

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. < >

A BY-LAW TO AMEND BY-LAW NO. 120-2010, THE PROCEDURAL BY-LAW

WHEREAS subsection 238 (2) of the *Municipal Act, 2001*, S.O. 2001, Chapter 25, as amended, provides that every municipality shall pass a procedure by-law for governing the calling, place and proceedings of meetings; and

WHEREAS subsection 223.2 (1) of the *Municipal Act, 2001*, S.O. 2001, Chapter 25, as amended, provides that a municipality shall establish codes of conduct for members of the council of the municipality and of its local boards; and

WHEREAS Ontario Regulation 55/18 made under the *Municipal Act, 2001*, S.O. 2001 provides for the following prescribed subject matters that a municipality is required to include in the codes of conduct for members of the council of the municipality and of its local boards:

1. Gifts, benefits and hospitality.
2. Respectful conduct, including conduct toward officers and employees of the municipality or the local board, as the case may be.
3. Confidential information.
4. Use of property of the municipality or of the local board, as the case may be; and

WHEREAS Regional Council deems it advisable to amend Appendix A of By-law No. 120-2010, the Procedural By-law, being the Code of Conduct for Members of Council to include provisions related to the use of the property of the municipality;

THEREFORE the Council of The Regional Municipality of Niagara enacts as follows:

1. That Appendix A of the Procedural By-law be amended to include the following provisions related to the use of the property of the municipality:

Regional Property

Council is the custodian of the assets of the Region. The community places its trust in Council and those it appoints to make decisions for the public good in relation to these assets.

By virtue of their office or appointment, Members must not use or permit the use of the Region's land, facilities, equipment, supplies, services, staff or other resources for activities other than the business of the Region.

No Member shall seek financial gain for themselves, family or friends from the use or sale of Region-owned intellectual property, computer programs, technological innovations, or other patent, trademarks or copyright held by the Region.

No Member shall use information gained in the execution of his or her official duties that is not available to the general public for any purposes other than his or her official duties.

2. That this by-law shall come into force and effect on the day upon which it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

James Bradley, Regional Chair

Ann-Marie Norio, Regional Clerk

Passed: _____ by a vote of 2/3 of the members present