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## Constitution

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## Dominion Zommercial Cravellers'

 Hsscriation
## CONSTITUTION -AND-

## BY-LAWS

—OF THE—

## Dominioi: Commercial Travellers' "! <br> Association

## REVISED AND ADOP'PED DEC. 14, 1901.

INSTITUTED A. D. 1875.<br>INCORPORATED RY ACT OF DOMINION PARLIAMENT 1880.

Alontreal, ©anad̀a. JOHN LOVELL \& SON, Printer. 1901.

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## CONSTIIUTION -AND- <br> BY-LAWS -OF THF-

## Dominion Commercial Travellers' Association.

## ARTICLE I.-NAME AND : OCATIC:N.

Ist.-The name of this organization shall be the "Dominion Commercial Travellers' Association."

2nd.-The head office of this Association shall be located in the City of Montreal, Province of Quebec, Canada.

## ARTICLE II.-OBJECTS.

The objects for which this Association is established are :-
ist.-To promote and protect the interests of Commercial Travellers generally.
and.-To elevate the intellectal, moral, social and material welfare of its members.

3rd.-To make provision against acrifent or death and to assist the widows and orphans of deceased mpinbers.

## 4

## CONSTITUTION

4th.-To secure from transportation companies, Hotels, Telegraph, Telephone, Insurance, and other companies and persons just and equitable concessions and privileges.

ARTICLE III.-MEMBERSHIP.
Ist.-This Association shall be composed of "Active Members," "Associate Members" and "Life Members."
2nd.-Active Members shall be entitled to all acquired privileges and concessions. 3 rd.-To be eligible to become an active member an applicant must be of good moral character, of good general health and under forty-five (45) years of age. He must be a Commercial Traveller, travelling for, or a travelling member of a wholesale firm, company or corporation, and soliciting orders for, or purchasing merchandise, wholesale only, from samples, catalogue, card, price list or description, from dealers or manufacturers for goods which shall be subsequently delivered. He must be a resident, or have a place of business or business connection or office in Canada and must travel in Canada not less than three months in each year.
$4^{\text {th. }}$-No applicant shall be considered eligible who has been expelled from membership by any Commercial Travellers' Association.

5th.-Aprlications may be entertained from persons over forty-five (45) years of age, but if
accepted they shall not be entitled to mortuary benefits.
6th.-Applicants are required to furnish certificates of birth when they claim to be between forty (40) and forty-five (45) years of age.

7th.-Each applicant shall fill up the required form, giving full and correct answers to all questions, and such answers shall be deemed material, and form the basis of the contract of admission to the Association. He shall be recommended by two members who shall sign the application which shall also be endorsed by the firm he represents. At the first meeting of the Board of Management thereafter, on a favourable vote of two-thirds of those present, he shall be declaned elected. 8th.-Certificates may be issued to applicants subject to subsequent election; should the application be rejected the certificate shall be annulled and the subscription returned.
9th.-Certificates may be granted to applicants whose health may not be satisfactory, but such shall not entitle the member to mortuary benefits.
roth.-Certificates are not transferable under any circumstances whatsover. If a certificate be transferred or if used for other purposes than that for which it is intended, it shall be forfeited.
irth.-Associate Members shall be entitled to all acquired privileges and concessions except transportation.

12th.- Any Active Member ceasing to travel the required time and in good standing for the three previous years may become an Associate Member.
13th.-Life Members shall be entitled to all acquired privileges and concessions except transportation and mortuary benefits.

14th.-Any eligible person may become a Life Member upon the payment of the required subscription.

15th.-Any member in good standing, whose business or health may necessitate change of domicile outside the boundaries of Canada may continue his membership and shall be entitled to all the benefits of the Association.

## ART ${ }^{\top}$ CLE IV.-DUTY OF MEMBERS.

It shall be the duty of members to familiarize themselves with the Constitution and ByLaws of the Association and such contracts as may exist between themselves, the Association and all transportation companies and persons, and to abide strictly by all the conditions of the same. It shall also be the duty of members to report to the Association any matter coming under their cognizance which may in any way affect the interests, character or prospects of the Association.

