, in accordance with this Constitution, to elect delegates and alternates to leadership conventions;
- b. In order to maintain good standing with the Party, District Associations must hold a nominating process in their respective districts to nominate Party candidates for provincial elections in the Province of Newfoundland and Labrador in accordance with Article 12 of this Constitution.

3. Constraints of Geography

- a. The Executive Committee shall have the authority to establish a list of those Associations set forth in Article 6-1 (a) that face organizational problems as a result of geographic and transportation constraints.
- b. Any Association on the list established under Article 6-3 (a) may with the approval of the Executive Committee, adopt a Constitution which establishes rules and procedures for the election of the Executive of that Association, and the election of delegates and alternates to Annual General Meetings and Special General Meetings that do not confirm with the requirement to hold these selections at a single public meeting as specified in Articles 6-2 (b)(ii), (iii), or (v).
- c. An Association Constitution approved under Article 6-3(b) may include provisions that allocate the election of specific positions of the executive of the Association to a public meeting held in a specified geographic area.
- d. An Association Constitution approved under Article 6-3(b) may include provisions that allocate the election of a specified number of the permitted delegates and alternates to Annual General Meetings and Special General Meetings to a public meeting held in a specified geographic area.

ARTICLE 7 PROVINCIAL EXECUTIVE COUNCIL

1. Subject to maintaining a membership in the party, the Provincial Executive Council shall consist of:

- a. the Leader of the Party;
- b. the President of the Party;
- c. the immediate Past President of the Party;
- d. the Vice-President of the Party;
- e. the Regional Vice-President of the Party being not less than six (6) and not more than twelve (12) whose Regional Vice Presidents' jurisdiction will be defined from time to time by the Executive Committee;
- f. the Secretary of the Party;
- g. the Treasurer of the Party;
- h. all members or supporters of the Party who served or who are serving as Members of the House of Assembly, Parliament of Canada or the Senate of Canada.
- i. all official Party candidates in the last provincial election in the Province of Newfoundland and Labrador and all official Party candidates seeking election in the ridings in Newfoundland and Labrador in the last federal election, unless a new candidate has been nominated, in which case the new candidate shall be a Provincial Executive Council member under this paragraph;
- j. all former Leaders of the Party and all former Presidents of the Party;
- k. the President of all those affiliates, associations and groups set forth in Article 6-1 provided that his/her designate in writing may attend meetings of the Provincial Executive Council in the event that the President cannot attend;
- l. the Vice-President for Newfoundland and the two Newfoundland Directors of the Conservative Association of Canada;
- m. all former members of the Provincial Executive of the Party;
- n. that all members of the Provincial Executive Council be required to be a registered delegate to at least one annual general meeting in three.

2. Liaison

The Leader of the Party may appoint a liaison person to the Provincial Executive Council and the Federal Caucus representing Newfoundland and Labrador may appoint a liaison person to the Provincial Executive Council and such liaison person may attend all meetings of the Provincial Executive Council, but shall not be entitled to vote on any matter on which a vote is required.

3. Duties of the Provincial Executive Council

Except as otherwise provided in this Constitution, the government management and control of the business and other affairs of the Party are vested in the Provincial Executive Council.

4. Meetings of the Provincial Executive Council

The Provincial Executive Council meeting of the Party shall be held once each calendar year at a time other than at or in association with the AGM of the Party unless otherwise cancelled or postponed by the Executive Committee. A meeting of the Provincial Executive Council shall be held within thirty (30) days when any fifteen (15) members of the Provincial Executive Council presenting a petition in writing to the President of the Party requesting such meeting. Written notices of all meetings of all the Provincial Executive Council must be given to all members of the Provincial Executive Council who have submitted their addresses to the head office of the Party. A quorum for Provincial Executive Council meeting shall be thirty (30) members.

5. Any member or supporter in good standing of the Party not otherwise entitled to attend meetings of the Provincial Executive Council shall nevertheless be entitled to attend meetings of the Provincial Executive Council as an observer subject to such limitations or rules as the Executive Committee may from time to time determine or impose in this respect, but such an observer shall not be entitled to vote.

