

# APPENDIX 1

## *AUTHORITY TO DELEGATE*

## Appendix 1: Express Authority and Duties of APEGA's Council

Council is the governing body of APEGA, tasked with managing and conducting its business and affairs, and reporting annually to the Minister responsible for administration of *The Engineering and Geoscience Professions Act (The EGP Act)*. The express powers and duties of APEGA's Council, as they currently exist, are found throughout *The EGP Act, Regulations and By-laws*, and fall under the following main themes (which are captured in more detail in the below table):

- Establish and appoint Members to and designate chairs of various committees and boards; nominate members of the public for appointment by the Minister
- Appoint the Registrar and Deputy Registrar
- Assign functions and/or establish rules and terms of reference and procedures of some committees and boards
- Refer items, ask boards and committees to enquire into prescribed matters
- Make regulations and bylaws on prescribed matters
- Approve Permit Holders, joint firms and restricted practitioners
- Prescribe form of certificates, permits, stamps and seals issued to Members
- Prescribe and fix various fees
- Direct the Registrar regarding maintenance of registers and records
- Revoke permits
- Order cancellation of permit and registration obtained by fraud
- Direct Registrar to strike names from the record or register or cancel registration in prescribed circumstances
- Approve Member requests for cancellation
- Order and direct reinstatements
- Extend time period for remaining in the register
- Establish Continuing Professional Development Program
- Establish branches and districts and approve their constitution, structure and operation
- Take actions to validate nomination, counting of ballots or election
- Consider resolutions carried at annual, special and district meetings
- Confer life, honorary life and honorary memberships
- Establish education incentives and other types of benefit programs
- Direct issuance of APEGA publications
- Approve partnership and shareholder arrangements for joint firms
- Apply to the Court for injunction about anything that contravenes certain provisions of *The EGP Act*

<b>Section</b>	<b>Description of Power or Duty of Council</b>
<b>Express Authority Regarding Delegation</b>	
Regulation 29(2)	Executive Committee of Council has the delegated authority and power of the Council with respect to any decisions or actions necessary between Council meetings
Regulation 30(1)	In addition to the Discipline Committee, Investigative Committee, Board of Examiners, Practice Review Board, Appeal Board and Executive Committee, Council may appoint any other standing or special committees, task forces or boards that it considers necessary to serve the interests of APEGA, and shall at the time of the appointment, delegate any authority it considers necessary for the committees, task forces or boards to perform their functions
Regulation 62(6)	May delegate to the Enforcement Review Committee matters respecting the enforcement of compliance with Part 1 of the Act and this Regulation, subject to the directions of the Council
<b>Powers and Duties</b>	
Act 4	Decide whether arrangement of professional engineers and registered architects as partners or shareholders is satisfactory to allow a joint firm to hold itself out as “engineers and architects” or “architects and engineers” The partnership or shareholding arrangement must also be satisfactory to the Alberta Association of Architects
Act 9	Apply to the Court, which may grant an injunction enjoining any person from doing anything that contravenes Part 1 (regarding scope of practice)
Act 12(1)	Council is established as the governing body of APEGA
Act 12(2)	Shall manage and conduct the business and affairs of APEGA and exercise the powers of APEGA in the name of and on behalf of APEGA
Act 12(3)	Shall submit an annual report to Minister (in a form satisfactory to the Minister, on matters of the business and affairs of APEGA that the Minister requires; Minister then lays the report before the Legislative Committee)
Act 13	Shall appoint a Registrar
Act 14(5)	After consultation with Council, Minister may revoke the appointment of a member of the Council under section 14(2)(b)
Act 15(1)(a)	Shall appoint to the Practice Review Board not less than 4 professional members who have a combination of knowledge and experience suitable for determining the academic qualifications and experience necessary for a person to continue to engage in the practice of the profession of engineering or geoscience
Regulation 21(1)	Shall appoint not fewer than 2 professional engineers and one professional geoscientist as members of the Practice Review Board
Regulation 21(2)	Shall designate one of the professional members as chair
Regulation 21(6)	Where a vacancy occurs, other than with respect to the member of the public (per section 15(1)(b) of the Act), shall appoint a professional member to the position for the unexpired portion of the term

