

OSHAWA MINOR HOCKEY ASSOCIATION

Constitution By-Laws and Regulations, Index

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OSHAWA MINOR HOCKEY ASSOCIATION
CONSTITUTION BYLAWS AND REGULATIONS

PART I - BYLAWS

BYLAW 1 – (2017)

ARTICLE 1(a). DEFINITIONS – (2017)

In this By-law and all other By-laws and Resolutions of the Association, unless the context otherwise requires:

- a) "Association" means Oshawa Minor Hockey Association (or such other name as the Association may in the future legally adopt);
- b) "Board" means the Board of Directors of the Association;
- c) "CHA" means the Canadian Hockey Association (or such other name as the CHA may in the future legally adopt);
- d) "Corporations Act" means the Corporations Act R.S.O. 1990, Chapter 38, and any statute amending or enacted in substitution therefore, from time to time;
- e) "Corporation" means Oshawa Minor Hockey Association (or such other name as the Association may in the future legally adopt);
- f) "Director" means an individual who has been elected to the Board of Directors of the Association;
- g) "Letters Patent" mean the Letters Patent incorporating the Association, as from time to time amended by Supplementary Letters Patent;
- h) "Officers" mean the individuals who hold the offices enumerated in Article 11;
- i) "OHF" means the Ontario Hockey Federation (or such other name as the OHF may in the future legally adopt);
- j) "OMHA" means Ontario Minor Hockey Association (or such other name as the OMHA may in the future legally adopt);
- k) "Policies", "Regulations" and "Manual of Operations" means written statements governing issues affecting the affairs of the Association, which have been considered and approved by the Board of Directors of the Association;
- l) "Oshawa MHA" means Oshawa Minor Hockey Association;
- m) "Members" means all classes of membership in the Association as provided for in ARTICLE 6;
- n) "Parent" means a parent or legal guardian.
- o) "eligible individuals" means any player (youth) that meets age and residence eligibilities as determined from time to time by the Association
- p) "Auditor" means an external independent licensed accountant.

All terms defined in the Corporations Act have the same meaning in this Bylaw and all other Bylaws and resolutions of the Association.

ARTICLE 1: NAME, OFFICE and SEAL

- 1.01 This organization shall be known as the "OSHAWA MINOR HOCKEY ASSOCIATION", an accredited member of the Ontario Minor Hockey Association.
A Charter has been issued in Letters Patent dated January 13, 1986, Ontario Corporation Number 647425, under the name of 'Oshawa Minor Hockey Association', hereinafter called the 'Corporation'.
- 1.02 The office of the Corporation shall be in the City of Oshawa, Province of Ontario, at such place as the Corporation Directors may from time to time determine.
- 1:03 The seal, an impression of which is in the margin herein, shall be the Corporate seal of the Corporation.

ARTICLE 2: PURPOSE and OBJECTIVES

- 2.01 The objective of the Corporation is to promote, govern, encourage and teach minor hockey for age groups tyke through juvenile in the territory under the jurisdiction of the Corporation.
- 2.02 To foster among its members, supporters and teams, a general community spirit, and to encourage sportsmanship amongst all participants.
- 2.03 To maintain and increase the interest in the game of hockey.
- 2.04 To develop organize and manage team competition within our limitations and financial resources.
- 2.05 To oversee and coordinate all hockey and related activities for all teams and members of the Corporation.

ARTICLE 3: STRUCTURE

- 3.01 The Corporation shall encompass all the hockey teams and administrators who operate under the jurisdiction of the Corporation, and who comply with the Corporation Constitution, By-Laws, and Regulations; and shall comprise, but not be limited to: the Oshawa Representative Team Division and all Affiliated League or Leagues.

2007

ARTICLE 4: AFFILIATION

- 4.01 The Corporation may become affiliated with any hockey league or leagues, or any other organization whose purposes and objectives are similar, as determined by the Corporation Directors.
The Association shall be a member of the OMHA, and,
The Association shall operate in cooperation with the Community Services Committee of the City of Oshawa.
The current Affiliates of the Corporation are the recreation leagues of: 1) the Oshawa Church Hockey League (OCHL), and 2) the hockey operations of the Oshawa Neighborhood Association Sports Committee, (NASC).
– (2017)

ARTICLE 5: AREA OF JURISDICTION

- 5.01 The Corporation shall operate within the territorial and political boundaries of the Corporation of the City of Oshawa. This shall be referred to as the community area of Oshawa, and may also include any other areas as accepted and approved by the Directors of the Corporation.

ARTICLE 6: MEMBERSHIPS – (2017)

- 6.01 There shall be three (3) classes of membership in the Association:
 - (a) Active Membership,
 - (b) Parent/Guardian Membership,
 - (c) Honorary Lifetime Membership.
- 6.02 ACTIVE MEMBERSHIP
Shall include all executive members (elected or appointed), all team staff (coaches, managers and trainers), all conveners and team volunteers, and all registered players who are over the age of 18 years.
Membership shall commence immediately on being elected or appointed to office, and remain in effect for the term of office. Members in this classification will be allowed one (1) vote per person, and may attend all membership meetings, and, by invitation, meetings of the Board and Committees of the Association
- 6.03 PARENT/GUARDIAN MEMBERSHIP
Shall include all parents and/or legal guardians of registered players in good standing, where the registered player is under the age of eighteen (18) years. Parent/Guardian members of a registered player shall be entitled to vote in

accordance with Appendix A, and may attend membership meetings, and, by invitation, meetings of the Board and Committee meetings of the Corporation.