ARTICLE 8 EXECUTIVE COMMITTEE

1. Executive Committee

- a. The voting members of the Executive Committee shall consist of all those set forth in Article 7, paragraph 1a, b, c, d, e, f, g, as well as the President of the Young Progressive Conservatives of Newfoundland & Labrador and the President of the Progressive Conservative Women's Association of Newfoundland and Labrador.
- b. The non-voting members of the Executive Committee shall consist of those appointed to the Provincial Executive Council under Article 7-2, a representative from the Progressive Conservative Caucus of Newfoundland and Labrador, and the chairpersons of the following Standing Committees of the Party: Policy Committee, Finance Committee, Elections Committee, and Candidate Identification Committee. Non-voting members who are unable to attend a meeting of the Executive Committee may instead send a representative.

2. Duties of the Executive Committee

- a. The duties of the Executive Committee shall be such as are usually exercised by an Executive body and as may be assigned by the Provincial Executive Council.
- b. The funds of the Party shall be under the control of the Executive Committee. All funds must be deposited to and expenditures paid from one account held in the name of the Party.
- c. The Executive Committee shall have the power and it will be the Executive Committee's duty to make appointments to fill vacancies in the Party offices of the Vice-President, Treasurer, Secretary, and Regional Vice-Presidents created by virtue of death or resignation provided that such appointments shall not be for a period beyond the up-coming annual general meeting of the Party.
- d. The Executive Committee shall meet at least four (4) times annually.
- e. A quorum for Executive Committee meetings shall be ten (10) voting members.
- f. As per Article 11-3c(ii) the Executive Committee shall establish the Leadership Selection Rules.
- g. The President of the Party shall schedule an Executive Committee meeting and give notice of such meeting to all Executive Committee members, within fifteen (15) days of receiving a request in writing to schedule such a meeting from any ten (10) members of the Executive board.
- h. The Executive Committee may remove from the Executive Committee any member holding a position specified in Article 7-1b, c, d, e, f, or g provided that:
 - (i) The member is consistently absent from Executive Committee meetings and telephone conferences without sufficient reason, and does not carry out the work of the Executive Committee,
 - (ii) Adequate notices of the meeting at which such an action will be considered, and the proposed action, is provided to all members of the Executive Committee.

- (iii) Two-thirds of the Executive Committee voting members present at an Executive Meeting, which has quorum and for which notice as specified in Article 8-2h(ii) has been provided, approve of the action, and
- (iv) The Executive Committee had previously and in writing warned the members that such an action would be taken if the member continued to miss meetings and telephone conferences, and did not carry out the work of the Executive Committee.

Any member of the Executive Committee removed from office under this provision will not qualify as a past executive member under Article 7-1(m) with respect to the terminated term office.

ARTICLE 9 STEERING COMMITTEE

1. There shall be a Steering Committee of the Executive Committee, which shall consist of:
 - a. the Leader of the Party;
 - b. the President of the Party;
 - c. the Vice-President of the Party;
 - d. three of the Regional Vice-Presidents set forth in Article 7, paragraph 1e which three Regional Vice-Presidents in such manner as they deem appropriate and fair immediately following the election of the Regional Vice-Presidents at the annual general meeting of the Party;
 - e. the Secretary of the Party;
 - f. the Treasurer of the Party.
2. A meeting of the Steering Committee shall be at the call of the President of the Party but may also be called by any three or more members of the Steering Committee giving notice in writing to all other members of the Steering Committee.
3. A quorum for Steering Committee meetings shall be five (5) members.
4. The Steering Committee shall have the powers of the Executive Committee between the Executive Committee meetings except that the decisions of the Steering Committee shall be subject to review, alteration or cancellation by the Executive Committee. The Steering Committee shall forthwith send copies of the Minutes of each of its meetings to the Executive Committee.

5. There must be a minimum of six Executive and/or Steering Committee meetings each year, not including the standard change-over meeting held at the Annual General Meeting. Four of the six meetings must be Executive Committee meetings.