Regulation 21(7)	In appointing professional members, shall not appoint a professional members with less than 10 years of experience in the practice of the profession, and shall appoint professional members so that the membership will represent a combination of academic qualification and experience such that the Practice Review Board can effectively review and assess registration requirements and procedures and disciplinary procedures in order to ensure the continuing competency of members of APEGA and advise Council on those matters
Act 15(1)(b)	Nominate one member of the public (Minister shall appoint) to the Practice Review Board (If Council fails to do so within a reasonable period of time after being requested, Minister may appoint without Council's nomination)
Act 15(4)	After consultation with Council, Minister may revoke the appointment under section 15(1)(b) of a member of the public
Act 16(1)	Request Practice Review Board to inquire into [specified matters] including 'any other matter that the Council ... considers necessary or appropriate ...'
Regulation 22(1)(a)	Refer items to Practice Review Board
Act 16(2)	Receive reports and advice from the Practice Review Board about any matter dealt with under subsection (1)
Regulation 23(3)	Receive reports from Practice Review Board after initial review where the Practice Review Board decides that further investigation is not warranted
Regulation 24	Receive reports from the Practice Review Board through its chair, following each meeting. The Practice Review Board may make any recommendations as to changes in procedures regarding registration, discipline or maintenance of competency that it considers appropriate
Act 16(8)	After each inquiry under this section, receive a written report from the Practice Review Board on the inquiry which may include recommendations to Council, with reasons
Act 16(9)	If it considers it to be in the public interest to do so, direct that the whole or any portion of an inquiry by the Practice Review Board under this section shall be held in camera
Act 18(1)(a)	Appoint professional members to Appeal Board per the Regulations
Regulation 40(1)	Shall appoint professional members, including one Past President of the Association, as members of the Appeal Board
Regulation 40(2)	Shall designate one professional member as the chair of the Appeal Board
Regulation 41(2)	Where there is a vacancy in the membership of the Appeal Board appointed under section 40, may appoint a professional member to fill the vacancy for the unexpired portion of the term
Regulation 42	Quorum of the Appeal Board consists of the chair or the acting chair and the number of professional members determined by Council
Act 18(1)(b)	After consultation with the Association, Minister appoints one member of the public to the Appeal Board, for a 3-yr term

Act 18(3)	After consultation with the Appeal Board, Minister may revoke the appointment of a member of the Appeal Board made under subsection (1)(b) i.e., the member of the public
Act 19(1)	Council may make regulations [on prescribed matters]
Act 19(3)	Only Council can make the Regs listed in subsection (1)
Act 19(4)	Regulations must be approved in principle by a majority of the professional members
Act 19(5)	Council may change the text of a regulation that was approved in principle under 19(4) if the change is consistent with the approval in principle and is made before the regulation is submitted to the Lieutenant Governor in Council for approval
Act 19(6)	Does not come into force unless approved by Lieutenant Governor in Council
Act 20.1	Consult with and consider comments received from Ministers before, by regulation, establishing or amending the academic qualifications for applicants for registration of professional engineers and geoscientists
Act 20(1)	Council may make bylaws [on prescribed matters]
Act 20(2) and (3)	Bylaws do not come into force unless approved by a majority of the professional members. The Regulations Act does not apply to bylaws made under section 20
Regulation 3	A person who is entered in a record or register under Part 1 of the Regulations shall pay any annual fees that are prescribed by the Council
Bylaws 24(1)	Specify (from time to time) annual fee for a professional member ... subject to discount, if any, as Council may from time to time direct
Bylaws 24(4)	Fix (from time to time) annual fee for a licensee, which shall not be less than the annual fee for a professional member
Bylaws 24(5)(a)	Fix (from time to time) annual fee for a permit holder, which shall be not less than the annual fee for a professional member or licensee assuming direct personal supervision of and responsibility for the practice of the permit holder
Bylaws 24(5)(b)	Council may, in its discretion, waive or reduce the annual fee on application of a permit holder
Regulation 75	A person who is entered in a register of professional licensees shall pay any annual fees that are prescribed by the Council

Act 30(1)	Shall establish a Board of Examiners in accordance with the Regulations
Regulation 15(1)(b)	Appoint other members, who must be professional members, to the Board of Examiners
Act 30(2)	Nominate list of members of the public (Minister shall appoint 3) to the Board of Examiners (if Council fails to do so within a reasonable period of time after being requested, the Minister may appoint without Council's nomination)
Act 30(5)	After consultation with Council, the Minister may revoke the appointment under section 30(2) of a member of the public
Regulation 15(2)	Refer matters of policy, significant changes in procedure, examination results and other matters to the Board of Examiners
Regulation 15(4)	Shall designate a chair of the Board of Examiners who shall also serve as chair of the executive committee
Regulation 15(7)	Shall appoint to the executive committee of the Board of Examiners senior professors and other professional members (as described in section 15(5)(b) to (e))
Regulation 15(9)	Where a vacancy occurs in a category of membership referred to in section 15(5)(a) to (f), shall appoint a professional member to the position for the unexpired portion of the term
Act 21(2)	Registrar shall enter in the appropriate register the name of a person who paid the prescribed fee (per the bylaws) and whose registration has been approved by the Board of Examiners (for P.Eng., P.Geo. or licensee) or by Council (for permit holder or joint firm, or restricted practitioner on recommendation of the Joint Board)
Bylaws 24(2)	Registration fee shall consist of an administrative charge as established by Council from time to time plus any other fees payable with the application for registration
Bylaws 34(1)	Registrar shall issue to each professional member a certificate in a form prescribed by the Council
Act 24(1)	Council shall approve the registration as a permit holder of a partnership or other association of persons, or corporation ... that has applied to the Council and is eligible under this section and the regulations to become registered to engage in the practice of engineering or geoscience as a permit holder
Act 24(2)	Determine if satisfied that partnership or other association of persons or corporation that applies to Council complies with the Act and regulations
Regulation 48(1)	May issue to a partnership, corporation or other entity a permit to practice engineering or geoscience in its own name if a) application is made to the Registrar in the form and containing the information required by Council; b) the application is accompanied with the fees prescribed by Council; c)

