

No. 5

5th Session, 14th Legislature, Alberta
11 Elizabeth II

BILL 5

A Bill respecting The Canadian Society of Radiological
Technicians (Alberta Division)

DR. HEARD

BILL

No. 5 of 1963

An Act respecting The Canadian Society of Radiological Technicians (Alberta Division)

(Assented to _____, 1963)

Preamble

WHEREAS Robert L. Driscoll, George Cable Hall, Frank James Callaway, Harvey Orland Propp and William Andrais, of the City of Edmonton, and John L. Welch, of the City of Calgary, both in the Province of Alberta, have by their petition represented that they are desirous of being incorporated under the name The Canadian Society of Radiological Technicians (Alberta Division) for the purpose of maintaining a high standard of proficiency and ethical concepts in the science of medical radiological technology and generally for the carrying out of the objects of the Society.

AND WHEREAS the petitioners have prayed that an Act may be passed for these purposes;

AND WHEREAS it is expedient to grant the prayer of the said petition;

THEREFORE Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

Short title

1. This Act may be cited as "*The Canadian Society of Radiological Technicians (Alberta Division) Act*".

Definitions

2. In this Act,

- (a) "College of Physicians and Surgeons" means College of Physicians and Surgeons referred to in *The Medical Profession Act*;
- (b) "Council" means the Council established under this Act to manage the affairs of the Society;
- (c) "medical radiological technician" means a person engaged in the profession of radiological technology who has become an active member of the Society under the provisions of this Act;
- (d) "radiological technology" means the profession which consists in taking X-ray photographs for medical purposes and carrying out radiotherapeutical treatments;
- (e) "radiograph" means a Roentgen ray photograph;
- (f) "radiography" means the act, process, science or art of making radiographs for use in medical treatment or diagnosis;

- (g) "radiologist" means a member of the College of Physicians and Surgeons who is certified in the medical specialty of radiology;
- (h) "radiological technician" means a person engaged in the practice of radiological technology;
- (i) "secretary" means the secretary of the Society;
- (j) "Society" means The Canadian Society of Radiological Technicians (Alberta Division).

Incorporation

3. The following persons, that is to say: Robert L. Driscoll, George Cable Hall, Frank James Callaway, Harvey Orland Propp and William Andrais, all of the City of Edmonton, and John L. Welch, of the City of Calgary, both in the Province of Alberta, and such other persons as are from time to time members of the Society are hereby constituted and created a corporation under the name of The Canadian Society of Radiological Technicians (Alberta Division).

Power to hold property

4. The Society may acquire and hold real and personal property for its corporate purposes and may alienate, exchange, lease, mortgage or otherwise charge or dispose of it, or any part thereof, as occasion may require.

Membership

5. (1) Membership in the Society shall consist of:

- (a) active membership;
- (b) associate membership;
- (c) student membership;
- (d) such other classes of membership as may be established by by-law of the Society.

(2) Active membership shall be open to any person who is registered in the Province of Alberta as a medical radiological technician under the provisions of *The Radiological Technicians Act* and who is registered as an active member in good standing of the Canadian Society of Radiological Technicians, or who is a physician practising radiology as a specialist in Alberta.

(3) Active members shall have all the rights, privileges, and benefits of the Society.

(4) Associate members shall be the status bestowed upon medical radiological technicians who are not eligible for active membership but who have completed a recognized course of training.

(5) Student membership shall be open to persons following a recognized course of training as a medical radiological technician, leading to active membership as defined herein.

(6) All applications for membership in the Society shall be subject to the approval of the Council.

General meeting

6. (1) A general meeting of the members of the Society shall be held annually for the purpose of electing the

Council and for such other business as may be brought before the meeting.

(2) The general meeting of the Society shall be held at such time and place, upon such notice and otherwise as is provided in the by-laws of the Society.

Voting rights **7.** Every active member and student member of the Society in good standing is entitled to vote at an election of the members of the Council, but only active members in good standing are eligible to be elected to the Council.

By-laws **8.** (1) The Society may pass by-laws not inconsistent with any Act or law in force in the Province providing *inter alia* for,

- (a) the government and discipline of the members of the Society,
- (b) the management of the property of the Society,
- (c) the maintenance of the Society by levy of contributions or otherwise,
- (d) the working and management of the Society and the advancement of the standards of medical radiological technicians.

(2) Where the Society adopts a code of ethics governing its members and subscription thereto or observance thereof is a condition of membership, the code of ethics shall for the purposes of this section be deemed to be a by-law made under this Act.

(3) The Society shall file in the Department of the Provincial Secretary within thirty days after the same are made, two certified copies of,

- (a) all by-laws, rules and regulations made under this Act;
- (b) all amendments made to such by-laws, rules and regulations.

(4) All by-laws, rules, regulations and amendments thereto shall take effect upon the making thereof or on the date stated therein for the purpose.

(5) Failure to file any by-law, rule, regulation or amendment as required by subsection (3) shall render the by-law, rule, regulation or amendment ineffective as from the expiration of the time allowed for filing the same and it shall be deemed to have been revoked.

(6) A by-law or any amendment thereto may only be passed at an annual meeting or at a general meeting called for that purpose.

Banking **9.** The funds of the Society shall be deposited in such bank or treasury branch for the credit of the Society as the Council may decide, and the expenses of the Society shall be paid therefrom.