Membership shall commence on or after September 1st in the year, and terminate on August 31st of the year following the date on which membership commenced.

6.04 HONORARY LIFE MEMBERSHIP

Shall include any member or individual awarded an Honorary Life Membership by the Corporation Directors, for distinguished services to the Corporation. The recommended criteria for Life Membership shall be reviewed from time to time by the Directors, and may include:

1) Past Presidents who have served successfully in that office for at least two terms.

2) Any executive member or former executive member, any team official or other volunteer of the Corporation who has demonstrated outstanding service to the Corporation over an extended period of time.

Honorary Life Members shall be entitled to hold office in the Corporation, and shall be entitled to vote in that office.

ARTICLE 7: MEMBER RESPONSIBILITIES

7.01 ACTIVE, PARENT/GUARDIAN and LIFE MEMBERS

It is the responsibility of all Active, Parent/Guardian and Life Members to:

Respect and comply with all Corporation policies, Regulations, and Manual of Operations as determined by the Corporation, the Ontario Minor Hockey Association (OMHA) and the Canadian Hockey Association (CHA).

Assist the Corporation programs in the promotion of sportsmanship and positive attitudes,

Recognize the authority of all league and arena officials, and to assist them in exercising that authority,

Ensure that participants have safe and approved equipment for all games and practices,

Comply with coaching staff regulations and ensure that participants arrive at the arena when requested,

Support and encourage all participants on the ice, and to refrain from negative comments to game officials, or any of the participants

Refrain from the abuse of alcoholic beverages, or any illegal drugs, use of profanity, or unacceptable social conduct in or around arena facilities or while attending team related activities.

Comply with all Regulations and Manual of Operations for Rep Teams as determined by the Board.

Failure to comply with these responsibilities may result in action by the Directors to suspended membership privileges, and/or expulsion from arena properties

ARTICLE 8: TERMINATION OF MEMBERSHIP

8.01 Any member may resign from the Corporation, upon acceptance by the Board of Directors, by mailing written notice of resignation to the Secretary, accompanied by all monies owing to the Corporation.

8.02 Members may be censured, suspended or expelled for breach of the Constitution or Bylaws of the Corporation, or for any act, omission or conduct which the Board of Directors deems to be prejudicial to the welfare of the Corporation. All such suspensions and expulsions shall be in compliance with prevailing Ontario laws, and regulations of the Corporation Letters Patent. 2007

8.03 All matters respecting censure, suspension and expulsion of members, and any termination of membership shall be within the exclusive control of the Board of Directors.

8.04 Termination of membership, whether by resignation, expulsion or otherwise, shall forthwith terminate all rights of membership of the member concerned. Such termination shall not be deemed to discharge any financial obligation of the member accrued to the Corporation prior to the date of such termination, and not then fulfilled. 2014

8.05 Any member (player, staff, executive, parent/legal guardian) resorting to legal action against the Oshawa Minor Hockey Association, after having first exercised their right of appeal throughout the complete appeal procedure, shall be deemed to have resigned from, and terminated all rights of membership in the Association. 2014

8.06 Any Director or Executive Officer of the Corporation, whether elected or appointed, upon being absent from four (4) scheduled Board meetings within one fiscal year, shall be deemed to have resigned from his Directorship or Executive Office position.

2016

Any such resignation shall be ratified by the Corporation Board of Directors, with due regard to all circumstances

ARTICLE 9: MANAGEMENT OF THE CORPORATION

9.01 DIRECTORS OF THE CORPORATION

The affairs of the Corporation shall be managed by a Board of up to 25 Directors, who, upon election or appointment, and throughout their term of office shall be an 'Active Member' of the Corporation.

2014

All officers of the Corporation, either elected or appointed, shall be Directors of the Corporation

The Corporation may, by special resolution, increase or decrease the number of its' Directors. Any change in the number of Directors shall be in compliance with prevailing Ontario laws, and regulations of the Corporation Letters Patent. A Director shall not hold more than one (1) elected position on the Board.

9.02 BOARD POSITIONS

The Directors shall hold office after election as follows:

Director 1 – Immediate Past President

Director 2 – Past President

Director 3 – President (two year term)

Director 4 – First Vice-President (two year term)

Director 5 – Second Vice-President (two year term)

Director 6 – Secretary (two year term)

Director 7 – Treasurer (two year term)

Director 8 through 17 – Ten Directors-at-Large (two year term)

Director 18, 19, 20, 21 - Rep Team Division, 'AE', 'A', 'AA', 'AAA', (two year term)

Director 22, 23, Affiliate League, Oshawa NASC, (one year term)

Director 24, 25, Affiliate League, Oshawa Church Hockey League (one year term)

2014

9.03. MANNER OF SERVING TWO YEAR TERMS

Directors 3, 4, 5, (President, 1st Vice President, and 2nd Vice President), and Directors 8, 9, 10, 11, 12 (five Directors-at-Large) will serve a two year term beginning with their election at the AGM in 2014, (even years).

The following year, Directors 6, (Secretary) and Directors 13, 14, 15, 16, 17, (five Directors-at-Large) will serve a two year term beginning with their election at the AGM in 2015, (odd years).

Directors 18, 19, 20, 21, (Rep Teams, ('AE', 'A', 'AA', 'AAA')) will serve a two year term beginning with their election at the AGM in 2014, (even years).