	Council is satisfied ... and d) the professional member or licensee certifies to the satisfaction of Council ...
Regulation 48(3)	When Council issues a permit, provide the permit holder with a permit number
Regulation 48.1	A professional member or licensee who accepts responsibility under section 48(1)(c) shall every 5 years attend a permit to practice seminar acceptable to the Council
Regulation 53.1	Subject to any terms and conditions it considers appropriate, waive compliance with the requirements of section 48(1)(d) and 48.1
Regulation 51	May revoke a permit issued under section 50 if the permit holder contravenes the Act, this regulation or a term or condition of the permit
Act 33(3)(a)	Receive applications for certificates of authorization if the primary activity of the applicant is the provision of engineering consulting services
Act 34(1)	Shall refer application (for certificate of authorization for joint firm) to the Joint Board, with or without comment
Act 34(3)(a)	Receive recommendations from the Joint Board regarding applications by a registered architect or an architect's firm for a certificate of authorization (of a joint firm) whether or not to grant a certificate of authorization, based on the criteria in section 33(2)
Act 34(3)(c)	Receive recommendations from the Joint Board regarding applications by a proposed engineers and architects firm or other applicant for a certificate of authorization (of a joint firm) based on the criteria in section 33(2)
Act 35(1)	On receipt of a recommendation from the Joint Board under section 34, may approve the registration of a proposed engineers and architects firm if that firm is eligible to become registered under the regulations
Act 35(2)	When recommendations are made by the Joint Board to the Council and the council of the Architects Association with respect to an application for a certificate of authorization (for a joint firm), both councils must agree that the certificate should be issued and both shall sign the certificate before it is issued
Act 35(3)	Subject to subsection (2), entitled to be registered as a joint firm when Council approves the registration
Act 36(1)	Approve name (pursuant to bylaws) in which joint firm may engage in the practice of both engineering and architecture (other than the names of the individuals who are its partners or its corporate name)
Act 37(1)	Receive recommendation from the Joint Board that a certificate of authorization be issued to an individual who is a registered architect who has historically competently provided a service in the practice of professional engineering in Alberta and applied for the certificate before October 1, 1982
Act 37(2)	On receipt of recommendation under subsection (1), may approve the registration of an individual who has applied to the Council and is eligible under the bylaws to become registered as a restricted practitioner

Act 37(3)	If Council approves the registration of an individual as a restricted practitioner, specify in the certificate and in the register the restricted scope of the practice of engineering in which the individual is permitted to engage
Act 38	On the recommendation of the Joint Board, may authorize an individual who is a registered architect under the Architects Association to apply for a permit authorized by the regulations under the <i>Safety Codes Act</i> without the final design drawings and specifications of the building having the stamp or seal of a professional engineer
Act 45(1)	Shall establish a Discipline Committee, the members of which shall be appointed in accordance with the regulations
Act 45(2)	Shall make regulations governing, subject to Part 5, the operation and proceedings of the Discipline Committee, the designation of a chair, the appointment of acting members and the procedures for filling vacancies in the offices of the chair and the membership and the appointment of members by virtue of their office, and prescribing their powers, duties and functions
Regulation 36(1)	There is hereby established a Discipline Committee consisting of professional members appointed by the Council and the member of the public appointed under section 37(1) of the regulations
Regulation 36(2)	
Regulation 37(1)	Shall designate one professional member as the chair of the Discipline Committee
Regulation 37(2)	Nominate a list of persons from which the Minister shall appoint one member of the public to the Discipline Committee
Regulation 38(2)	After consultation with Council, the Minister may revoke the appointment of the member of the public
Regulation 39	Where there is a vacancy in the professional members on the Discipline Committee, may appoint a person to fill the vacancy for the unexpired portion of the term Quorum of the Discipline Committee consists of the chair or the acting chair and the number of professional members determined by Council
Act 45(3)	May make regulations respecting the hearing of a matter under Part 5 by a panel of the Discipline Committee
Act 45(4)	A regulation under subsection (2) or (3) does not come into force unless approved by Lieutenant Governor in Council
Act 46(1)	Shall establish an Investigative Committee, the members of which shall be appointed in accordance with the regulations
Act 46(2)	Shall make regulations governing, subject to Part 5, the operation and proceedings of the Investigative Committee, the designation of a chair, the appointment of members, acting members and members by virtue of their office, and the procedures for filling vacancies in the offices of the chair and the membership, and prescribing their powers, duties and functions