- Officers** **10.** The officers of the Society shall be,
- (a) a president and a vice-president elected by the Council from the elected members of the Council,
 - (b) a secretary, a treasurer and a registrar (who may consist of one, two or three persons) appointed by the Council.
- Registrar** **11.** The registrar shall register as a member every candidate approved by the Council who pays the registration fees authorized under this Act.
- Provisional council** **12.** The following persons, that is to say: Robert L. Driscoll, George Cable Hall, Frank James Callaway, Harvey Orland Propp and William Andrais, all of the City of Edmonton, and John L. Welch, of the City of Calgary, both in the Province of Alberta, are hereby constituted as a Provisional Council with power to call the first annual general meeting of the Society at such time and place, upon such notice and otherwise as to them appears advisable but the meeting shall be called within six months after the day upon which this Act comes into force.
- Council** **13.** (1) The affairs of the Society shall be under the management of a Council composed of eight members, of whom one shall be appointed every three years by the Alberta Association of Radiologists from among its members; one of whom shall be the Director for Alberta elected to the Board of Directors of The Canadian Society of Radiological Technicians; and six of whom shall be elected by the Society from its active members in good standing; provided that if the Alberta Association of Radiologists fail at any time to appoint a member or members, the remaining members of the Board shall constitute the Council for the time being.
- (2) At the first election of members of the Council, the two members elected and receiving respectively the highest and second highest number of votes shall hold office for a term of three years, the two members elected and receiving respectively the third highest and fourth highest number of votes shall hold office for a term of two years and the two members elected and receiving respectively the fifth and sixth highest number of votes shall hold office for a term of one year.
- (3) Annually, after the first election, the Society shall elect for a period of three years the required number of members of the Council to fill the vacancies caused by the retirement of elected members whose term of office has expired.
- (4) The members of the Council shall continue in office until their successors are elected or appointed, as the case may require.
- (5) In the case of a vacancy in the Council among the elected members the remaining members of the Council may

fill the vacancy by the election of an active member of the Society in good standing, who shall act until the next annual meeting.

(6) A vacancy in the Council from the appointed directors may be filled by a further appointment in accordance with the provisions relating to the original appointment.

(7) Five members of the Council shall constitute a quorum.

Disciplinary
powers

14. (1) The Council, in addition to the powers conferred upon it by the Society may, by resolution, or by order, in its discretion,

- (a) discipline a member of the Society, and
- (b) suspend or expel a member of the Society found guilty of improper conduct or ethical misconduct or contravention of a by-law of the Society imposing suspension or expulsion as a penalty for the breach thereof.

(2) The Council shall not take action under this section until a complaint, verified by statutory declaration has been filed with the registrar of the Society, and a copy of the complaint forwarded to the accused member.

(3) The Council shall not suspend or expel any member of the Society without having heard the evidence under oath,

- (a) in support of the complaint, and
- (b) on behalf of the accused member, if the accused member wishes to be heard.

(4) The chairman of the Council or the person conducting the hearing in his absence may administer the oath.

(5) Evidence offered by the complainant and the accused member shall be taken down in shorthand by a competent stenographer.

(6) A member suspended or expelled from the Society may appeal from the decision of the Council to a judge of the Supreme Court of Alberta at any time within fourteen days from the date of the order or the resolution of suspension or expulsion, or within such further time as a judge of the Supreme Court of Alberta may order.

(7) On the request of the appellant a copy of the evidence taken at the hearing before the Council shall be filed with the clerk of the court for the judicial district in which the appellant resides.

(8) The judge on appeal may make such order or direction on the merits of the case, and on the costs as the judge considers just.

General
powers

15. The Council may enact rules and regulations, not contrary to law or inconsistent with the by-laws passed by the Society, for all purposes relating to the affairs, business and property of the Society, the management, government, aims,

objects and interests of the Society, and in particular in relation to the following matters:

- (a) prescribing the qualifications of persons to be admitted to the Society and the evidence to be furnished as to education, good character and experiences;
- (b) the registration and the issue of membership certificates to all members of the society;
- (c) maintaining a register of members of the Society, providing for the annual renewal of membership and prescribing the fees payable thereon;
- (d) prescribing the discipline and control of the members of the Society, with power to prohibit all forms of advertising by members which may be deemed by the Council to be subversive to the best interests of the Society;
- (e) the investigation of any complaint that a member of the Society has been guilty of misconduct or displayed such ignorance or incompetence as to render it desirable in the public interest that his membership in the Society should be cancelled or suspended;
- (f) the cancellation or suspension of the membership of any member whose application for membership is found by the Council to have been based on any false or fraudulent statement, or who is found by the Council to be guilty of misconduct or to be ignorant, or incompetent, or to be in default in the payment of any fees prescribed;
- (g) the reinstatement of any member whose membership has been cancelled or suspended;
- (h) providing for the calling of meetings of members of the Society, the procedure at meetings, including the procedure for voting thereat;
- (i) prescribing the organization, powers and procedure of the Council and regulating the Council in the performance of its duties;
- (j) prescribing the fees payable by each class of membership in the Society, and fixing the time for the payment of fees;
- (k) the application of monies forming the funds of the Society;
- (l) the appointment, functions, duties and removal of officers or servants of the Society and their remuneration;
- (m) generally for the better carrying out of the provisions of this Act.

Commence-
ment of Act

16. This Act comes into force on the day upon which it is assented to.

No. 5

FIFTH SESSION

FOURTEENTH LEGISLATURE

11 ELIZABETH II

1963

BILL

An Act respecting The Canadian
Society of Radiological
Technicians (Alberta
Division)

Received and read the

First time

Second time

Third time

DR. HEARD
