

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 24-1736

Being a By-Law to appoint an Integrity Commissioner for the Corporation of the Municipality of Temagami (repealing By-law 19-1448)

WHEREAS pursuant to Section 5(1) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, the powers of a municipality shall be exercised by its Council; and

WHEREAS pursuant to Section 5(3) of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, a municipal power, including a municipality's capacity rights, powers and privileges under Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, shall be exercised by By-Law unless the municipality is specifically authorized to do otherwise; 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";

NOW THEREFORE the Council of the Corporation of the Municipality of Temagami hereby enacts as follows:

1. **THAT** the Council of The Corporation of the Municipality of Temagami hereby appoints David G. Boghosian, partner of the law firm Boghosian + Allen LLP, as the Integrity

Commissioner for the Corporation of the Municipality of Temagami 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. **THAT** the Mayor and proper officials of The Corporation of the Municipality of Temagami are hereby authorized to execute any required agreement for this decision of the Council of The Corporation of the Municipality of Temagami;
3. **THAT** any By-Law inconsistent with this By-Law are hereby repealed, particularly By-law 19-1448;
4. **THAT** the Clerk of the Municipality of Temagami is hereby authorized to make minor modifications or corrections of a grammatical or typographical nature to the by-law, after the passage of this by-law, where such modifications or corrections do not alter the intent of the by-law.

Read a first, second and third time and finally passed this 9th day of May, 2024.

Mayor

Clerk