Act 46(3)	A regulation under (2) does not come into force unless approved by Lieutenant Governor in Council
Regulation 32(1)	There is hereby established an Investigative Committee consisting of professional members and registered professional technologists (engineering) or engineering technologists appointed by the Council and the member of the public appointed under section 33(1) of the regulations
Regulation 32(2)	Shall designate one professional member as the chair of the Investigative Committee
Regulation 33(1)	Nominate a list of persons from which the Minister shall appoint one member of the public to the Investigative Committee
Regulation 33(2)	After consultation with Council, the Minister may revoke the appointment of the member of the public
Regulation 34(2)	Where there is a vacancy in the membership of the Investigative Committee appointed by the Council, may appoint a person to fill the vacancy for the unexpired portion of the term
Regulation 35	Quorum of the Investigative Committee consists of the chair or the acting chair and the number of professional members and registered professional technologists (engineering) or engineering technologists determined by Council
Act 74(1)	If satisfied, after a hearing on the matter, that registration was obtained by fraud, shall order that the person's registration be cancelled
Act 75(3)	If registration has been cancelled under Part 5, shall not be reinstated in the register except by order of the Council, the Court or the Court of Appeal
Act 75(4)	No order shall be made under subsection (3) within one year after the date of cancellation or, if an order was granted staying the imposition of a punishment by Council and the punishment is later confirmed, the date on which the Court or the Court of Appeal made its order confirming the punishment
Regulation 47(1)	Receive applications for reinstatement from a professional member or licensee whose registration has been cancelled or a permit holder whose permit has been revoked under Part 5 of the Act as a result of the disciplinary proceedings
Regulation 47(2)	An application under subsection (1) may not be made until at least one year after the date on which the registration was cancelled or the permit was revoked, or from the date on which the Court made its order confirming or varying the decision of the Council
Act 75(5)	A member of Council who is a member of a committee of inquiry appointed pursuant to the regulations to consider an application under this Part for reinstatement of registration may participate in or vote at any proceedings of Council under this section
Regulation 47(3)	May establish a Committee of Inquiry to consider the application for

	reinstatement and make recommendations to the Council
Regulation 47(4)	May require the former professional member, licensee or permit holder to demonstrate by means prescribed by the Council that that person is competent to re-engage in the practice of engineering or geoscience
Regulation 47(5)	Where an application for reinstatement is not approved by the Council, no further application may be made by the former professional member, licensee or permit holder until at least one year after the date the Council ruled on the previous application
Act 85	May make regulations or bylaws applicable to professional licensees in respect of any of the matters under sections 19 and 20
Act 86.3(1)	A person whose registration as a professional licensee is cancelled or suspended under this Act shall not, without the consent of the Council, engage in the practice of engineering or geoscience or directly or indirectly associate with any professional member, professional licensee, licensee, permit holder or certificate holder in the practice of engineering, geology or geophysics
Act 86.3(2)	No professional licensee shall, in the practice of engineering or geoscience, except with the permission of the Council, directly or indirectly associate with or employ in connection with the professional licensee's practice a person whose registration has been cancelled or suspended under this Act
Act 86.31	Apply to the Court, which may grant an injunction enjoining any person from doing anything that contravenes section 83.01 (with regard to professional licensee exclusive use of name) or section 83.1 (prohibition on holding out)
Act 97(1)	A person whose registration as a professional engineer, professional geoscientist, licensee, permit holder or certificate holder is cancelled or suspended under this Act shall not, without the consent of the Council, engage in the practice of engineering or geoscience, as the case may be, or directly or indirectly associate with a person or itself in the practice of engineering or geoscience with any other professional member, licensee, permit holder or certificate holder
Act 97(2)	No professional engineer, professional geoscientist, licensee, permit holder or certificate holder shall, except with the consent of the Council, associate in the practice of engineering or geoscience, as the case may be, directly or indirectly with or employ in connection with that practice a person whose registration has been cancelled or suspended under this Act
Act 97(3)	May permit a professional member, licensee, permit holder or certificate holder to employ in connection with the person's practice a person whose registration has been cancelled or suspended under this Act, but the employment shall be in the capacity and subject to the terms and conditions that are prescribed by the Council
Act 97.2	Apply to the Court, which may grant an injunction enjoining any person from doing anything that contravenes section 97.1(1), (2), (3) or (4) (with regard to use of names and abbreviations relating to geology and geophysics)
Regulation 11(2)	May in particular cases extend the period for remaining in the record of

	members-in-training to not more than 8 years (from 6 years)
Regulation 14.1(5)	May in particular cases extend the period for remaining in the register of provisional licensees to not more than 4 years (from 2 years) where the Council considers it appropriate to do so
Regulation 16	The Council establishes the Continuing Professional Development Program of the Association as the compulsory continuing education program for professional members and licensees
Regulation 27.1	Where there is a vacancy in the Council, remaining members of the Council shall appoint a professional member to fill the vacancy until the next regular election
Regulation 30(1)	In addition to the Discipline Committee, Investigative Committee, Board of Examiners, Practice Review Board, Appeals Board and Executive Committee, Council may appoint any other standing or special committees, task forces or boards that it considers necessary to serve the interests of APEGA, and shall at the time of the appointment, delegate any authority it considers necessary for the committees, task forces or boards to perform their function
Bylaws 28(1)	Designate terms of reference and procedures for standing committees, task force or boards at the time of appointment
Bylaws 28(2)	Shall appoint chair and members of standing committees, task forces and boards or direct the Chief Executive Officer to do so
Bylaws 28(3)	Members of standing committees, task forces and boards shall be appointed by the Council or by Chairmen in consultation with the Chief Executive Officer with ratification by the Council
Regulation 30(2)	Except for the Discipline Committee, Investigative Committee, Board of Examiners, Practice Review Board, Appeals Board and Executive Committee, Council shall determine the terms of reference for all committees, task forces or boards
Regulation 62(1)	Appoint at least 9 professional members to the Enforcement Review Committee
Regulation 62(2)	Shall designate one member of the Committee as the chair
Regulation 62(6)	May delegate to the Committee matters respecting the enforcement of compliance with Part 1 of the Act and this regulation, subject to the directions of the Council
Bylaws 1(2)	Council may establish such branches and districts as it deems necessary for the benefit of members of the professions concentrated in specific regions of the province. Constitution, structure and operation of the branches and districts shall be subject to the approval of the Council
Bylaws 2	Council shall fill any vacancies which may occur in the nominating committee
Bylaws 11	In the event of any failure to comply with procedures relating to the election of members of Council, shall have the power to take any action it deems necessary to validate the nomination, the counting of the ballots or the election
Bylaws 12(1)	Council shall meet at the call of the president or on request in writing to the