ARTICLE 10: BOARD RESPONSIBILITIES

10.01 It is the responsibility of the Board to:

Control all of the affairs of the Corporation

Fill any vacancies that may occur on the Board, (such appointments shall complete the term of office for the vacancy created).

Appoint competent Directors, or others, to fulfill the duties of Ice Manager, OMHA Contact person, Chair to the Parent Council, and any other appointments necessary to carry on the business of the Corporation.

Appoint any Life Memberships.

Appoint such team officials and other league officials and convenors as may be required to carry out the duties of operating the teams of the Corporation.

Establish working policies and practices, which promote and foster an environment that allows the members to enjoy the game to the fullest, in a safe and organized manner.

2014

Ensure that procedures are in place to implement the rules and regulations of our governing bodies, the OMHA, the CHA, and the regulations of the Corporation.

Communicate any rule or policy changes to all members of the Corporation, and to keep members informed of the affairs of the Corporation.

Assign Directors and other competent members to all operating committees, and ensure the committees fulfill their duties.

Comply with all City of Oshawa regulations regarding use of rental facilities,

Ensure all coaching staff trainers and managers are in compliance with current OMHA and CHA certificate program requirements, and to provide access to the training programs required

Establish programs and procedures to assist in teaching of skills and player development

Establish procedures for the assignment of coaching staffs for all teams.

Establish screening procedures for all volunteers in contact with participants, as well as all Directors of the Corporation.

Safeguard the monies and assets of the Corporation, and adequately document by the use of appropriate audit procedures.

10.02 MEETINGS OF BOARD OF DIRECTORS AND QUORUM

The Board meetings shall be called by the President, and a Quorum required to conduct business of the Corporation shall consist of a majority (50% plus 1) of the eligible Directors.. The Board may hold its meetings at such places as it may from time to time determine. Notification of meetings shall be Corporation Secretary (or designate) either by prior notice in the distribution of minutes, by telephone call, or by fax or email, and all such notice shall be not less than one day prior to the meeting.

Directors meetings may be called by the Vice Presidents acting on behalf of the President, or in the absence of the President. The Board may declare a particular day or days in each month for regular meetings at a location and hour named, and publication of such schedule and locations in the minutes shall be deemed prior notification.

A Directors meeting may be called without notice immediately following the Annual General Meeting (AGM) of the Corporation.

The Directors may conduct or transact any business of the Corporation at any meeting of the Board.

2015

10.03 VOTING OF BOARD OF DIRECTORS

All questions arising at any meeting of the Board shall be decided by a majority of votes. Votes may be taken by ballot if demanded by any Director present, but in the absence of any such demand, vote shall be by a show of hands – assent or dissent. The meeting Chair shall not have a first vote, but shall have a tie-breaking vote at any Board meeting.

A declaration that a question has been carried shall be entered into the minutes, and that entry shall be proof of the fact without recording the number or proportion of the votes.

10.04 POWERS

The Directors may administer the affairs of the Corporation in all things, and make, or cause to be made for the Corporation any kind of contract which the Corporation may lawfully enter into, and except as hereinafter provided, may generally exercise all such other acts and things as the Corporation is authorized by its charter to exercise and do.

10.05 REMUNERATION OF DIRECTORS

The Directors of the Corporation shall serve without remuneration. No Director may directly or indirectly receive any profit from his position as a Director. A Director may be reimbursed reasonable expenses incurred in the performance of his/her duties, and remuneration for his/her services to the Corporation in any other capacity, such as Ice Manager/Scheduler, Treasurer, Mentor, Registrar/OMHA Contact, etc.

2014

Any Director of the Corporation who is directly or indirectly involved in a material interest in a proposed contract or matter before the Board, shall declare that interest at a meeting of the Board.

Such disclosure shall be made when the question of entering into a contract or agreement is first made by the Board, or in any case, at the first opportunity afterwards.

10.06 INDEMNITIES TO DIRECTORS

Every Director or officer of the Corporation, and his/her heirs, executors and administrators and estates and effects, respectfully, shall at all times be indemnified and saved harmless, out of the funds of the Corporation, from and against All costs, charges and expenses whatsoever which the Director sustains or incurs in or about any action, suit or proceeding, which is brought, commenced or prosecuted against him/her for, or in respect of any act, deed, or matter of thing whatsoever made, done , or permitted by him/her in or about the execution of the duties of his/her office; and all other costs , charges and expenses whatsoever which the Director sustains or incurs in or about, or in relation to the affairs thereof, except the costs, charges or expenses occasioned by his/her willful neglect or default.

10.07 CONFIDENTIALITY

Each Director and Officer of the Corporation shall respect the confidentiality of all matters brought before the Board for consideration in camera.

10.08 CONFLICT OF INTEREST –(2017)

- (a) Every Director who directly or indirectly has an interest in a proposed or existing contract or transaction or other matter relating to the Association shall make a full and fair declaration of the nature and extent of the interest at a Board meeting.
- (b) The declaration of a conflict of interest shall be made at the Board meeting at which the question of entering into a contract or transaction or other matter is first taken into consideration or, if the Director is not present at that Board meeting, his conflict shall be declared at the next Board meeting held after the Director assumes his office.
- (c) After making his declaration, no Director shall vote an such a contract or transaction or other matter, nor shall he or she be counted in the quorum in respect of such a contract or transaction or other matter.
- (d) If a Director has made a declaration of an interest in a contract or transaction or other matter in compliance with this Section, the Director is not accountable to the Association for any profit or losses realized from the contract or transaction or other matter.

