

**CAPITAL REGIONAL DISTRICT
BYLAW NO. 2973**

A BYLAW TO ESTABLISH A CRD ARTS ADVISORY COUNCIL

WHEREAS under section 176(1)(c) of the *Local Government Act*, the Capital Regional District enacted Bylaw No. 2884 cited as "Arts and Culture Support Establishment By-law No. 1, 2001" on June 27, 2001;

AND WHEREAS the Board of the Capital Regional District has established for the regional district a service to provide for the giving of assistance for the purpose of benefiting the community or an aspect of the community to be known as the "Arts and Cultural Support Service";

AND WHEREAS the participating municipalities of the City of Victoria, the District of Saanich, the District of Oak Bay, the Township of Esquimalt, the District of Metchosin and the District of the Highlands have established a CRD Arts Committee responsible for coordinated policy for support programs and facility development for the arts in the region;

AND WHEREAS the Board of the Capital Regional District has identified the need for an independent community based body to provide advice to the Capital Regional District on these same matters;

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

1. In this by-law, unless the context otherwise requires:
 - a) "Arts Advisory Council" or "Council" means the CRD Arts Advisory Council established herein;
 - b) "Arts Committee" means the Arts Committee of the CRD Board
 - c) "MEMBER MUNICIPALITIES" means collectively the respective municipal councils of the municipal corporations of the Township of Esquimalt, the District of Oak Bay, the District of Saanich, the City of Victoria, the District of Metchosin and the District of the Highlands.

2. The Council is hereby established as an advisory body to the CRD Arts Committee and shall consist initially of those twelve persons appointed as members until December 31, 2002 and thereafter shall consist of twelve persons appointed by the CRD Arts Committee.

(a) Members of the Councils shall in future be appointed for a three-year term, provided, however, that among those appointed to take office on January 1, 2003, four members shall be appointed for a one-year term.

(b) A retiring member shall be eligible for reappointment, provided, however, that a member who has served a three year term shall be eligible for reappointment for a period of two years.

(c) 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 CRD Arts Committee.

(d) 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 his or her membership, and the Chair of the Council shall forthwith inform the CRD Arts Committee of the vacancy.

(e) A person is disqualified from being appointed to and from serving on the Council who:

- (i) is a member of the board of directors of any organization applying for funding through the CRD Arts Committee;
- (ii) is a paid or unpaid staff member of any organization applying for funding through the CRD Arts Committee; or
- (iii) has, directly or indirectly, by himself or through any other person, any interest in a contract with or for an organization applying for funding.

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

3. The Council shall at its first meeting after the first day of January each year elect from its own members a Chair and Vice Chair; the Chair shall preside at meetings of the Council and in his or her absence the Vice Chairman shall preside. In the absence of both, a Chairman may be appointed pro tempore.

4. The Council shall meet at the call of the Chairman, who shall cause not less than 24 hours notice of each meeting to be given to each member. A majority of the members shall constitute a quorum.

(a) The Capital Regional District shall provide a Secretary of the Council who shall keep minutes of all meetings of the Council, and a copy of such minutes, when approved by the Chairman, shall be transmitted to the Secretary of the CRD Arts Committee to be passed to the members of that Committee.

(b) All questions that may come before the Council shall be decided by a simple majority vote of the members, including the Chairman or Acting Chairman, present at the meeting. In the event of a tie-vote the question shall be defeated.

(c) The Council may adopt Rules of Procedure to follow at its meetings and they shall not be inconsistent with those of the Regional District.

(d) The Council may, from among its members establish such standing or ad hoc committees as it deems necessary for the proper discharge of its responsibilities, and may appoint to any such committee additional persons, not being members of the Council, but possessing qualifications useful to the work of the committee; provided however, that such additional persons shall not constitute a majority of any such committee.

5. The Council, shall advise on policies to foster and promote;

(a) support of the arts in the community

(b) public awareness of and involvement in the arts

(c) the creation, exhibition and performance of artistic works; and

(d) the development of artistic and other requisite skills, and shall advise the CRD Arts Committee of measures which the Council considers to be conducive to these ends.

(e) other appropriate duties as assigned by the Arts Committee from time to time.

6. The Council shall establish close relationships with the arts and related organizations of the Capital Region, to ensure that their needs and capabilities are recognized in the development of municipal policies for the arts, and to serve as a catalyst in the enlargement and enrichment of the cultural life of the community.

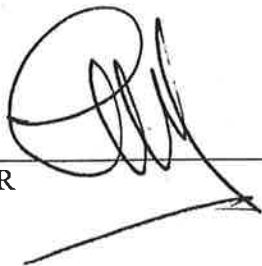
7. This Bylaw may be cited for all purposes as the "CRD Arts Advisory Council Bylaw, 2002".

READ A FIRST TIME THIS 24th day of April 2002

READ A SECOND TIME THIS 24th day of April 2002

READ A THIRD TIME THIS 24th day of April 2002

ADOPTED THIS 24th day of April 2002



CHAIR



SECRETARY