Bylaws 12(2)	Chief Executive Officer signed by not less than 4 Councillors. The time and place of Council meetings shall be fixed by the president or by the councillors, whichever called the meeting
Bylaws 12(4)	If any member of Council is unable to attend a meeting of Council he shall so inform the Chief Executive Officer or the executive secretary prior to the meeting
Bylaws 12(5)	If any member of Council absents himself from 3 consecutive meetings of Council without the approval of Council, Council may declare his seat to be vacant
Bylaws 14(1)	May appoint professional members to represent the Association on the Engineering Faculty Councils and Science Faculty Councils of universities in Alberta and shall appoint a director of the Canadian Council of Professional Engineers
Bylaws 14(2)	May appoint a professional member to represent the Association on the Council, governing body, or committees of any other organization or association
Bylaws 14(3)	Representatives appointed under subsections (1) and (2), if not members of Council, may be invited by Council to attend meetings of Council and to take part in the proceedings of Council but shall not be entitled to vote on any question.
Bylaws 15(1)	May invite any organization or association to appoint a member of its executive as a representative to sit with Council at such meetings of Council as Council may determine
Bylaws 15(2)	Any representative appointed pursuant to subsection (1), if not a member of Council, may be invited by Council to attend meetings of Council and to take part in the proceedings of Council but shall not be entitled to vote on any question
Bylaws 16(1)	At each annual meeting of the Association, shall submit a recommendation as to the date and place of the next annual meeting
Bylaws 17(2)	Shall consider any resolution carried at an annual meeting (of the Association) at the next regular meeting of Council
Bylaws 18(1)	Special meetings of the Association may be held when considered necessary by Council or upon written request to the Chief Executive Officer signed by not less than 30 professional members of the Association
Bylaws 18(4)	Shall consider any resolution carried at a special meeting (of the Association) at the next regular meeting of Council
Bylaws 19(1)	District meetings of the Association may be held as approved by Council or as directed by the executive of a properly constituted Branch of the Association.
Bylaws 19(3)	Council shall approve the holding of a district meeting of the Association on a request to the Chief Executive Officer signed by not less than 30 professional members of the Association
Bylaws 19(5)	Shall consider any resolution carried at a district meeting (of the Association) at its next regular meeting

Bylaws 21(1)	The Chief Executive Officer shall be a professional member of the Association and shall post a security bond at the expense of the Association in a sum to be fixed by Council
Bylaws 21(2)	The Chief Executive Officer shall be in responsible charge, under Council, of all property of the Association and shall be responsible for the work of all employees of the Association
Bylaws 21(3)	The Chief Executive Officer shall be responsible for (a) the presentation of business and recording of proceedings at all meetings of the Association and of Council ... (d) the drawing of cheques against the funds of the Association to be signed by the Chief Executive Officer and president or alternates approved by the Council, (e) providing from time to time such information and reports as may be requested by Council, or which he deems necessary in the interest of the Association
Bylaws 22	Appoint a Deputy Registrar who has powers and can perform duties when the Registrar is absent or unable to act or when there is a vacancy in the office of the Registrar
Bylaws 25(1)	May confer life membership in the Association upon any professional member who (a) has been a professional member for 25 or more years ... and (b) has retired from the practice of the profession
Bylaws 25(2)	Notwithstanding subsection(1), in its sole discretion, may confer life membership in the Association upon any professional member it deems worthy
Bylaws 25(3)	Subject to subsection(1), life members retain all of the obligations, duties and privileges of professional membership and pay annual fees as may be specified by Council
Bylaws 26(1)	In its discretion by unanimous vote, may confer Honorary Life Membership in the Association upon any professional member who has rendered significant service to the Association
Bylaws 26(2)	Honorary Life Members retain all of the obligations, duties and privileges of professional membership but are exempted from payment of annual fees.
Bylaws 27(1)	In its discretion, by unanimous vote, may confer honorary membership in the Association upon persons who have given eminent service to the profession. There shall at no time be more than 30 honorary members in the Association
Bylaws 27(2)	Honorary membership may be revoked by unanimous vote of the Council for conduct considered detrimental to the profession
Bylaws 30(1)	In its discretion, may establish scholarship or other education incentive programs that it considers will serve the interests of the professions of engineering, geology or geophysics, and shall decide from time to time the amount of financial support to be provided for such programs
Bylaws 30(2)	In its discretion, may establish other types of benefit programs that it considers will advance the welfare of the professions of engineering, geology or geophysics , and shall decide from time to time the amount of

