

Master Membership Agreement

Summary of Revisions

December 2011

General revisions

- The terms school authority and school board have been replaced by school division. The new proposed Education Act uses this term.
- References to intermunicipal library boards have been added in appropriate sections.
- The references in the draft that the agreement is between the Members and the YRL Board have been removed.
- Legal names have been used in Schedule A.

Revisions to clauses

Clause 1 – Definitions

Clause 1.2 b) A definition of the allotment has been added.

Clause 2 – Operation

Clause 2.3 "...accessible to the residents of the Parties" has been changed to "accessible to the residents of the library system". The new wording matches the wording used in the third whereas section, #4 on page two of the draft.

Clause 4 – Appointments to the YRL Board

Clause 4.1 "...and may appoint an alternate" added to the clause.

Clause 9 – Library system services to member libraries

Clause 9.1 g) "...integrated library system, Internet, desktop computer, and network services, including support services;" had been added to the list of services.

Clause 12 – Roles and responsibilities of municipal and intermunicipal library boards within the system

Clause 12.1 "...or other library system services" has been added to this clause that outlines what municipal and intermunicipal library boards may not offer to residents of non-participating municipalities.

Clause 16 – Division of Assets

This clause has been incorporated into Clause 15 – Withdrawal as Clause 15.3. Subsequent clauses of the agreement have been renumbered.

Clause 18 – Amendment

The Public Library Services Branch has advised the YRL Board Executive Committee that the members cannot delegate the authority for amending the agreement to the YRL Board. The PLSB does not find it advisable to have a board created by an agreement of municipalities and school divisions have the authority to amend the agreement that creates the board. Although the legislation does not specifically prohibit this, common law principles would not support this. As a result, Clause 18.1 has been changed so that it is the Members who have the responsibility for approving amendments to the agreement.

Clause 18.1 a) "may only take effect for the next calendar year after first providing at least three months written notice prior to year end" replaces "may only be passed after first providing at least three months written notice" to ensure that fee increases coincide with the fiscal year of municipalities.

Clause 18.2 has been added so that the Board's limited authority to pass fee increases outlined in Schedule C is included in the Amendment Clause.