**ARTICLE 10 DUTIES OF THE OFFICE OF THE LEADER, PRESIDENT,
VICE PRESIDENT, REGIONAL VICE-PRESIDENT,
SECRETARY AND TREASURER.**

1. The Leader: The Leader shall be the chief public official of the Party and shall supervise and have responsibility for the policy administration of all aspects of the Party. He or she shall be an ex-officio member of all Committees of the Party. The leader shall be responsible for the vigorous promotion by the Party of the purpose, aims and objects of the Party.
2. The President: The President shall be the Chief Executive Officer of the Party and shall supervise and have responsibility for the management of the affairs and business of the Party and he or she shall preside at all meetings of the Party and be an ex-officio member of all Committees of the Party. The President shall be responsible for the vigorous promotion by the Party of the purpose, aims and objects of this Constitution. The President shall call and preside at all meetings of the Steering Committee, the Executive Committee and Provincial Executive Council.
3. The Vice-President: The Vice-President shall carry out duties as may be assigned by the Steering Committee, the Executive Committee or the President and Vice-President shall preside at all meetings of the Steering Committee, Executive Council and the Party in the absence of the President. The Vice-President shall assume the office of the President upon the death or resignation of the President.
4. Regional Vice-President: The Regional Vice-President shall represent the Provincial District Associations contained in their areas as defined from time to time by the Executive Committee and they shall perform such duties as may be assigned to them by the Executive Committee, the Steering Committee or the President.
5. The Secretary: The Secretary shall keep minutes of all meetings of the Party, the Provincial Executive Council, the Executive Committee and the Steering Committee. The Secretary shall keep and maintain all the books and records of the Party. The Secretary shall prepare all ordinary correspondence of the Party. The Secretary shall give notice of all meetings as required under this Constitution or by-law made under this Constitution.

6. The Treasurer: The Treasurer shall receive all monies, which are the property of the Party and shall keep an accurate record thereof. The Treasurer shall keep all invoices and shall maintain an accurate record of all expenses of the Party. The Treasurer shall keep and maintain banking books and records of the Party. The Treasurer shall submit a report to the President, the Provincial Executive Council or the Executive Committee whenever required to do so. The Treasurer shall submit the Party's books, accounts, and records annually for audit by the Party's auditors who shall be a chartered accountant or firm of chartered accountants. The Treasurer shall be the Chief Financial Officer of the Party.

ARTICLE 11 MEETING & CONVENTIONS

1. Annual General Meetings

- a. The annual general meeting of the Party shall be held once each calendar year following thirty (30) calendar days notice to all Provincial Executive Council Members who have filed their addresses with the head office of the Party and to all affiliated associations and groups as to its time and place. The Executive Committee shall be empowered to postpone the AGM if a provincial election or federal election or leadership convention intervenes or due to an emergency beyond the control of the executive, and to set a replacement date for the AGM.
- b. The agenda or order of business at the annual general meetings include the following:
- calling the meeting to order;
 - distribution and adoption of the minutes of the previous annual general meeting and distribution and adoption of the minutes of any special general meetings held subsequent to the last annual general meeting;
 - report of the President;
 - report of the Treasurer which shall included audited financial statements of the Party;
 - reports of the Committees;
 - special reports;
 - receiving and dealing with Resolutions;
 - general business;
 - election of officers;
 - election of auditors;
 - motions and notices of motions; and,
 - new business.

- c. Fifty (50) members of the Party in good standing in accordance with Article 5 who are registered delegates to the annual general meeting shall constitute the quorum at an annual general meeting.

2. Special General Meetings

Special general meetings of the Party may be called at any time, on any date and at any place within the Province of Newfoundland and Labrador deemed advisable by the Provincial Executive Council. Special general meetings shall be called by the Steering Committee upon the Steering Committee receiving written petition to call such a meeting signed by two-thirds of the persons of the Provincial Executive Council. In each case, all affiliated associations and groups shall be given thirty (30) days notice of special general meetings. Fifty (50) members in accordance with Article 5 shall constitute the quorum at a special general meeting.

