

**CAPITAL REGIONAL DISTRICT  
BYLAW NO. 4367**

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**A BYLAW TO AMEND BYLAW 2973, BEING CRD ARTS ADVISORY COUNCIL BYLAW, 2002**

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**WHEREAS:**

- A. Under Bylaw No. 2973, CRD Arts Advisory Council Bylaw, 2002, the Regional Board established the Arts and Cultural Support Service for the purpose of benefiting the arts community; and
- B. The Board wishes to amend Bylaw No. 2973, to ensure broad participation, and clarify conflict of interest language for members serving on the Arts Advisory Council to avoid disqualifications within the Arts and Cultural Support Service.

**NOW THEREFORE**, the Capital Regional District Board in open meeting assembled hereby enacts as follows:

- 1. Bylaw No. 2973, "CRD Arts Advisory Council Bylaw, 2002", is hereby amended by:
  - (a) replacing all references to "Arts Committee" or "CRD Arts Committee" with "Arts Commission".
  - (b) replacing section 2 in its entirety with:
    - 2. The Council is hereby established as an advisory body to the CRD Arts Commission and shall consist initially of those twelve (12) persons appointed as members until December 31, 2002 and thereafter shall consist of twelve (12) persons appointed by the CRD Arts Commission.
      - (a) The Chair of the Arts Commission, the Chair of the Council and the Manager of the Arts and Cultural Support Service will together review and make recommendations to the Arts Commission for appointments to the Arts Council.
      - (b) Terms of appointment shall be to a maximum of eight (8) years with
        - (i) The first term to be for one (1) year;
        - (ii) The second term to be for three (3) years; and
        - (iii) Subsequent terms to be for two (2) years
      - (c) All vacancies arising from an expiration of a term must be advertised or posted publicly for at least thirty (30) days.
      - (d) Before the 1st of January every year, the Arts Commission shall appoint or reappoint members to the Council to fill the terms of office of the members whose term expire as of the 31st of December each year.
      - (e) A vacancy arising from any cause other than the expiration of the term for which the member was appointed, shall be filled for the unexpired portion of the term only, by an appointment of the member municipalities on recommendation of the Arts Commission. Such recommendation shall not be binding on the Board, but shall be considered.

(f) A member who fails to attend three successive meetings of the Council, except because of illness or with leave of the Council, shall be deemed to have vacated membership, and the Chair of the Council shall forthwith inform the Arts Commission of the vacancy.

(g) A person is disqualified from being appointed to, and serving on, the Council who is a member of the board of directors or has a fiduciary duty to an organization applying for funding through the Arts Commission.

(h) A member who has, directly or indirectly, individually or through any other person, any material interest in a contract with or for an organization applying for funding, shall not adjudicate, influence the vote on a matter, or otherwise lobby for such applications, and must disclose such conflicts and recuse themselves in accordance with the Capital Regional District Board Procedures Bylaw No. 3828, 2012.

(i) Members of the Council shall serve without remuneration.

2. This bylaw may be cited for all purposes as "CRD Arts Advisory Council Bylaw, 2002, Amendment Bylaw No. 3, 2020".

READ A FIRST TIME THIS	th	day of	20__
READ A SECOND TIME THIS	th	day of	20__
READ A THIRD TIME THIS	th	day of	20__
ADOPTED THIS	th	day of	20__

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CHAIR

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CORPORATE OFFICER