

1991

## c 3 Regional Municipality of Ottawa-Carleton Statute Law Amendment Act, 1991

Ontario

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## CHAPTER 3

# An Act to amend the Regional Municipality of Ottawa-Carleton Act and the Municipal Elections Act

Assented to April 8th, 1991

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

**1. Subsections 4 (2), (3) and (4) of the *Regional Municipality of Ottawa-Carleton Act* are repealed.**

**2. The Act is amended by adding the following section:**

**4a.—(1)** The chair shall be elected by general vote of the electors of the area municipalities to be held concurrently with the regular election in the area municipalities.

(2) A person is qualified to hold office as chair if he or she is entitled to be an elector under section 12 or 13 of the *Municipal Elections Act* for the election of members of the council of an area municipality and is not disqualified to hold the office by this or any other Act.

(3) The clerk of The Corporation of the City of Ottawa is the returning officer for the election.

(4) Nominations for the office of chair shall be filed with the clerk of The Corporation of the City of Ottawa, who shall send the names of the candidates to the clerk of each other area municipality by registered mail within forty-eight hours after the closing of nominations.

(5) The clerk of each area municipality is the returning officer for the vote to be recorded in the area municipality and shall promptly report the vote recorded to the clerk of The Corporation of the City of Ottawa, who shall prepare the final summary and announce the vote.

**3. Section 11 of the Act, as amended by the Statutes of Ontario, 1986, chapter 46, section 6, is further amended by adding the following subsections:**

(3a) The clerk of The Corporation of the City of Ottawa shall, immediately after the election, certify under the seal of the area municipality to the Regional Corporation the

name of the person who has been elected chair.

(3b) The person shall not take the office of chair until the clerk of the Regional Corporation has received the certificate under subsection (3a).

**4.—(1) Subsection 13 (2) of the Act is amended by striking out “Subject to subsection (3)” at the beginning.**

**(2) Subsection 13 (3) of the Act is repealed.**

**5. Subsections 14 (1), (2) and (3) of the Act are repealed and the following substituted:**

(1) If a vacancy occurs in the office of the chair, sections 45, 46 and 47 of the *Municipal Act* apply with necessary modifications to the filling of the vacancy as though the office were the office of mayor.

(2) A member of the council of an area municipality who fills a vacancy referred to in subsection (1) shall be deemed to have resigned as a member of the council and the member's seat thereby becomes vacant.

**6.—(1) Clause 2 (a) of the *Municipal Elections Act*, as amended by the Statutes of Ontario, 1987, chapter 12, section 11 and 1990, chapter 28, section 3, is further amended by adding the following subclause:**

(vi) chair of the council of The Regional Municipality of Ottawa-Carleton.

**(2) Clause 44 (7) (a) of the Act, as amended by the Statutes of Ontario, 1987, chapter 12, section 11 and 1990, chapter 28, section 29, is further amended by adding “or” at the end of subclause (vi) and by adding the following subclause:**

(vii) chair of the council of The Regional Municipality of Ottawa-Carleton.

**(3) Subsection 49 (1) of the Act, as amended by the Statutes of Ontario, 1986, chapter 29, section 12, 1987, chapter 12, section 11 and 1988, chapter 47, section 82, is**

Election of chair

Qualifications of chair

Returning officer

Nominations

Results of vote

Certificate under seal

Idem

Vacancy in office of chair

Vacancy filled by member of council of area municipality

further amended by adding the following paragraph:

- 2b. In The Regional Municipality of Ottawa-Carleton, the elector is entitled to vote once only for one candidate for chair of the Regional Council.

7.—(1) The *Regional Municipality of Ottawa-Carleton Act* is amended by striking out “chairman” wherever it appears and substituting “chair”.

(2) The *Municipal Elections Act* is amended by striking out “chairman” wherever it appears and substituting “chair”.

8.—(1) This Act comes into force on the 1st day of December, 1991. Commencement

(2) Despite subsection (1), the regular elections to be held in 1991 under the *Municipal Elections Act* shall be conducted as if this Act were in force. Idem

9. The short title of this Act is the *Regional Municipality of Ottawa-Carleton Statute Law Amendment Act, 1991*. Short title