3. Leadership Selection Process

- a. Upon the death, retirement, resignation of the Leader or a successful motion at an Annual General Meeting or Special General meeting receiving a majority vote for a leadership review of the Leader subject to Article 15-2 an election of a new Leader shall be held at such date, time and place, as the Executive Committee shall decide.
- b. A leadership selection shall respect the principles that each member or supporter of the Party has a right to one vote, each member or supporter of the party has a direct vote for the Party Leader, no member or supporter can vote more than once, each district shall be given an equal voice, every member and supporter shall have equal access and ability to participate in all processes to select a leader and that the Executive Committee shall ensure that the right to vote of each Party member or supporter is respected in any rules governing the leadership selection.

Leadership Selection Rules

- c. (i) The Leadership Selection Process will follow Rules known as the Leadership Selection Rules.
- (ii) The Executive Committee shall make the Leadership Selection Rules governing the Leadership Selection Process.

- (iii) The Leadership Selection Rules will be drafted to reflect the spirit and intent of the Constitution and in accordance with the terms of the same.
- (iv) The Executive Committee shall ensure that Leadership Selection Rules are at-all- times available and up-to-date, posted on the Party Website, shall be provided in writing to the Presidents and Secretaries of all District Associations, and shall be provided to any registered member or supporter upon request.
- (v) The Leadership Selection Rules can be amended or varied upon a vote by the Executive Committee, provided the same do not conflict with the Constitution.
- (vi) In the event of a conflict between the Leadership Selection Rules and the Constitution, the Constitution shall prevail.
- (vii) The Executive Committee shall at least once between Annual General Meetings undertake a complete review of the Leadership Selection Rules.
- (viii) The Executive Committee shall ask the Constitution Committee to review the Leadership Selection Rules within three years of adopting the same and every three years thereafter and such review must be completed and submitted to the Executive Committee within 4 months of commencing the Review.

Teams/ Committees

- d. (i) The Executive Committee shall appoint a Leadership Selection Committee for the leadership selection only to administer the leadership selection in accordance with the Leadership Selection Rules.
- (ii) The Leadership Selection Committee shall have exclusive authority to interpret and apply the Leadership Selection Rules and to issue guidelines for their interpretation and application without referral to the Provincial Executive.
- (iii) A Leadership Selection Committee can include subcommittees relating to Leadership Convention if applicable, Leadership Instillation if applicable, Appeals Committee and any other Committees deemed necessary to facilitate an inclusive, open, transparent and fair Leadership Selection Process.
- e. The Persons on the Executive Committee, Leadership Selection Committee and any other subcommittees thereof shall remain neutral during the Leadership Selection Process and shall undertake in writing to remain neutral throughout the entire Leadership Selection Process.

Secure Candidacy for Leader

- f. Each candidate for Leader must be a member of the Party and must be nominated and seconded in writing by members or supporters of the Party.

Furthermore, each nomination must also be endorsed in writing by a minimum of 100 members or supporters of the Party representing at least 51% of the Electoral Districts.

Leadership Vote

- g. Members and Supporters of the Party recorded on the Membership Registry as of the cut-off date pursuant to the Leadership Selections Rules comprise the Voters' List.
- h. Voting for the Party Leader is a direct vote of all Members or Supporter who have a right to vote on the Leadership. Votes are weighted equally for each electoral district, providing an equal voice for each district association, and counted in accordance with the Leadership Selections Rules.
- i. No less than 75 days prior to the commencement of the Leadership Vote, the Executive Committee shall cause to be published publicly on the Party's website, a notice outlining particulars of the Leadership Vote, including notice of the final date upon which new Memberships and Supporter status may be obtained in order to be eligible to vote.
- j. In the event, there is only one (1) Candidate for Leader, election shall be by acclamation.
- k. In the event, there is more than one (1) Candidate, voting will be in accordance with the Leadership Selection Rules.
- l. For the purpose of apportioning ballot results among the candidates, each Electoral District shall be assigned 100 Electoral points and the points will be allocated to each candidate in proportion to the votes received out of the total votes cast in that Electoral District.
- m. Votes shall be assigned to the Electoral Districts in which the voter is ordinarily resident, except for Ex-Officio or Honorary Lifetime Members who are not currently residing in the Province, in which their vote shall be assigned to the Electoral District in which they are deemed to be ordinarily resident based on their last address when living in the Province.
- n. Voting shall be by secret ballot and the 1st Candidate to receive 50.00001% or more of the points shall win.

