

THE CORPORATION OF THE MUNICIPALITY OF TEMAGAMI

BY-LAW NO. 25-1801

Being a By-law to Regulate the Display of Flags and the Issuance of Proclamations in the Municipality of Temagami

WHEREAS

1. Section 224 of the *Municipal Act, 2001*, grants municipal councils the authority to determine municipal services;
2. The Municipality of Temagami is committed to neutrality, inclusivity, and respect for all community members;
3. Legal rulings have determined that the regulation of flag displays and the issuance of proclamations constitute municipal services subject to human rights legislation;
4. Recent legal decisions caution municipalities against issuing proclamations and regulating flag displays due to the potential risk of discrimination claims;
5. It is in the best interest of the Municipality of Temagami to maintain neutrality, minimize legal risk, and reduce administrative burdens;

NOW THEREFORE

The Council of the Corporation of the Municipality of Temagami enacts as follows:

1. PURPOSE

This by-law establishes clear regulations for flag raising and half-masting observances within the Municipality of Temagami. It eliminates the previous proclamation policy and ensures a neutral and consistent approach to flag display practices.

2. SCOPE

This by-law applies consistently to all municipal properties, facilities, and events, ensuring uniform application of regulations across municipal operations.

3. FLAG DISPLAY

The Municipality of Temagami shall exclusively fly the following flags at municipally-owned properties, in the order of precedence as outlined below, and will not accept requests to fly additional flags or flags outside of this established list.

1. The National Flag of Canada
2. The Provincial Flag of Ontario
3. The Municipal Flag of Temagami
4. Indigenous and First Nations Flags

4. HALF-MASTING REGULATIONS

4.1. Flags will be flown at half-mast to mark solemn occasions, following national, provincial, or municipal guidelines. Notices regarding half-masting observances shall be published on the Municipality's official website. The Municipality shall follow the Government of Canada's Rules for Half-Masting the National Flag of Canada ([Half-Masting Notices webpage](#)).

4.2. In the event of the passing of any current or former elected official, the Municipality shall observe a designated day of half-masting as a sign of respect and recognition of their contribution to the community.

5. ISSUANCE OF PROCLAMATIONS

5.1. The Municipality of Temagami will not issue proclamations for any groups, events, or causes.

5.2. The Municipality shall maintain neutrality in all public recognition efforts and shall not endorse external causes or events.

REVIEW AND AMENDMENT

This By-law shall be reviewed or amended as necessary in response to legislative changes or other relevant developments affecting its application.

REPEAL OF PREVIOUS BY-LAWS I

By-law 24-1772, together with all amendments thereto, is hereby repealed in its entirety. Any other By-law or provision thereof inconsistent with this repeal is likewise deemed null and void to the extent of such inconsistency.

CLERICAL AMENDMENTS

The Clerk of the Municipality of Temagami is authorized to make minor corrections to this By-law after its passage. These corrections are limited to grammatical or typographical errors and must not alter the intent, substance, roles, responsibilities, or procedural requirements outlined in this By-law.

EFFECTIVE DATE

This By-law shall come into force and take effect immediately upon its final passage.

FINAL PASSING

Taken as read a first, second, and third time, and finally passed this 13th day of March, 2025.

Mayor: _____

Clerk: _____