



Corporation of the Municipality of Temagami

Memo No.
2019-M-036

Memorandum to Council

<input checked="" type="checkbox"/>	Staff
<input type="checkbox"/>	Committee

Subject:	Changes to the Municipal Act as of March 1, 2019 s. 223.2 Code of Conduct & s. 223.3 Integrity Commissioner.
Agenda Date:	February 14, 2019
Attachments for Information:	<ul style="list-style-type: none">Draft Integrity Commissioner Inquiry Protocol

RECOMMENDATION

WHEREAS as of March 1, 2019 section 223.2 “Code of Conduct” and section 223.3 “Integrity Commissioner” of the *Municipal Act, 2001* will be amended for municipalities to appoint an Integrity Commissioner and have a policy in place for inquiry protocols; NOW THEREFORE BE IT RESOLVED THAT Council receive Memo 2019-M-036; AND FURTHER THAT Council approves the Draft Integrity Commissioner Inquiring Protocol; AND FURTHER THAT Council directs staff to prepare the necessary by-law for Council’s consideration.

INFORMATION

As of March 1, 2019 several changes to the *Municipal Act, 2001* are coming into effect. Section 223.2 “Code of Conduct” and s. 223.3 “Integrity Commissioner” of the *Municipal Act, 2001* will be changed for municipalities to have procedures in place that outlines the protocol for the Integrity Commissioner. The Integrity Commissioner will review inquiries into allegations of contravention of the Code of Conduct and sections 5, 5.1 and 5.2 of the *Municipal Conflicts of Interest Act (MCIA)* etc.

The Municipality will be appointing an Integrity Commissioner prior to March 1, 2019, the draft policy submitted by Wishart Law Firm is attached for Council’s consideration. The draft policy provides more details on the functions of an Integrity Commissioner, definitions and a clearer understanding of how inquiries are to be handled.

The draft policy provides an outline of the functions, powers and duties, and the protocol the Integrity Commissioner is to follow during the inquiries he/she has received.

Council can proactively adopt the policy if Council deems it desirable.

Prepared by:

Approved for Council consideration by:

**Tammy Lepage,
Planning Clerk/Deputy Clerk**

**Craig Davidson
Treasurer/Administrator**

Name, Position

Name, Position