	financial support to be provided for such programs
Bylaws 37(1)	Direct that a mail vote be conducted on any matter related to the Association
Bylaws 37(4)	The results of a mail vote shall be considered by the Council at its next regular meeting
Bylaws 37.1	A mail vote shall be deemed to include electronic communications within such terms and conditions as may be prescribed from time to time by the Council of the Association and such vote shall be received and treated by the Association as having the same force and effect as if sent by mail under section 37
Bylaws 39	When any act or thing under the provisions of these bylaws directed to be done within a limited time is not so done, or is not properly or effectually done, then anything actually done prior to such omission or improper or ineffectual act shall not be thereby vitiated, but shall remain in full effect and the Council, either prior or subsequent to such act not properly or effectually done or omitted, may extend the time for completing or perfecting such act or thing, which when completed or perfected, shall have the same effect as if done strictly in accordance with the provisions of these bylaws.
<b>Directed or Prescribed by Council</b>	
Regulation 4	May direct the Registrar to strike the name of a person from a record or register if the person fails to pay a prescribed fee
Regulation 76	May direct the Registrar to strike the name of a person from a register of professional licensees if the person fails to pay a prescribed fee
Regulation 19.1	May direct the Registrar to strike from the register of professional members or licensees the name of a person who fails to comply with a notice served on them and direct them to comply with section 19 (written records related to Continuing Professional Development Program) within 30 days of service of notice
Regulation 7	May direct the Registrar to strike the name of a student from the record of students if the Council considers that the student has engaged in behaviour that constitutes unprofessional conduct
Regulation 9	May direct the Registrar to strike the name of an examination candidate from the record if... the Council considers that the student has engaged in behaviour that constitutes unprofessional conduct
Act 29(1)	The Registrar shall not cancel a registration at a registrant's request unless approved by Council
Act 29(2)	When a request for cancellation of a registration is approved by Council, the Registrar shall cancel that registration. Upon being notified of the approval, the registrant must immediately surrender to the Registrar the evidence of registration, or cease using the permit number in the case of a permit holder
Act 29(3)	May direct the Registrar to (if not more than 7 years after cancellation), reinstate in the applicable register a registration that was cancelled under section 29 subject to any conditions that Council may prescribe. May direct the Registrar to reissue the evidence of registration.

Act 29(4)	If more than 7 years after cancellation, application for reinstatement must be referred to the Board of Examiners
Act 39(1)	May direct the Registrar to cancel the registration of a professional member, licensee or permit holder in default of fees, dues, or levies, or permit holder if it no longer has employees in compliance, 30 days after written notice by Council is served unless they comply with the notice
Act 39(2)	Notice must state that the Registrar may cancel the registration unless the fees, dues, or levies are paid, or evidence satisfactory to Council has been received within the time prescribed indicating that the permit holder has employees in compliance
Act 39(3)	May direct the Registrar to cancel a registration entered in error in the register
Act 39(6)	If a registration has been cancelled pursuant to section 39(1), (if not more than 7 years after cancellation), may direct the Registrar, subject to any conditions that Council may prescribe, to reinstate that registration in the applicable register and to reissue the evidence of registration
Act 39(7)	If more than 7 years after cancellation, application for reinstatement must be referred to the Board of Examiners
Act 40(1)	May direct the Registrar to cancel registration of a joint firm that is in default of fees, dues, or levies, or ceases to have at least one professional engineer and at least one registered architect to take the responsibility referred to in section 34(2)(b), one month after written notice is served that Council intends to cancel the registration, unless they comply with the notice
Act 40(4)	May direct the Registrar, subject to any conditions prescribed by Council, to reinstate the joint firm in the applicable register and to reissue the certificate of authorization and the stamp
Act 41(1)	May direct the Registrar to cancel the registration of a restricted practitioner who is in default of fees, dues, or levies, or who is not a registered architect in good standing under the <i>Architects Act</i> , one month after written notice is served that Council intends to cancel the registration, unless they comply with the notice
Act 41(4)	May direct the Registrar, subject to any conditions prescribed by Council, to reinstate the restricted practitioner in the applicable register and reissue the certificate of authorization and the stamp
Act 21(1)	The Registrar shall maintain registers, in accordance with the bylaws and subject to direction of Council, for professional engineers and geoscientists, licensees, permit holders, joint firms and restricted practitioners
Act 21(3)	The Registrar shall maintain, in accordance with the bylaws and subject to direction of Council, a membership record for each class or category established under the regulations and bylaws
Act 83.5(1)	The Registrar shall maintain a register, in accordance with the bylaws and subject to direction of Council, for each category of professional licensee
Regulation 2(1)	The Registrar receives applications for registration in a form acceptable to the Board of Examiners, and fully completed and accompanied by all required supporting documentation and any fees prescribed by Council