ARTICLE 11: DUTIES OF THE DIRECTORS

11.0 (a) IMMEDIATE PAST PRESIDENT

The Immediate Past President shall be a Board member with full Director debating and voting privileges. He may present and second any motions to the Board. He will Chair the Nominating Committee. He shall assist any Board members in the completion of their functions, and shall carry out any other duties assigned by the President of the Board.

2014

(b) PAST PRESIDENT (1)

One additional Past President shall be a Board Member with full Director debating and voting privileges. He may present and second any motions to the Board. He shall assist the Immediate Past President and any Board members in the completion of their functions, and shall carry out any other duties assigned by the President of the Board.

11.01 PRESIDENT

Each nominee for the President shall have served on the Board three (3) of the previous five (5) years, and shall be elected at the AGM to serve a two-year term.

The President shall be the Chief Executive Officer of the Corporation, and shall, if present, preside at all meetings of the Corporation and the Board of Directors. He/she shall be Ex-officio member of all Standing Committees. He/she shall see that all orders and resolutions of the Board are carried into effect. He shall also have other such powers and duties as are elsewhere provided for in these Articles, or as may be assigned to him/her from time to time by the Board.

The President shall have the general supervision and management of the business and affairs of the Corporation, in accordance with the Policies determined by the Board. In cases requiring immediate decision, the President

2009

may take action with or without reference to the members of the Board, but shall be responsible for any decisions to the Board of Directors at the next meeting of the Board.

11.02 FIRST VICE-PRESIDENT

Each nominee for the First Vice-President shall have served a minimum of two years of the previous four on the Board of Directors, and shall be elected at the AGM to serve a two-year term. The First Vice-President shall assist the President in his/her duties, and, in the absence of the President shall perform the duties and exercise the powers of the President. He/she shall also perform such duties as may from time to time be assigned to him/her by the Board.

11.03 SECOND VICE-PRESIDENT

Each nominee for the Second Vice-President shall have served a minimum of two years of the previous four on the Board of Directors, and shall be elected at the AGM to serve a two-year term. The Second Vice-President shall assist the President and the First Vice-President in their duties and in the absence of the President and the First Vice President shall perform the duties and exercise the powers of the President. He/she shall also perform such duties as may from time to time be assigned to him/her by the Board.

11.04 SECRETARY

The Secretary shall be elected at the AGM to serve a two-year term. The Secretary shall give, or cause to be given, all notices required to be given to the Board, officers, and members of the Committees of the Board. He/she shall attend all meetings of the Board, and shall enter or cause to be entered in the minute books, all proceedings at such meetings. He/she shall distribute, or cause to be distributed the minutes of any Board of Directors meetings to the Directors within fourteen (14) days of said meeting.

He/she shall be custodian of all books, papers, documents and all other instruments belonging to the Corporation, except as those specifically assigned to others, such as the Treasurer's books. He/she shall perform other duties as may from time to time be prescribed by the Board

11.05 TREASURER

The Treasurer shall be competent in accounting principles, and have a demonstrated ability to maintain the financial records and transactions required for the Corporation. Prior to the Corporation AGM, every 2nd year the Board shall appoint a Treasurer for a two-year term. This appointment must be presented to the AGM in a motion for ratification. The Treasurer shall be a Director of the Corporation, with full debating and voting privileges. He may present and second any motions to the Board. The Treasurer shall keep full and accurate books of account, in which shall be recorded all receipts and disbursements of the Corporation, and, under the direction of the Board shall control the deposit of money, the safekeeping of securities and the disbursement of funds of the Corporation. He/she shall render to the Board at the meeting thereof, or whenever required of him/her an account of all his/her transactions as Treasurer, and advise the financial position of the Corporation. He/she shall serve on the Finance Committee of the Corporation. He shall pay all accounts by cheque, signed by himself and one other person authorized by the Board.

The Treasurer shall cause to have the financial books and records audited annually by an independent public accounting firm. He/she shall perform such other duties as from time to time may be prescribed by the Board.

THE FOLLOWING NINE (9) DIRECTOR DUTIES, ARTICLES 11.06 THROUGH 11.14, SHALL BE APPOINTED ANNUALLY BY THE EXECUTIVE COMMITTEE, AND RATIFIED BY THE BOARD NO LATER THAN 4 WEEKS FOLLOWING THE AGM. THESE DUTIES WILL BE ASSIGNED TO THE 10 DIRECTORS-AT-LARGE WHERE PRACTICABLE.

11.06 OMHA CONTACT AND REGISTRAR

The OMHA Contact person shall be appointed annually by the Executive Committee. He/she shall act as the Corporation's liaison with the Ontario Minor Hockey Association. He/she shall be the Corporation's singular point of communication with the offices of the OMHA, and shall represent the Corporation at Regional meetings with other associations.

The Registrar shall be appointed annually by the Executive Committee. The Registrar duties shall include submitting Rosters to the OMHA for all AE, A, AA, and AAA Rep Teams in our system, and complete all

required registration documents such as residency and waiver forms. He shall coordinate his work closely with the OMHA Contact.

11.07 ICE SCHEDULER

The Ice Manager shall be appointed annually by the Executive Committee. He/she shall allocate and schedule under the direction of the Board of Directors, all ice time allocated to the Corporation at all arenas being used by the Corporation, with due regard to the requirements of the Representative teams in all categories. He/she shall notify, or cause to be notified all ice time assigned to the users, and is responsible to notify the Treasurer of all such allocations for billing purposes.