## ARTICLE V.-MISCONDUCT.

rst.-Any member who may be judically

## AND BY-LAWS

convicted of crime, or who may abuse or attempt to abuse in any way the advantages or privileges of the Association, or be guilty rf conduct prejudicial to the interests of the Association, shall, at the discretion of the Board of Management, be suspended or expelled from membership, but such member shall have the right to appeal to the Annual Meeting for reinstatement.

2nd.-In all cases of suspension or expulsion of members the Secretary shall notify the transportation companies and also each Commercial Travellers' Association in Canada.

## ARTICLE VI.-SUBSCRIPTIONS.

ist.-The annual subscription for Active and Associate Members, payable on January 1 , shall be ten dollars ( $\$ \mathrm{ro}$ ) to be deposited with application.

2nd.-Annual subscription shall be for membership to the end of the current year in which the membership is obtained.

3 rd.-Any person having failed to renew his annual subscription shall, after January 3I, cease to be a member of the Association, but may be reinstated within the current year, having all rights and benefits restored on presentation of renewal application and annual subscription accompanied by a certificate of good health.

4th.-Duplicate certific̣ates to replace

## 8

## CONSTITUTION

such as may be lost or destroyed shall be supplied for two dollars (\$2).
5th.-The life subscription of a Life Member shall be fifty dollars (\$50), payable on admission.

## ARTICLE VII.-BOARD OF MANAGEMENT.

Ist.-The Officers of this Association shall be a President, a Vice-President and a Treasurer. They shall be elected annually.
and. -The retiring President shall remain a member of the Board, ex-officio, as PastPresident during this successor's term or terms of office.
3rd.-The Officers with the Fast-President and ten Directors shall constitute the Board of Management.
4 th.-Directors shall be elected for a term of two years, five at each annual election who shall act concurrently with the five elected at the previous election.
5th.-Retiring Officers and Directors shall be eligible for re-election.
6 th. -The Board shall have the power to appoint annually Honorary Directors in such cities and towns in Canada as they may deem desirable and in the interests of the Association such Honorary Directors shall have the privilege of attending all meetings of the Board without vote.

7th.-Standing committees shall be appoint ed annually by the Board from its own members, whose decisions, however, shall not be considered final until confirmed by the Board.

8th.-Should any memier of the Board be absent from threa regular Board meetings consecutively without satisfactory reasons, his seat may be declared vacant.

9th.-Vacancies occurring on the Board from death, resignation or otiserwise shall be filled by the Board.
roth.-No nember of the Board shall receive any remuneration for his services.

## ARTICLE VIII.-DUTIES OF OFFICERS AND DIRECTCRS.

rst.-It shail be the duty of the President to preside at all mectings of the Association and of the Board of Management ; he shall be a member, ex-officio, of all committees, and shall have a general oversight of all the affairs of the Association. In the absence of the President, the Vice-President shall perform his duties. In the absence of the President and Vice-President, the meeting shall have power to organize and appoint a Chairman 1.0 tem .

2nd.-It shall te the duty of the Treasurer to see that all fr ads are promptly deposited with the bankers of the Association, and that
all bonds and securities of the Assuciation are deposited in the vaults of some chartered safety deposit company, which shall be under the joint custody of the President and the Treasurer, who shall be responsible for the safe-keeping of the same. The Treasurer shall, as frequently as possible, check the bank books and shall sign all cheques conjointly with the President and the Secretary.

3rd.-It shall be the duty of Officers and Directors to attend all meetings of the Board and Board Committees to which they may be appointed, and to becom: familiar with all the affairs of the Association. They shall have the care and superintendence of the Association and the custody of its property ; all expenditure of funds shall be authorized by them, and all accounts shall be considered and passed by them before payment.