4. Delegates

- a. Subject to payment of all reasonable fees or charges imposed in relation thereto, all delegates shall be entitled to attend and vote at annual general meetings and special general meetings.
- b. The Executive Committee shall issue an observers status to any member or supporter of the Party to attend any annual general meeting or special general meeting subject to such limitations or rules as the Executive Committee may from time to time determine or impose.
- c. The Executive Committee may issue an observer status to any person of the news media or other special person that the Executive Committee deems advisable to any annual general meeting or special general meeting convention subject to such limitations or rules as the Executive Committee may deem advisable or impose.
- d. Voting delegates at each annual general meeting and at each special general meeting shall consist of the following:
 - (i) the President, the Vice-President, the Secretary and the Treasurer of each District Association together with seven (7) delegates from each District Association, one (1) of whom shall be an executive member of the District Association elected by the District Executive and six (6) delegates elected at large at a public meeting called and reasonably advertised in the public media for that purpose, and all such delegates shall be residents of the provincial district for which they are elected and/or members of the executive of the District Association provided that two (2) of the delegates must not be more than thirty (30) years of age and provided further that if there exists in the Provincial District a District Young Progressive Conservatives Association, then the two (2) delegates who are to be not more than thirty (30) years of age shall consist of the President of the Young Progressive Conservatives of Newfoundland & Labrador and one other who shall be elected at a public meeting of the District Young Progressive Conservatives' Association. If a person becomes a delegate under this Article 11- 4d (i) by virtue of his or her office, then such person will forfeit their delegate status under this 11-4d(i) and the delegate position created by such forfeiture shall be filled by a delegate at large elected at the aforesaid public meeting. Five (5) delegates shall be elected at large in accordance with such rules as may be established from time to time by the Executive Committee;

- (ii) the President, Vice-President, Secretary and Treasurer of the P.C. Women's Association, and the remainder of the at-large delegates (7) be chosen by random draw by the Executive of the P.C. Women's Association from ballots received from the 48 District Associations.
 - (iii) the President and ten (10) executive members of the Young Progressive Conservatives of Newfoundland and Labrador,
 - (iv) the President and four (4) delegates from each of the Associations set forth in Article 6-1(f) representing a campus with more than 1,000 registered full time students shall be entitled to one (1) extra delegate for each 1,000 registered full time students at that campus over and above the first 1,000 registered full time student at that campus provided further that no such Association may have more than eleven (11) delegates including the President and provided further that for such Associations that will have less than eleven (11) delegates, saving and excepting the President, all such delegates and alternatives shall be elected at a public meeting of such Associations, and provided further that for such Associations that will have eleven (11) delegates, the provisions set forth in Article 11-4d(i) shall apply mutatis mutandis to the selection of such delegates and provided further that alternates shall be elected on the basis of one (1) alternate for every two (2) delegates;
 - (v) each member of the Provincial Executive Council.
5. The rules for the conduct of annual general meetings and special general meetings shall be governed by the Roberts' Rules of Order, provided that if there is a conflict between the Roberts' Rules of Order and this Constitution, then this Constitution shall prevail.
 6. The election of Regional Vice-Presidents shall be by eligible voting delegates who are residents of the regions, which the Regional Vice-Presidents will represent.
 7. Each annual general meeting shall elect from the membership of the party the officers set forth in Article 7, paragraphs 1(b) and 1(d) to 1(g) and if not contested, the election of such officers shall be by acclamation.
 8. Voting at Annual General Meetings and Special Meetings
 - a. The election of officers shall be by secret ballot.
 - c. The vote on a Resolution asking delegates if they wish to have a

leadership convention shall be by secret ballot.