2010
2014
2015

11.08 TOURNAMENT MANAGER

The Tournament Manager shall be appointed annually by the Executive Committee He/she shall be responsible to organize, or cause to be organized all major tournaments being hosted by the Corporation. He/she shall be responsible to notify the OMHA Contact for procurement of tournament permits, and shall submit, or cause to be submitted a financial statement of the tournament funds as per OMHA regulations.

11.09 SPONSORSHIP MANAGER

The Sponsorship Manager shall be appointed annually by the Executive Committee. He/she shall be responsible for the procurement of sponsors for the Representative teams, and shall assist the Treasurer in the invoicing and collection of fees for the sponsorships. He/she may seek the assistance of any members of the Corporation in the execution of these duties.

11.10 PUBLIC RELATIONS MANAGER

The Public Relations Manager shall be appointed annually by the Executive Committee. He/ she shall be responsible for the public awareness advertising of any special events or promotions of the Corporation. This shall also include the managing of press notification for game results, and any other special relations duties which from time to time may be assigned by the Board.

11.11 RULES CHAIRMAN

The Rules Chairman shall be appointed annually by the Executive Committee. He/she shall be responsible for keeping records of all major rule infractions for players of the Corporation which result in multiple-game suspensions, and shall work closely with the OMHA Contact in notification of these to the team managers. He/she will serve as Chair of the Appeals Committee, and will also perform other duties as may from time to time be assigned by the Board.

11.12 EQUIPMENT MANAGER

The Equipment Manager shall be appointed annually by the Executive Committee. He/she shall be responsible for the safekeeping and storage of all Corporation hockey equipment and for recommending the timely replacement of said equipment as required. He/she shall undertake any and all repairs to the equipment to maintain them in safe and presentable condition.

11.13 REPRESENTATIVE TEAM MANAGER

The Representative Team Manager shall be appointed annually by the Executive Committee. He/she shall be responsible for all age divisions at the Rep Team level, including all competitive 'AE', 'A', 'AA' and 'AAA' teams. He/she shall direct the activities of the Directors elected as Chair of the 'AE', 'A', 'AA' and 'AAA' Rep Teams, and shall be in charge of all other Rep Team programs.

2007

11.14 REPRESENTATIVE TEAM PARENT COUNCIL CHAIR

The Representative Team Parent Council Chairperson shall be appointed annually by the Executive Committee. He/she shall direct the activities of the Parent Council, with guidance and direction from a senior elected Director of the Corporation. Guidelines for Council activities and their mandate shall be established by the Executive Committee, and shall be amended from time to time to keep abreast of current conditions.

2008

ARTICLE 12: EMPLOYEES OF THE CORPORATION

12.01 Recognizing that the Corporation is operated as a non-profit organization by volunteers from the membership of the Corporation, provisions shall be available for the Corporation to employ staff to fill critical administrative duties where there are no volunteers available to perform those duties. The Board of Directors shall have the power to hire staff, and where need be to terminate the employ of staff. Approval of all staff so hired must receive a two-thirds vote of the members present at a meeting of the Board of Directors. The employee(s) will be accountable to the President, or his delegate. No Director of the Corporation may be hired as an employee of the Corporation.

ARTICLE 13: ANNUAL GENERAL MEETING

13.01 LOCATION AND DATE

The Annual General Meeting (AGM) of the Corporation shall be held in such place and date as may be determined by the Board of Directors. The AGM shall be called no later than June 15, and the Directors and officers shall present to the members present a summary of the Corporation activities since the last AGM, as well as a financial statement detailing revenues and expenses since the last AGM. Any member of the Corporation in good standing may attend and speak at the AGM

13.02 NOTICE OF ANNUAL GENERAL MEETING (AGM) AND QUORUM

Notice of the AGM shall be given by the Secretary by publicizing in the local newspaper, website notice, and/or Newsletter or Bulletin Boards in the Arena(s) at least forty-five (45) days prior to the meeting date. Twenty (20) members in good standing on the books of the Corporation shall constitute a quorum at any AGM of the Corporation.

2007
2008
2015

13.03 ERRORS IN NOTICE OF ANNUAL GENERAL MEETING

No error or omission in giving notice of a meeting shall be cause to invalidate such meeting, or to make void any proceedings taken at such meeting

13.04 VOTING AT ANNUAL GENERAL MEETING

All Active Members and Parent/Guardian Members of the Corporation shall be entitled to notice of and to vote at all meetings of the Members of the Corporation. (2017)
No person shall be entitled to more than one (1) vote, and no proxy votes shall be allowed.
No person under the age of 18 (as of the date of the AGM) shall be entitled to vote.
Unless otherwise provided by the Constitution and Bylaws, all questions arising at any meeting of the Corporation shall be decided upon by a majority of votes. Voting shall be by a show of hands for any Notice of Motion and by Ballot for the Election of Directors and Officers.
A declaration that a motion has carried shall be entered into the minutes, and that entry shall be proof of the fact without recording the number or proportion of the votes.