## ARTICLE IX.-SECRETARY AND HIS DUTIES.

Ist.-The Secretary and such office assistance as may be deemed necessary shall be appointed by the Board; conditions of engagement and remuneration shall also be fixed by the Board. The Secretary shall furnish such guarantee bonds as may be required for the performance of his duties.
and.-It shall be the duty of the Secretary to attend all meetings in connection with the Association. He shall keep a correct record
of the proceedings of all meetings of the Association, of the Board of Management and of all committees. He shall keep the register of the members and all books of the Association as may be proper and necessary. He shall attend promptly to all correspondence under direction of the President, or, in his absence, the Vice-President. He shall retain copies of all letters and preserve all official documents. He shall receive all moneys on behalf of the Association and deposit the same forthwith with the bankers of tue Association; he shall pay all moneys under the direction of the Board of Management, such payments to be made ry cheque signed conjointly with the President and the Treasurer. He shall submit a statement of all receipts and expenditures at each monthly meeting of the Board, and he shall perform such other duties as the Board of Management may require.

## ARTICLE X.- ELECTION OF OFFICERS AND DIRECTORS.

Ist.-Nominations for Officers and Directors for the ensuing year shall be made at the quarterly meeting on the second Saturday in November. Nomination for each candidate shall be made in writing signed by at least six qualified members, and the names of six nominators shall appear as such on the voting paper.

2nd.-Nominations must be restricted to members who consent to stand as candidates and who are able to give the required attention to meetings and other duties devolving upon the holders of such positions.

3rd.-When only one candidate is nominated for any office he shall be declared elected; but if two or more be nominated a vote shall be taken.
4th.-When only five candidates are nominated for Directors they shall be declared elected; but if six or more be nominated a vote shall be taken.
5th.-At the Quarterly meeting in Novemter the President shall appoint the Scrutineers for the annual elections, and also a special committee whose duty shall be to check the voting papers previously to mailing,

6th.-The Secretary shall, within one week after the nominations, send by mail to each member a voting paper, on which shall be printed the names of all persons nominated for Officers and Directors with the request that such member shall place an X opposite the names of the candidates of his choice ; the said voting paper to be duly signed, enclosed in an envelope and returned by mail, or deposited in the ballot box at the office of the association, and addressed "to the Charrman of Scrutineers, Dominion Commercial Travellers' Association, Montreal. The

Poll shall be closed at $5 \mathrm{p} . \mathrm{m}$. on the day previous to the Annual Meeting. The scrutineers shall count the votes and report the results to the Annual Meeting. The Candidate receiving the highest number of votes for any office shall be declared elected. Five candidates receiving the highest number of votes for Directors shall be declared elected. In case of a tie the President shall have the casting vote.

7th.-The Secretary shall issue no voting papers other than those mailed to each member, unless application is made in person, or by letter, and satisfactory proof be given that the one mailed had not been received or had been lost or destroyed.

## ARTICLE XI.-MEETINGS.

Ist.-The Annual Meeting of the Association shall be held in December of each year for the purpose of receiving the report of the Board of Management for the past year ; the Scrutineer's Report of the election of Officers and Directors for the ensuing year, and for the transaction of other business thirty to form a quorum.

2nd.-Quarterly meetings of the Association may be held on the second Saturdays in February, May and August, and shall be held in November, at 8 o'clock p. m.-fifteen to form a quorum. Notice of these meetings shall be given through the daily papers only, except the November meeting, of which the

Secretary shall give three weeks' notice by circular.

3rd.-On the requisition of fifty members of the Association the President, or, in his absence, the Vice-President, shall authorize the Secretary to call a special meeting of the Association for the purpose or purposes set forth in the requisition.

4th.-The Secretary shall give seven clear days' notice of all Annual or Special meetings of the Association by advertisement in one or more of the public newspapers, and by mail to the registered address of the members as shown on the books of the Association.

5th.-The Board of Management shall meet on the first Saturday of each month, or as often as may be deemed necessary for the welfare of the Association-five to form a quorum.
6th.-The President, or, in his absence, the Vice-President, shall call Speciai meetings of the Board. The Secretary shall also call a special meeting whenever required, in writing, by three members of the Board. Two clear days' notice shall be given of all Special meetings of the Board.

7 th.-All notices of Special meetings of the Association or Board of Management shall state the business of the meeting, and at such meeting no other business than that stated in the notice shall be transacted.

