

The Corporation of the Municipality of Brockton



By-Law 2019-007

Being a By-Law to Designate a Head for the Purposes of the Municipal Freedom of Information and Protection of Privacy Act for the Municipality of Brockton.

Whereas the *Municipal Act S.O. 2001, c 25, Section 5(3)*, as amended provides that a municipal power, including a municipality's capacity rights, powers and privileges under section 9, shall be exercised by By-Law;

And Whereas the *Municipal Freedom of Information and Protection of Privacy Act, R.S.O. 1990, c. M.56, Section 3(1)* as amended provides that the members of the council of a municipality may by by-law designate from among themselves an individual or a committee of the council to act as head of the municipality for the purposes of the Act;

And Whereas Section 49(1) provides that a head may in writing delegate a power or duty granted or vested in the head to an officer or officers of the institution or another institution subject to such limitations, restrictions, conditions and requirements as the head may set out in the delegation; s

Now Therefore the Council of The Corporation of the Municipality of Brockton enacts as follows:

- 1.0 That The Corporation of the Municipality of Brockton Council hereby designates the Mayor as Head for the purposes of the *Municipal Freedom of Information and Protection of Privacy Act*.
- 2.0 That the Mayor be authorized to delegate all powers and duties under the *Municipal Freedom of Information and Protection of Privacy Act* to the Clerk.
- 3.0 That By-Law 2018-015 is hereby rescinded.
- 4.0 This By-Law shall come into full force and effect upon final passage.
- 5.0 This By-Law may be cited as the "Appoint Head for Municipal Freedom of Information Requests By-Law".

Read, Enacted, Signed and Sealed this 22nd day of January, 2019.

Mayor – Chris Peabody

Clerk – Fiona Hamilton