13.05 RULES OF CONDUCT FOR AGM

If there is no quorum within 15 minutes of the time fixed for the meeting to begin, a short recess may be declared to take measures to obtain a quorum. Otherwise, the senior officer present may declare the meeting postponed.
Any member desiring to speak must do so by addressing the Chair, and will be limited to a reasonable length of time, as determined by the Chair.
Any motion to be presented at the AGM must be submitted in writing as a Notice of Motion to the Corporation Secretary, at least 30 days prior to the date of the AGM, and must be proposed and seconded by a member of the Corporation. The member presenting the motion shall speak first to the motion at the meeting.
A member shall have the right to speak only once to each motion. Should the member wish to be heard again in rebuttal to any previous speaker, his/she/ must do so through the Chair.
The Chair will decide on rules of order, however, an appeal of the Chair decision may be made and overturned by a two-thirds vote to override such decision.

2007
2008

13.06 ORDER OF BUSINESS AT AGM

The order of business at all Annual General Meetings, where applicable, shall be as follows:
Credentials, reading of the minutes of previous AGM, report from the Treasurer, status report from the President or delegate, reports of Standing Committees, reports of Special Committees, Amendments to the Constitution or Bylaws, Notices of Motion, Election of Directors.

The order of business may be altered at any meeting by a two-thirds vote of the members present.

13.07 ELECTION OF DIRECTORS

The election of Directors shall be conducted at the Annual General meeting by a competent party who is not currently a Director of the Corporation, and who is not a candidate for any Director position in the Corporation. He/she shall be appointed by the President, and shall assume the Chair of the meeting until the conclusion of all elections.

ARTICLE 14: NOMINATING COMMITTEE AND MEMBER NOMINATIONS

14.01 A Nominating Committee shall be established to submit candidates for Directors for the following season. The committee Chair shall be the Immediate Past President, and two (2) Directors selected by the President, as well as two (2) Active Members elected by the Board of Directors.

14.02 The Nominating Committee shall endeavor to submit one candidate for each Director position to be filled by election at the Annual General Meeting. The nominee must be a member of the Corporation in good standing at the time of the Nomination Committee report, which shall be at least 30 days prior to the AGM.

14.03 When the Annual general Meeting is convened, the persons submitted for each position by the Nominations Committee shall be deemed to be duly nominated and consent given to stand for that office, whether present at the meeting or not.

14.04 Nominations for any Director position on the Board may be made by any member of the Corporation in good standing, provided the nomination is submitted in writing to the Corporation Secretary a minimum of thirty (30) days prior to the AGM. The nomination must be signed by the nominator and the nominee, and seconded by at least two (2) other members of the Corporation in good standing. Participating members under the age of 18 are not eligible as nominator, nominee or seconder. Nominees shall have an established involvement with the Association.

ARTICLE 15: AMENDMENTS TO THE CONSTITUTION AND BYLAWS

15.01 Amendments to the Corporation Constitution and Bylaws may only be made at the Annual General meeting of the Corporation.

15.02 All proposals for amendments to the Constitution or Bylaws of the Corporation shall be submitted in writing a minimum of thirty (30) days prior to the AGM. Any such proposals may be submitted to the Corporation Secretary by either 1) the Constitution Review Committee, or 2) by any member of the Corporation in good standing (excluding Participating Members), and seconded by at least two (2) members of the Corporation in good standing (excluding Participating Members).

ARTICLE 16: BANKING ARRANGEMENTS AND CONTRACTS

16.1 BANKING ARRANGEMENTS

The banking business of the corporation, or any part thereof, shall be transacted with such bank or trust company as the Board of Directors may designate, approve or authorize from time to time, by resolution. All banking business, or any part thereof, shall be transacted on the Corporation's behalf by one or more officers and/or other persons as the Board may delegate, approve or authorize from time to time by resolution. The delegate(s) shall be authorized to undertake the operation of the Corporation's accounts, the making, signing, drawing, accepting, endorsing, lodging, depositing or transferring of any cheques, promissory notes, drafts, acceptances, bills of exchange and orders relating to any property of the Corporation. The delegate(s) may execute any required

agreements relating to any such banking business, and may authorize an officer of such bank to act on the Corporation's behalf to facilitate such banking business.

16.02 AUDIT

An audit of the financial books of the Corporation must be conducted at the end of the fiscal year, and a written report must be submitted to the Board of Directors as soon as the auditor report is received by the Treasurer.

16.03 DISTRIBUTION OF LOTTERY ASSETS IF CORPORATION DISSOLVES

In the event that Oshawa Minor Hockey Association should dissolve, the Corporation's assets and property held or acquired from the proceeds of licensed lottery events (i.e. lottery trust accounts or property purchased with lottery proceeds) would be distributed to charitable organizations that are eligible to receive lottery proceeds in Ontario.

2013

ARTICLE 17: FISCAL YEAR

17.01 Unless otherwise ordered by the Board of Directors, the fiscal year of the Corporation shall end on the 30th day of June in each year.

ARTICLE 18: CORPORATION STANDING COMMITTEES

2014

18.01 EXECUTIVE COMMITTEE

The Executive Committee shall be comprised of seven (7) Directors, including the President, Past President, the First and Second Vice-Presidents, the Secretary, the Treasurer, and the OMHA Contact of the Corporation.

The Executive Committee shall recommend to the Board the appointment of elected Directors to the positions outlined in 11.06, OMHA Contact; 11.07, Ice Manager; 11.08, Tournament Manager; 11.09, Sponsorship Manager; 11.10, Public Relations Manager; 11.11, Rules Chairman; 11.12, Equipment Manager; 11.13, Representative Team Manager;

The Committee shall also recommend to the Board a candidate to act as Rep Team Parent Council Chair, said Chair candidate to be an Associate Member (player's parent or legal guardian) for the current season.

