

THE CORPORATION OF THE TOWNSHIP OF GREATER MADAWASKA

BY-LAW 11-2022

Being a By-Law to appoint an Integrity Commissioner pursuant to
Section 223.3 of the Municipal Act, 2001, as amended

WHEREAS the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person of exercising its authority under this or any other Act;

AND WHEREAS subsection 223.3(1) of the *Municipal Act* will state that “Without limiting sections 9, 10 and 11, those sections authorize the municipality to appoint an Integrity Commissioner who reports to council and who is responsible for performing in an independent manner the functions assigned by the municipality with respect to,

“1. The application of the code of conduct for members of council and the code of conduct for members of local boards.

“2. The application of any procedures, rules and policies of the municipality and local boards governing the ethical behaviour of members of council and of local boards.

“3. The application of sections 5, 5.1 and 5.2 of the *Municipal Conflict of Interest Act* to members of council and of local boards.

“4. Requests from members of council and of local boards for advice respecting their obligations under the code of conduct applicable to the member.

“5. Requests from members of council and of local boards for advice respecting their obligations under a procedure, rule or policy of the municipality or of the local board, as the case may be, governing the ethical behaviour of members.

“6. Requests from members of council and of local boards for advice respecting their obligations under the *Municipal Conflict of Interest Act*.

“7. The provision of educational information to members of council, members of local boards, the municipality and the public about the municipality’s codes of conduct for members of council and members of local boards and about the *Municipal Conflict of Interest Act*”;

AND WHEREAS subsection 223.3(3) of the *Municipal Act* states that “The Commissioner may delegate in writing to any person, other than a member of council, any of the Commissioner’s powers and duties under this Part”:

NOW THEREFORE the Council of the Corporation of the Township of Greater Madawaska hereby enacts as follows:

1. That pursuant to section 223.3 of the *Municipal Act, 2001*, as amended, (the “Act”) the Township hereby appoints **Guy W. Giorno**, partner of the law firm Fasken Martineau DuMoulin LLP, as the Integrity Commissioner for the Corporation of the Township of Greater Madawaska to exercise all of the functions listed in subsection 223.3(1) of the Act as it may be amended from time to time.

2. The appointment shall be for a term of four years commencing the 24th day of April, 2022, and ending on the 24th day of April, 2026, and thereafter will be renewed annually, unless 60 days’ written notice of termination is given by either party.
3. That this By-law shall come into force and take effect as of the date of enactment.

READ a first and second time this 21st of March, 2022

READ a third time and passed this 21st of March, 2022

Brian Hunt
Mayor

Allison Holtzhauer
CAO/Clerk Deputy-Treasurer