

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO. < >

A BY-LAW TO AMEND BY-LAW 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 Regional Council deems it advisable to amend Section 9 of By-Law 120-2010, The Procedural By-Law;

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

1. That the Section 9 of By-law 120-2010 be amended to read:

9. PUBLIC ACCESS TO MEETINGS

9.8 A meeting of part of a meeting shall be closed to the public if the subject matter being considered is:

- (a) a request under the Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56, if Council is designated as head of the institution for the purposes of that act; or
- (b) an ongoing investigation respecting the municipality, a local board or a municipally-controlled corporation by the Ombudsman appointed under the Ombudsman Act, an Ombudsman referred to in subsection 223.13(1) of the *Municipal Act, 2001*, or the investigator referred to in subsection 239.2(1) of the *Municipal Act, 2001*.

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