## ARTICLE XII.-MORTUARY BENEFITS.

rst.-Upon the death of a member, mortuary benefit claims under tinese laws shall be payable to the person or persons designated in the deceased member's last renewal application paper, or, in default of such designation, to his heirs. assigns or legal representatives. Such claims shall be payable within sixty ( 60 ) days after satisfactory proof of death has been furnished the Association. Claims must be filed within twelve months after date of feath; otherwise they shall be waived and forteited.

2nd-Members belonging to the Association previous to January 1 , 1899, shall be known as Class $A$, and shall be entitled to mortuary benefits as provided in section 5 of this article, subject to the conditions of section 3 of this article.

3rd.-When the annual surplus shall fall below an average in two consecutive vears of five thousand dollars ( $\$ 5000$ ), in . of the following year, a special call an amount sufficient to make up the deficiency shall be made on all members of Class $A$, but such call shall not exceed two dollars and fifty cents ( $\$ 2.50$ ) upon each member. Any member in Class $A$ so assessed failing to comply with the demand made upon him within the current year in which the call is made shall in consequence of such failure
become a member in Class B, and be treated as such.
4th.- Mr mbers who have joined the Association in the year 1899 and after, and such members of Class $A$ as fail to comply with the conditions of section 3 of this article shall be known as Class B, and shall be entitled to mortuary benefits as provided in section 6 of this article.
5th.-Class $A$ members are entitled to mortuary benefits as follows, viz :-
After payment of subscription for two previous consecutive years, two hundred dollars (\$200), and increasing one hundred dollars ( $\$ 100$ ) each year, until after payment for ten previous consecutive years, ten hundred dollars ( $\$ \mathrm{I}, 000$ ).

After payment for eleven previous consecutive years, ten hundred and twenty-five dollars ( $\$ 1,025$ ), and increasing twenty-five dollars ( $\$ 25$ ) each year, until after payment for eighteen previous consecutive years, twelve hundred dollars ( $\$ 1,200$ ), which is the maximum.

6th.-Class $B$ members are entitled to mortuary benefits as follows, viz :-
After payment of subscription for two previous consecutive years, two hundred dollars ( $\$ 200$ ), and increasing one hundred dollars ( $\$ 100$ ) each year, until after payment for five previous consecutive years, five hundred dollars ( $\$ 500$ ).

After payment for six previous consecutive years, five hundred and twenty-five dollars (\$525), and increasing twenty-five dollars (\$25) each year, until the amount reaches twelve hundred dollars ( $\$ 1,200$ ), which is the maximum.

## ARTICLE X.III.-GENERAL FUND.

1st.-All moneys and investments of the Association, with the interest earned thereon, and all revenues from whatsoever source derived, shall constitute the General Fund.
2nd.-The Board of Management shall use such portion of the General Fund as may be required for the payment of working expenses; for the payment of such expenses as may be incurred in efforts to promote the general interests of the Association; for the payment of mortuary benefit claims as provided in article XII., and such appropriations as may be made to the Benevolent Fund, under article XIV., and to the educational Fund, under article XV., of these laws.

3rd.-A motion for the appropriation of any of the Association's funds for any special object must be made at the Annual meeting, notice of such motion to be givnn at a previous Annual or Quarterly meeting. The notice of motion must state the object and amount required, and such amount, on amendment, may be reduced, but not increased ; a vote of two-thirds of the members present
shall be required to carry such motion.
4th.-The surplus funds of the Association shall be invested in first mortgages on freehold property; government securities ; first class municipal debentures or be deposited on interest in a chartered bank. The titles or securities for all investments shall be examined and approved of by the Solicitor of the Association, and shall also be sanctioned by a resolution of the Board of Management.

## ARTICLE XIV.-BENEVOLENT FUND.

Ist.-The object of this fund, which shall be administered by the Board of Management, is to provide assistance to members sick or in misfoitune and who have no other means of support.
2nd.-An amount voted at each Annual meeting and contributions from individual members shall constitute this fund.

