

1992

## c Pr45 Toronto (City of) Act (Natural Gas Purchase Program), 1992 (No. 3)

Ontario

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## CHAPTER Pr45

## An Act respecting the City of Toronto

*Assented to December 10th, 1992*

## Preamble

The Corporation of the City of Toronto, referred to in this Act as the Corporation, has applied for special legislation respecting the direct purchase of natural gas that may be supplied to certain inhabitants of the City of Toronto. The Corporation represents that it wishes to use a portion of any savings derived from the direct purchase program to implement an energy conservation program within the City of Toronto.

It is appropriate to grant the application.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

## By-laws respecting natural gas

1.—(1) The Council of the Corporation may pass by-laws,

- (a) to establish a city-wide direct purchase program for those inhabitants of the City of Toronto wishing to participate in the program;
- (b) to establish the rate and method of distribution of savings arising from the direct purchase program to participants in the program;
- (c) to establish an energy conservation program for the purpose of reducing energy consumption in the City of Toronto;
- (d) to authorize the Council of the Corporation to exercise the powers set out in sections 64 and 65 of the *Power Corporation Act*, with necessary modifications, in relation to an energy conservation program and to do so despite subsection 19 (3) of the *Public Utilities Act*;
- (e) to establish initiatives respecting energy efficiency to be made available to participants in the direct purchase program;
- (f) to authorize the Council of the Corporation to enter into such agreements as may be necessary to implement this Act or the programs created under it;

(g) to authorize the Council of the Corporation to do such other things as the Council considers expedient to implement this Act or the programs created under it.

(2) Under a city-wide direct purchase program, the Corporation may provide the inhabitants of the City of Toronto with any one or more of the following services for the supply of natural gas:

Direct purchase program

1. The purchase of natural gas.
2. The arrangement for transportation services for natural gas.
3. The arrangement for storage services for natural gas.
4. The arrangement for distribution services for natural gas.
5. The provision of such other services respecting natural gas as may be available from time to time.

(3) The Council of the Corporation may appoint a person to exercise the powers of the Corporation respecting the implementation of any program or initiative established under this Act.

Delegation of authority

(4) The Council of the Corporation shall ensure that, if possible, goods and services needed for a program or initiative established under this Act are obtained by means of a competitive tendering process or a call for proposals.

Tendering process

(5) The Council of the Corporation may dispense with the competitive tendering process or the call for proposals if the only source of a particular item or service is a utility created by statute.

Same

(6) In this section, "inhabitant" means an individual, a corporation or another entity and includes those who are engaged in commercial or industrial activities.

Definition, "inhabitant"

2. Section 111 of the *Municipal Act* does not apply with respect to the exercise by the Council of the Corporation of its powers under this Act,

Non-application

- (a) if the Corporation uses only the revenues and savings generated under the direct purchase program to pay for the programs and initiatives established under this Act; and
- (b) if the Corporation directly or indirectly assists inhabitants only in relation to

the programs and initiatives established under this Act.

**3. This Act comes into force on the day it receives Royal Assent.** Commencement

**4. The short title of this Act is the *City of Toronto Act (Natural Gas Purchase Program), 1992 (No. 3)*.** Short title