Regulation 74(1)	The Registrar receives applications for registration as a professional licensee in a form acceptable to the Board of Examiners, and fully completed and accompanied by all required supporting documentation and any fees prescribed by Council
Bylaws 34(1)	The Registrar shall issue to each professional member a certificate in a form prescribed by Council signed by the president and the Registrar showing the date of registration and the professional category in which the member is registered
Bylaws 34(2)	The Registrar shall issue to each licensee a license certificate in a form prescribed by Council signed by the president and the Registrar showing the date of registration and the professional category of the licensee
Bylaws 34(3)	The Registrar shall issue to each permit holder a certificate in a form prescribed by Council signed by the president and the Registrar showing the permit number and the professional category in which the permit holder is entitled to practice
Bylaws 34(4)	The Registrar shall issue to each restricted practitioner a certificate in a form prescribed by the Council signed by the president and Registrar showing the date of registration and the restricted area of practice in which the certificate holder may engage
Bylaws 34(5)	The Registrar shall issue to each professional licensee a certificate in a form prescribed by Council signed by the president and the Registrar showing the date of registration and the area of practice in which the professional licensee may engage
Regulation 55	The Association shall issue on a regular basis as directed by Council the publications known as <i>The Annual Report</i> and <i>The PEGG</i> for the general information of members on the affairs of the Association and the professions generally
Regulation 56	The Association may publish, on an annual basis or as directed by Council, for the information of members and the public, conditions of engagement and surveys of professional fees for particular types of professional engineering and geoscientific services
Regulation 59	The Association may issue, on an annual basis or as directed by Council, publications for the purpose of promoting high standards of professional services and adequate remuneration for those services, and the maintenance and improvement of the competency of members
Regulation 60	The Association may publish from time to time as directed by the Council, a register, in a format directed by the Council, of professional members, licensees, permit holders, joint firms and restricted practitioners
Bylaws 6.1	Notwithstanding section 6 of the bylaws, a member may vote electronically as prescribed by such terms and conditions established by Council from time to time and such vote shall be received and treated by the Association as having the same force and effect as if sent by letter ballot pursuant to Bylaw 6
Bylaws 13	Members of Council and, at the discretion of Council, appointed representatives of the Association, members of committees of the Association, members invited for special purposes and the representatives of other organizations shall be paid the reasonable out-of-pocket expense of attending meetings of the Council or of the Association or when travelling on business of the Association
Bylaws 13.1	An honorarium shall be paid to the President, or the President's nominee in



	an amount and under such conditions as may be determined by the Council from time to time
Bylaws 33(1)	Seals and stamps issued to professional members shall be in a form prescribed by the Council and shall show the professional category of the professional member as Professional Engineer or Professional Geoscientist
Bylaws 33(2)	Seals and stamps issued to licensees shall be in a form prescribed by the Council and shall show the professional category of the licensee as Professional Engineer or Professional Geoscientist and in addition shall carry the word "licensee"
Bylaws 33(3)	Stamps issued to permit holders shall be in a form prescribed by the Council and shall show the designation "Permit Holder"
Bylaws 33(4)	Stamps issued to joint firms shall be in a form prescribed by the Council and shall show the designation "Engineers and Architects" or "Architects and Engineers"
Bylaws 33(5)	Seals and stamps issued to professional licensees shall be in a form prescribed by the Council and shall show the designation "Professional Licensee (Engineering) or (Geoscience)" as the case may be
Bylaws 37.1	For the purposes of Bylaw 37, a mail vote shall be deemed to include electronic communications within such terms and conditions as may be prescribed from time to time by the Council of the Association and such vote shall be received and treated by the Association as having the same force and effect as if sent by mail under Bylaw 37
<b>Related to The Association of Science and Engineering Technology Professionals of Alberta (ASET)</b>	
Act 1.1(1)	Appoint members of the Executive Committee of Council to the Joint Councils Committee
Act 1.1(2)(c)	Assign functions to the Joint Councils Committee, by agreement with ASET Council
Act 1.1(3)	Establish rules for Joint Councils Committee, by agreement with ASET Council
Act 1.1(4)	Alter the composition of the Joint Councils Committee described in subsection (1), by agreement with ASET Council
Act 87.41	Before the ASET Council, by regulation, establishes or amends the academic qualifications for applicants for registration as regulated members, the Council must consult with the Minister and the Minister responsible for Parts 1 to 3 of the <i>Post-secondary Learning Act</i> and must consider the comments received from those Ministers
Act 87.5(2)	Each joint board and committee is, subject to this Act, to be composed of (a) an equal number of appointees of the Council and ASET Council
Act 88.2	The individuals appointed to the Joint Practice Review Board by the Council and ASET Council must each have a combination of knowledge and experience suitable for determining the academic qualifications and experience necessary for a person to continue to engage in practice as a professional technologist
Act 88(1)	After consultation with the Council and ASET Council, the Minister shall, by order, prescribe, subject to any provision to the contrary in this Act, with respect to each joint board and committee established under section 87.5
Act 88.1(1)	Request Joint Practice Review Board to inquire into [specified matters]