## ARTICLE XV.-EDUCATIONAL

FUND.
Ist.-The object of this fund shall be to provide for the education of children of deceased members who are left in needy circumstances.
$\therefore$..-An amount voted at each Annual meeting and contributions from individual members or friends of the Association shall constitute this fund.

3rd.-This fund shall be administered by a Board of Trustees, five in number, to be
elected by open vote from among the members of the Association at the Annual Meeting. The Board of Trustees shall have power to fill vacancies occurring by death, resignation or otherwise.

4th.-Trustee Board meetings shall be held from time to time as may be deemed necessary, three to form a quorum.

5th.-The Board of Trustees shall, at its first meeting in each year, elect a Chairman and a Treasurer who shall jointly have charge and be responsible for the fund, which shall be deposited in a chartered bank. All payments shall be made by cheque, signed by the Chairman and the Treasurer. They shall submit a regularly audited statement of receipts and expenditures to the Anntal meeting of the Association.
6th.-Applications of candidates for scholarships shall be submitted to the Board of Trustees for approval. Candidates shall not be accepted who are under six years of age, the term to cease on the pupil attaining sixteen years of age.

7 th. -It shall be competent for the Board of Trustees to place pupils in such public schools as they may deem best for carrying out the objects of this fund : they shall also have power to suspend or dismiss any scholar who may be guilty of continued bad conduct or who may fail to observe due diligence in the prosecution of his or her studies.

8th.-It shall be compctent for the Trustees to appoint a guardian to each scholar resident out of Montreal, whose duty shall be to supervise the education of the scholar, and to report to the Trustees from time to time, as may be required by them, each guardian to be appointed for one year only, but may be ne-appointed.
9th.-The Board of Trustees shall report to the Association as early as possible in November of each year, giving a full report of their work.

## ARTICLE XVI.-AUDIT.

The Board shall employ the services of a chartered accountant who shall examine all the accounts of the Association ; the statement of investments and the securities for the same and the financial statement to be presented at the Annual Meeting.

## ARTICLE XVII.-ALTERATION OF CONSTITUTION AND BY-LAWS

rst.- The foregoing Constitution and ByLaws may be repealed, suspended, amended. altered or added to by a two-thirds' vote of the members present at the Annual meeting only ; notice to be given at a previous Annual or Quarterly meeting of the Association. Notice of any proposed changes in the Constitution and By-Laws shall be sent to each member previous to the Annual Meeting. 2nd. -The former Constitution and ByLaws and amendments thereto are hereby repealed and abrogated.

## To Incurporate the Dominion Commercial

## Travellers' Association.

WHEREAS James A. Cantlie, David L. Lockerby, George Forbes, Frederick Massey, Gustave Piché, Ralph B. Hutchison, Charles Hutchison, George Sumner, Alexander Gowdey, John Rogers, James O'Brien, Alexander W. Acheson, and Rollo C. Simpson, have by their petition represented that it would be for the interest of the "Dominion Commercial Travellers' Association," of which they are members, that it should be incorporated, and it is expedient to grant the prayer of their petition : Therefore Her Majesty, by and with the advice and consent of the Senate and the House of Commons of Canada, enacts as follows :-
r. The said James A. Cantlie, David L. Lockerby, George Forbes, Frederick Massey, Gustave Piché, Ralph B. Hutchison, Charles Hutchison, George Sumner, Alexander Gowdey, John Rogers, James O'Brien, Alexander W. Acheson, and Rollo C. Simpson, and such other persons as are now, or shall hereafter become members of the said Association and their successors, shall be and they ane hereby constituted a body nolitic and corporate under the name of the "Dominion Commercial Travellers' Association." having its head office in the City of Montreal. with power to purchase. receive, acquire. hold and. enjoy property both real and personal, to and for the use of the said Corporation. and to sell, alienate, exchange, mortgage, or lease the same: Provided always that the said Corporation shall dispose of any real estate
by it received, except such as may be required for the actual use and occupation of the said Association, within five years from the date of its acquisition.
2. The objects of the said Association are to promote the welfare and interest of its members, by making provision against sickness, misfortune, accident or death, and relieving the widows, orphan children or representatives of members deceased; by obtaining for its members, concessions privileges or reduced rates from railways, navigation, telegraph, insurance, and other companies and persons, and by devoting the funds of the said Association to such other lawful objects for promoting the intellectual, mo.al and material welfare of its members as may from time to time be determined, in accordance with the rules, regulations and by-laws of the said Corporation.
3. The present constitution and by-laws of the said Association shall be, until amended as thereby or herein provided, the ruies, by-laws and regulations, of the said Corporation, and the present officers and directors shall hold office until their successors are appointed in accordance therewith; and the said Corporation is hercby vested with all the assets and rights, and made responsible for all the obligations and liabilities of the said Association.
4. The said Corporation may from time to time change, amend, add to or repeal any of its rules, regulations and by-laws, observing always. however, such formalities as are and may be lawfully prescribed to that end, provided that no rule, regulation or by-laws shall be contrary to law or to this Act.
5. All subscriptions or other sums due or to become due to the Corporation may be
recovered in any Court of competent jurisdiction, but any member may withdraw at any time on payment of all sums due by him including his subscription for the then current year, after which he shall have no claim or demand of any kind against the Corporation.
6. The said Corporation may from time to time establish and maintain branch agencies in different parts of the Dominion of Canada, to promote the objects herein set