- d. In all other cases not set forth above, voting shall be by a show of hands except that a vote shall be by secret ballot on any matter if requested by fifty (50) or more delegates who rise in their places and request a secret ballot.
 - e. No delegate to an annual general meeting or special general meeting shall be entitled to more than one (1) vote even though such delegate may be present in more than one (1) representative capacity.
 - f. In the case of a tie vote on a motion or resolution, the motion or resolution fails.
 - g. In the case of a tie vote with respect to the election of an officer of the Party, voting shall continue until there is a clear winner.
9. In the case of an Association set forth under Article 6-1(a) or (f) that, having followed all the established procedures for the election of delegates and alternates, is unable to select its full complement of delegates and alternates to an Annual General Meeting, the Executive Committee, in consultation with the executive of the affiliated association, shall have the authority to appoint sufficient persons to fill the vacant delegate and/or alternate positions. Only persons who meet all the qualification of a delegate for the affiliated association, other than being elected in a meeting of the affiliated association, may be appointed. In making such an appointment in a district with no district Progressive conservative Youth Federation Association, the executive committee shall ensure that at least two delegates are not more than 30 years of age.

ARTICLE 12, Section 1 SELECTION OF PARTY CANDIDATES

- 1. The Party Leader, in consultation with the District Association and the President of the Party shall call nominations prior to a general election or a by-election in each District. District Associations shall publish in the local media reasonable notice of the date and time at which nominations close and where nominations shall be filed and such notice shall not be less than two (2) days prior to the close of nominations.
- 2. In the event that more than one (1) person is nominated, then the party candidate shall be selected at one or more special meetings of the District Association called for that purpose and hereinafter call “Nominating Meetings”.

3. The Party Leader, in consultation with the District Association and President of the Party, shall schedule any required nominating meetings and shall determine the time, type and number of such meetings. District Associations shall publish in the local media reasonable notice of the date, time and place of such Nominating Meetings and the choice of media used and the length of the notice given shall be determined in consultation with the District Association.
4. Notwithstanding Article 12-1 and Article 12-3 the Party Leader in consultation with the President of the Party shall have emergency power to call for nominations to be filed, which shall be done as expeditiously as possible, but which shall not be less than twenty-four (24) hours from the time than an election was called and shall have emergency power to schedule nominating meetings if more than one (1) person files nomination documents, in districts where nomination meetings have not yet been held and an election has been called.
5. All persons seeking nomination in any Electoral District must file a nomination document in the form prescribed by the Executive Committee and at the time of filing such document deposit with the Progressive Conservative Party of Newfoundland and Labrador a non-refundable sum of money, the amount of which shall be determined from time to time by the Executive Committee and if there is a District Association the money is to be paid to the District Association.
6. Eligible voters entitled to vote for a person to be elected as the Party Candidate are those persons who are members or supporters of the District Association, ordinarily resident in the Electoral District at the date of the Nominating Meeting and who are not less than sixteen (16) years of age either at the date of the nominating meeting or at the date of the election, if the date of the election has been set.
7. Subject to Article 12-10, if only one (1) person files a nomination document in an Electoral district as set forth in Article 12-5, then that person, provided he or she supports the principles and aims of the Party, shall be the Party's candidate in the Electoral District by acclamation.
8. In Electoral Districts where only one (1) central nominating meeting will take place, then if more than one (1) person files a nomination document and no nominated person receives an absolute majority on the first ballot, further balloting shall be conducted until an absolute majority has been attained by one (1) nominated person. On each ballot those nominated persons having less than ten percent (10%) of the total vote cast together with the nominated person with lowest number of votes will be dropped and the remaining provided that a

nominated person having less than ten percent (10%) of the total vote cast and the nominated person with the lowest number of votes may be the same person.

9. If there is to be more than one (1) nominating Meeting in an Electoral District, then if more than one (1) person files a nomination document, the nominated person who receives the largest number of votes of the total votes cast at all Nominating Meetings shall be the Party candidate in that District, notwithstanding the fact that the total number of votes received by the nominated person having the largest number of total votes cast represents only a plurality and not a majority of the total votes cast.
10. “Notwithstanding anything in this Constitution, no person shall be the official Party Candidate in any Electoral District in any election without holding membership in the Party and without the approval of the leader.”
11. In the case when an election has been called within eighteen months following the election as a member of the House of Assembly of a Party Candidate in a District in a previous by-election or general election, then the Party Leader in consultation with the Party President and District President, may declare such person to be the duly nominated party Candidate for the District in the upcoming election.