The Executive Committee shall be responsible to recommend candidates for all other Standing Committees of the Corporation. All Standing Committee members shall be approved by the Board at the first regular meeting of the Board after the AGM. The Committee shall also be responsible for any other duties as the Board may from time to time determine.

The Committee shall be responsible for liaison of the matters of the Corporation with other similar organizations, and with Municipal authorities.

18.02 FINANCE COMMITTEE

The Finance Committee shall consist of a Chair and at least two (2) other Directors of the Corporation. The Treasurer of the Corporation and the First Vice President shall automatically be members of the Committee. The Committee shall recommend to the Board of Directors ways and means of raising, collecting, disbursing and controlling of all funds of the Corporation. The Committee shall be responsible for the administration of all financial matters as directed by the Board.

18.03 REPRESENTATIVE TEAM COMMITTEE

The Representative Team Committee shall consist of a Chair and at least nine (9) other Directors of the Board. The Representative Team Manager shall automatically be a member of the Committee, as well as the President, First and Second Vice-Presidents, Secretary, Treasurer, Ice Manager, and the Directors responsible for 'AE', 'A', 'AA' and 'AAA' Reps Teams. The Committee shall be responsible for the operation of all Rep Team activities in the Corporation.

2008

18.04 TOURNAMENT COMMITTEE

2007

The Tournament Committee shall consist of a Chair, and at least two (2) other Directors of the Corporation. The Tournament Manager shall automatically be a member of the Committee. The Committee shall be responsible to direct the activities of any major 'AE', 'A', 'AA' or 'AAA' tournaments hosted by the Corporation. The Committee shall also be responsible to manage and direct the activities for any OMHA playoff championship tournaments which may be hosted by the Corporation. The Committee may utilize the resources of any additional members of the Corporation in the execution of these duties.

18.05 RULES, PROTEST AND APPEALS COMMITTEE

The Rules and Appeals Committee shall consist of a Chair and at least five (5) other Directors of the Corporation. The Rules Manager and the OMHA Contact person shall automatically be members of the Committee. If any member of the Committee is absent or unable to perform his/her duties for any reason whatsoever, the Committee Chair may appoint a new member to fill the vacancy on a temporary basis, with or without reference to the Board. The Chair and any two (2) members of the Committee shall have the powers to hear and decide all protest and appeals, complaints or other matters which pertain to any violation of the rules or regulations of the Corporation, or which pertain to the action of any player, manager, coach, or other members of the coaching staff, or Corporation representative while acting in the capacity as such, or which pertains to the act, omission or conduct of any of the above persons which is alleged to be prejudicial to the Corporation.

All persons appearing before the Committee shall be given full opportunity to be heard.

The Committee shall as soon as possible after the conclusion of the hearing make a report to the President of the Corporation, as well as to all other persons involved in the hearing.

18.06 PUBLIC RELATIONS COMMITTEE

The Public Relations Committee shall consist of a Chair and at least two (2) other Directors of the Board. The Public Relations Manager shall automatically be a member of the Committee. It shall be the responsibility of the Committee to publicize all activities of the Corporation, such as registration dates, team score reports, Minor Hockey Night activities, etc., and to edit and publish the Corporation Newsletter. The Chair shall keep the Board well informed of all Committee activities.

18.07 CONSTITUTION REVIEW COMMITTEE

The Constitution Review Committee shall consist of a Chair and at least two (2) other Directors of the Board. The Committee shall be responsible to review the articles of the Constitution and Bylaws, and to recommend any revisions that may from time to time be required to keep the Corporation abreast of current conditions and affairs. The Committee recommendations shall be presented to the Board in a timely fashion so that any motion to amend may be prepared within the time constraints at the Annual General Meeting.

18.08 COACHING MENTOR COMMITTEE

The Coaching Mentor Committee shall consist of a Chair and at least four (4) other Directors of the Board. The Representative Team Manager shall automatically be a member of the Committee.

The Committee shall be responsible for programs which will foster the development of hockey skills within the Rep Team system of the Corporation. The committee shall recommend the hiring of any instructors, mentor coaches, or the purchase of any materials to assist in the development program. The Committee shall submit their recommendations to the Board with a proposed budget of expenditures prior to the start of the season.

BYLAW 2: REPEAL OF PRIOR CONSTITUTION AND BYLAWS

2.01 REPEAL

All prior 'Constitution' and 'Bylaws' of the Oshawa Minor Hockey Association are hereby repealed.

2.02 PROVISIO

The repeal of the prior Constitution and Bylaws of the Association shall not impair in any way the validity of any act or thing done pursuant to any such repealed Constitution or Bylaw.

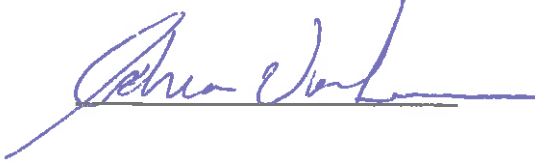
2014

BYLAW 3: EFFECTIVE DATE

3.01 This Constitution and Bylaws shall come into force without further formality after approval by the Members of the Corporation as hereinafter set out.

The foregoing Constitution and Bylaws are hereby ratified, sanctioned confirmed and approved by the affirmative vote of the Members of the Corporation at the Annual General Meeting of the Members of the Corporation duly called and held at the Donevan Arena Meeting Room, in the City of Oshawa, Ontario, and at which meeting a quorum was present, on the 25th day of May, 2017.