## forth. <br> ACT PASSED BY LEGISLATURE OF QUEBEC.

50 Victoria, Chap. 15
Assented to 18th. May, 1887. Instituted " $A n$ Act respecting Commercial Travellers, and to abolish the Municipal Taxes now levied upon them."

HER MAJESTY by and with the acvice and consent of the Legislature of Quebec enacts as follows :
I. No municipal corporation shall levy any tax upon any commercial traveller, taking orders or selling goods, wares, or merchandise by sample, catologue or price list, or require any such persons to procure a license from such municipal corporation, notwithstanding an' 'isposition to the conttary in any statute
2. All the jvisions of siny statute giving power to any municipal corporation to levy any such tax or require any such license are hereby repealed, as also all by-laws or regulations made thereunder.
3. Lhis act shall not affect pending cases and shall come into force on the day of its sanction ; but shall not affect the cities of Quebec, Three Rivers or Sherbrooke or the town of Sorel until the first day of May, eighteen hundred and eighty-eight.


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PRESIDENTS, 1875 to 1902.
Andrew Robertson ..... 1875-1879
Jas. A. Cantlie. ..... 1880-1881
Alex. Gowdey ..... 1882
George Sumner ..... 1883-1884
George Boulter ..... 1885
R. B. Hutchison ..... 1886
D. L. Lockerby ..... 1887
Fred Birks ..... 1888-1889
Gustave Piché. ..... 1890
Fred Hughes. 1891-1892
George L. Cains ..... 1893
David Watson. ..... 1894
Lt.-Col. Fred Massey 1895-1896
Hon. J. D. Rolland ..... 1897-1898
Maxwell Murdock. ..... 1899-1900
Thos. L. Paton ..... 1901
James Robinson Elect for ..... 1902

## 27

## IMPORTANT NOTICES.

Members are not permitted, under any circumstance whatsoever, to lend their certificates, and must in all cases show them when required by authorized representatives of any Transportation Company from whom privileges are obtained. A zefusal to do so renders members to severe penalty (see clause 1 on back of certificate).

It is desired by the Transportation Companies and urged by the Board of Management of the Association that members will be at the Station and attend to the checking of Baggage at least fifteen minutes before the advertised time of starting of train, thus avoiding inconvenience and delay.

Members are requested to report to the Association any cases of rough handling of baggage by employees of Transportation Companies.

Renewal application forms will be sent to each member along with the voting paper in November. Members renewing their subscription for the ensuing year are reminded that in all cases the renewal application should accompany the subscription fee.

Week and return tickets can be obtained at one first-class passenger rate, good from Friday noon to return up to Monday evening, but only from starting point to residence named on certificate except Montreal, Toronto, Hamilton, London and Winnipeg.