Act 88.1(2)	including ‘any other matter that the Council ... considers necessary or appropriate ...’ Receive reports and advice from the Joint Practice Review Board with respect to any matter dealt with under subsection (1)
Act 88.1(8)	After each inquiry under this section, receive written report from the Joint Practice Review Board on the inquiry which may include recommendations to Council, with reasons
Act 88.5(2) Act 88.51	Approve regulations made by Joint Professional Technologist Regulations Committee  Before the Joint Professional Technologist Regulations Committee, by regulation, establishes or amends the academic qualifications for applicants for registration as professional technologist, the Council must consult with the Minister and the Minister responsible for Parts 1 to 3 of the <i>Post-secondary Learning Act</i> and must consider the comments received from those Ministers
Act 88.6(1)	By agreement with ASET Council, establish rules for Joint Councils Committee
Act 88.6(6)	Appoint one person to an arbitration tribunal
<b>Other Provisions Related to Council</b>	
Act 1(e)	Council means the Council of the Association
Act 1(h)	“Investigative Committee” means the Investigative Committee established by the Council pursuant to section 46
Act 14(1) to (3)	Composition of Council
Regulation 25(2)	The President (elected annually by professional members) acts as the presiding officer at meetings of the Council and at meetings of the Association
Regulation 25(3)	The President can vote at meetings of Council or the Association only in the event of a tied vote
Regulation 26	
Regulation 28	The professional members of the Council, other than President and Vice-presidents, must be elected annually for a term of 3 years; elections to be conducted so that as close as possible to 1/3 of the positions come up for election each year  Quorum for meetings of the Council is at least one of the Presidents, the 2 Vice-presidents or the immediate Past President, and 6 other professional members of the Council
Act 77	After a finding or order is made by the Discipline Committee, the Council, the Appeal Board, the Court or the Court of Appeal under Part 5, the name of the investigated person may be published in accordance with the regulations
Act 81(1)	A certificate purporting to be signed by the Registrar and stating that a named person was or was not, on a specified day or during a specified period ... a member of the Council, shall be admitted in evidence of proof, in absence of evidence to the contrary, of the facts stated in it without proof

	of the Registrar's appointment or signature
Act 82(1)	No action lies against ... a member of Council ... or any member, officer of employee of the Association for anything done in good faith and in purporting to act under the Act regulations or bylaws
Act 82(2)	No action for defamation may be founded on a communication ... by ... a member of Council ... in good faith in the course of investigating the complaint or in the course of any proceedings under Part 5 relating to the complaint
Act 20(1)(t)	Make bylaws with respect to registers and records to be kept by the Registrar
Bylaws 31(2)	The Registrar advises the next regular meeting of Council of any memoranda entered or modified
Regulation 61(1)	Notice that is required is sufficiently given if ... it is sent by prepaid mail to the person at the latest address provided to the Registrar by the person, or it is sent by email to an email address provided to the Registrar for the purposes of receiving notices that meets the requirements of Council
Bylaws 2	A nominating committee shall be appointed at the annual meeting to serve for the ensuing year. The Committee shall consist of a minimum of 11 professional members of the Association, 1 of whom shall be the retiring president, who shall be the chairman. Council shall fill any vacancies which may occur in this nominating committee
Bylaws 3(1)	Not less than 150 days prior to the annual meeting the nominating committee shall submit to the Chief Executive Officer a list of nominees for Council, which shall include the president-elect as the sole nominee for president, 3 nominees for vice-president, and at least 3 more nominees for Councillors than there are vacancies to be filled on Council
Bylaws 3(2)	Nominees for president or vice-president shall have served at least 1 year on the Council
Bylaws 4(1)	The nominating committee, in selecting nominees, shall give due consideration to the composition of the Council as required by the Act, regulations and bylaws and to the geographical distribution and field of practice of the nominees
Bylaws 6(2)	The names of all persons nominated for office shall be placed on the ballot form in groups relating to each office. The number, professional classification and term of Councillors to be elected shall be made clear on the ballot form. Ballot forms shall be mailed to the professional members by the Chief Executive Officer not later than 50 days prior to the annual meeting
Bylaws 6(3)	Each professional member is entitled to one vote for one candidate for vice-president, and to vote for as many candidates as there are vacancies to be filled for Council, or for a lesser number
Bylaws 8(3)	The requisite number of persons who receive the highest number of votes for the office of Councillor shall be elected as Councillors for a term of 3 years. If there are any vacancies in Council to be filled the person or persons receiving the next highest number of votes for the office of Councillor shall be elected as Councillors for the balance of the unexpired term or terms to be filled, and as among them, the person or persons receiving the highest number of votes shall fill any vacancy or vacancies

	which have the longer unexpired term or terms
Bylaws 9(3)	In case of equality of votes for any officer or Councillor, the president or, in the absence of the president, the chairman of the nominating committee shall cast the deciding vote
Bylaws 20(1)	The proceedings at any meeting of the Association and of Council shall be governed by the rules laid down in the latest edition of Robert's Rules of Order, except as these bylaws may otherwise provide