ARTICLE 13 AGE LIMITS AND RESIDENCY

1. Any person who supports the principles and aims of the Party and who has attained the age of sixteen (16) years is eligible to be elected to any office or position and is eligible to be appointed to any appointed office or position in the Party and in the District Association as well as to vote in the elections of officers thereof and to attend annual general meetings and special general meetings as voting delegates.
2. All persons voting at District Association meetings shall be either residents of that District or members of the Executive of that District Association.
3. Eligible voters entitled to vote for a person to be elected as a Party Candidate shall be in accordance with Article 12-6.

ARTICLE 14 STANDING COMMITTEES

1. The Standing Committees of the Party shall be the Constitution Committee, the Finance Committee, the Credentials Committee, the Policy Committee, the Budget Committee, the Elections Committee, and the Candidates Identification Committee. The duties of the Standing Committee shall be as prescribed from time to time in the By-laws of the Party or by the Executive Committee.

2. The Leader of the Party shall appoint the chairpersons and others for the Policy Committee, the Finance Committee, the Elections Committee, and the Candidate Identification Committee. The President of the Party shall appoint the chairpersons and others for the Budget Committee, the Credentials Committee, and the Constitution Committee.
3. Constitution of the Finance Committee must include the President of the Party and Treasurer of the Party. Membership of the Budget Committee must include the Leader of the Party, the President of the Party, the Treasurer of the Party, and the chairperson of the Finance Committee. Membership of the Elections Committee must include the President of the Party.

ARTICLE 15 RESOLUTIONS AND MOTIONS

1. All resolutions and motions shall be in writing and shall have a proposer and seconder. Notice of all resolutions and motions must be given in writing to the head office of the Party at least thirty (30) days prior to an annual general meeting and at least fourteen (14) days prior to a special general meeting. Notwithstanding the notice requirements in this Article 15-1, a resolution or motion may be proposed at an annual general meeting or a special general meeting without notice provided that a majority of the voting delegates agree by vote to waive the notice requirements. The proposer and seconder of a resolution or motion must speak to the proposed resolution or motion. In order to be adopted or passed, all resolutions and motions must receive a majority vote.
2. Notwithstanding Article 15-1 any resolution under Article 11-3 a (iii) or any similar resolution or motion shall be in writing and notice thereof served on the Leader of the Party and on the President of the Party and a copy thereof together with written proof that the Leader of the Party and the President of the Party have received the same shall be filed at the head office of the Party at least thirty (30) days before the annual general meeting or special general meeting at which such resolution or motion will be proposed.

ARTICLE 16 BY-LAWS

1. Provided that written notice has been given to all members of the Provincial Executive Council, who have submitted their addresses to the Party head office, fourteen (14) days prior to a Provincial Executive Council meeting, then by-laws consistent with the Constitution may be made and adopted by the way of majority vote at such meeting of the Provincial Executive Council. By-laws made and adopted in accordance with this Article 16-1 must be ratified at the up-coming annual general meeting or at a special general meeting, but until then

shall be valid and in effect.

2. By-laws consistent with this Constitution may be adopted by way of resolution or motion in accordance with Article 15-1.

ARTICLE 17 AMENDMENTS

Amendments to this Constitution may be made by a two-thirds majority affirmative vote at an annual general meeting or special general meeting provided that notice shall be given in writing of the proposed amendment together with a draft of the proposed amendment and the reasons for the proposed amendment to the President of the Party at least thirty (30) days prior to the annual general meeting or special general meeting at which the amendment will be proposed. All such proposed amendments will require a proposer and seconder who must speak with respect to the proposed amendment. Notice of all such proposed amendments must be given in writing before the annual general meeting or special general meeting to all delegates registered to attend the annual general meeting or special general meeting.