President: Adrian Vanhemmen

A handwritten signature in blue ink, appearing to read "Adrian Vanhemmen", written over a horizontal line.

Secretary: Susan Hayward

A handwritten signature in blue ink, appearing to read "Susan Hayward", written over a horizontal line.

APPENDIX A – (NEW)

PARENT/GUARDIAN VOTING RIGHTS

1 Player, 1 Parent = 1 Vote

1 Player, 2 Parents = 1 Vote

2 Players, 1 Parent = 1 Vote

2 Players, 2 Parents = 2 Votes

Maximum Votes per Parent = 1

Maximum votes per Family = 2

PART 2 REGULATIONS – (2017)

REGULATION 1: AMENDMENTS TO THE REGULATIONS

All changes, additions or deletions to the REGULATIONS in Part 2 may be done by a successful motion at any regular monthly meeting of the Board. A simple majority of the voting Members present will decide the change.

REGULATION 2

- 2.01 The Corporation will endeavor to enter Representative Teams for competition in the Ontario Minor Hockey Association leagues and playoffs.
- 2.02 Each team in the Corporation shall have, as a minimum, a coach, manager and trainer registered with the Corporation. All team officials shall have, as a minimum, the certification requirements prescribed by the OMHA.
- 2.03 All House League, Select League and Representative Team rules and regulations are recognized as rules and regulations of the Corporation. Said rules and regulations may be altered or amended at regular meetings of the Board of Directors
- 2.04 Officers and Directors of the Corporation, as defined in the Constitution, shall not be allowed to be a coach, manager or trainer on any Representative team in the Corporation, unless so appointed as a temporary measure by the Board of Directors.
- 2.05 All teams applying for participation in tournaments or exhibition games out of the Province of Ontario must have approval of the Board of Directors.
- 2.06 Team and individual trophies and awards shall be presented annually by the Board of Directors, as chosen and directed by the Awards Committees of the Corporation.
- 2.07 Each Corporation Division shall supply distinctive playing jerseys for the teams in the Corporation.
- 2.08 Sponsors for the Corporation shall be solicited and awarded by the Board of Directors. No persons other than the Board of Directors shall have the right to deal directly with a Corporation sponsor.
- 2.09 Players cannot participate in hockey activities until they have been duly registered for that season. Proof of age and residency must be presented at time of registration. Players may not participate in any league games until the fees have been paid to the Corporation, or satisfactory payment arrangements have been made
- 2.10 A player must secure a release or 'AAA' waiver from the Board of Directors in order to become eligible to play for another hockey organization outside the Corporation.
- 2.11 All Corporation team jackets must be the official design(s) as approved by the Board of Directors, and must be procured from a supplier authorized by the Board. Approval must be obtained from the Board for any team(s) of the Corporation to procure other team apparel to be worn or used by the team staff and/or players. Such apparel shall include, but not be limited to, track suits, summer jackets, caps toques or hats, equipment bags, etc. All such approved apparel must also be from an approved supplier, and display the official approved logo of the Corporation.
Failure to comply shall result in suspension of the team staff.
- 2.12 The Board of Directors shall be the official voice for the Corporation for all hockey matters and business. Any person acting on behalf of the Corporation without approval of the Board of Directors shall be suspended indefinitely.

- 2.13 A Representative Team player shall play in his proper age category. The proper age is defined as the age the player will attain on or before December 31st in that playing year. Players may be advanced only by approval of the Board of Directors, and then only when that player is deemed 'exceptional' in skills and development.
- 2.14 All Corporation teams and players shall comply with the registration requirements of the Ontario Minor Hockey Association, by completing CHA/OHF player registration certificates, or approved equivalent.
Representative and Select players must submit completed certificates and team rosters and have OMHA approvals returned prior to participation in any league or tournament game.
House League players must complete these requirements prior to participation in any tournaments, or not later than December 1st, after which further participation shall be denied until in compliance.
- 2.15 Any parent/guardian who interferes in any manner with the on-ice officials, the team officials, the players, or with the playing of the game, may be ejected from the arena facility for the balance of that game, and for an extended period by both the Corporation and the City of Oshawa Operational Services Dept.
- 2.16 All members of the Corporation shall have the right to protest or appeal any suspension or any decision of the Board or any Board Committee. All protests or appeals shall be in writing, and submitted to the Secretary of the Corporation within 48 hours of the notification of the suspension or decision under protest or appeal.
Any protest or appeal resulting from suspensions or decisions directly from the Ontario Minor Hockey Association must be submitted to the OMHA in accordance with the OMHA regulations. These cases shall be handled by the Corporation OMHA Contact person.
Any such protest or appeal within the House League Division shall be directed to the NASC House League Protest Committee, who will render a decision, and any such protest or Appeal within the Affiliated Oshawa Church League shall be directed to the OCHL Protest Committee, who will render a decision.
- 2.17 All suspensions assessed to any player, team official or administrator of any Affiliated League, or other recognized ice user Association in the City of Oshawa, shall be honoured by the Corporation.
- 2.18 All members of the Corporation shall conduct themselves in a manner which is respectful of the Corporation and others, and shall respect and uphold the Constitution and Bylaws. All Officers and Directors shall act in accordance with any Code of Conduct and Ethics that may reasonably be established by the Board.