ARTICLE 18 COMMENCEMENT & SUCCESSION

This Constitution will commence and take effect on the day following the annual general meeting, 1992. The organization defined in this document is the successor of the organization entitled “The Progressive Conservative Association of Newfoundland and Labrador”. Any person or affiliated organization holding status or position with the former organization shall retain that status or position within the Party, subject to any articles of this Constitution which may apply.

Updated: June 10, 2017 at the Special General Meeting of the Party

SCHEDULE "A"

Section 26 of the *Elections Act, 1991* SNL 1992, c. E-31

"26. For the purpose of this Part, the place where a person is ordinarily resident is determined in accordance with the following rules of residency:

Rules of Residency

I. The place where a person is ordinarily resident is that place in which he or she has his or her principal or only residence, home, lodging or habitation.

II. (1) A person may not have more than 1 place at a time in which he or she is ordinarily resident.

(2) A person who remains in the province retains his or her ordinary residence in the province as determined under Rule I until he or she has acquired another.

III. Notwithstanding Rule IV, a person who goes to a place either within or outside the province

- (a) for a vacation or holiday;
- (b) for a temporary purpose only; or
- (c) to obtain medical or hospital care,

retains his or her ordinary residence in the province as determined

under Rule I.

IV. A person who goes to a place outside the province for a continuous period of more than 6 months ceases to be ordinarily resident in the province, notwithstanding that he or she may intend to return at some future time.

V. Notwithstanding Rule IV, in the absence of evidence to the contrary, a person who has left his or her place of residence in the province to pursue a course of study at an educational institution either outside or within the province is considered to be ordinarily resident in the place where he or she was residing immediately before leaving to pursue the course of study, and he or she is considered to continue to have that ordinary residence until he or she completes or abandons the course of study.

VI. In the absence of evidence to the contrary, a person who has left his or her place of residence outside the province to pursue a course of study at an educational institution in the province is not ordinarily resident in the province.

VII. A prisoner held in custody in a provincial jail or penitentiary is considered to be ordinarily resident in the place where he or she was ordinarily resident immediately before his or her incarceration.

VIII. Notwithstanding Rule II(1), a member of the Senate or the House of Commons of Canada who at the time of becoming a member was ordinarily resident in the province, his or her spouse unless he or she is living apart from the member and the member's unmarried dependant children are considered to be ordinarily resident in the place in which the member was ordinarily resident at the time of becoming a member, notwithstanding that the member may have established a residence outside the province

SCHEDULE "B"

Section 118 of the *Elections Act, 1991* SNL 1992, c. E-31

118. (1) The deputy returning officer when requested to by an elector shall,

- (a) permit a friend of the elector to accompany the elector into the voting compartment and mark the ballot of the elector; or
- (b) assist the elector
 - (i) by marking the ballot of the elector in the manner directed by the elector, in the presence of the scrutineers of the candidates in the polling station and of no other person, and the deputy returning officer shall, where the elector is unable to do so, then place that ballot in the ballot box, or
 - (ii) by instructing the elector in the use of a brailled template, prescribed by the Chief Electoral Officer, to be affixed over the ballot so that each hole in the brailled template indicates the place where a mark in that hole would result in a vote for the candidate whose name corresponds to that hole, and by reading to the elector the candidate that corresponds with each hole in the brailled template, so that the elector may understand the method by which he or she may mark his or her ballot for the candidate of his or her choice.

(2) Where a friend of the elector accompanies the elector into the voting compartment as provided for in paragraph (1)(a), the poll clerk shall, in addition to the other requirements prescribed by this Part, enter the name of the friend in the remarks column of the poll book opposite the entry relating to the elector.

(3) A person at an election shall not act or shall not be allowed to act under paragraph (1)(a) as the friend of more than 1 elector.

(4) A friend who is permitted to mark the ballot of an elector under paragraph (1)(a) shall 1st take an oath in the prescribed form that he or she will keep secret the name of the candidate for whom the ballot of the elector is marked by him or her and that he or she has not already acted as the friend of an elector for the purpose of marking his or her ballot at that election.