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c 167 The Regional Municipality of Sudbury Amendment Act, 1972

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CHAPTER 167

**An Act to amend
The Regional Municipality of Sudbury Act, 1972**

*Assented to December 15th, 1972
Session Prorogued December 15th, 1972*

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

1. Subsection 6 of section 3 of *The Regional Municipality of Sudbury Act, 1972*, being chapter 104 of the Statutes of Ontario, 1972, is repealed and the following substituted therefor:

(6) The expenses of the local municipalities for the elections to elect members of the councils of the area municipalities in the year 1972 and the expenses for the elections to elect members of The Sudbury Board of Education and The Sudbury District Roman Catholic Separate School Board in the year 1972 shall, if approved by the Minister, be paid out of the Consolidated Revenue Fund.

2. Section 6 of the said Act is amended by adding thereto the following subsection:

(4) Nothing in this Act shall be deemed to alter the boundaries of any registry or land titles division.

3. Subsection 1 of section 27 of the said Act is amended by inserting after "paragraphs" in the third line "9", so that the subsection shall read as follows:

(1) Sections 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 245 and 250 and paragraphs 9, 63, 64, 65, 66 and 67 of section 352 of *The Municipal Act* apply *mutatis mutandis* to the Regional Corporation.

4.—(1) Subsection 1 of section 31 of the said Act is amended by inserting after "of" in the third line, the fifth line and the seventh line "sanitary".

s. 31 (2),
amended

(2) Subsection 2 of the said section 31 is amended by inserting after "of" in the third line "sanitary".

s. 31 (3, 7),
re-enacted

(3) Subsections 3 and 7 of the said section 31 are repealed and the following substituted therefor:

Vesting of
property in
Regional
Corporation

(3) All sanitary sewage works, sewer systems and treatment works, including buildings, structures, plant, machinery, equipment, devices, intakes and outfalls or outlets, or other works designed for the interception, collection, settling, treating, dispersing, disposing or discharging of sanitary sewage and all real and personal property of any nature whatsoever used solely for the purpose of the collection and disposal of sanitary sewage in the Regional Area by any area municipality are vested in the Regional Corporation on the 1st day of January, 1973, and no compensation or damages shall be payable to any area municipality in respect thereof.

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Imposition
of sewage
rate

(7) The Regional Council may by by-law provide for imposing on and collecting from any area municipality, in respect of the whole of such municipality or any designated part thereof from which sanitary sewage is received, a sewage rate sufficient to pay the whole, or such portion as the by-law may specify, of the regional expenditures for the maintenance, operation and debt service of the regional sewage system, and if any area municipality considers itself aggrieved by the imposition of any rate under this section, it may appeal to the Municipal Board.

s. 33,
amended

5. Section 33 of the said Act is amended by adding thereto the following subsections:

Proviso

(3a) Nothing in subsection 3 affects any official plan in effect in any part of the Regional Area.

By-laws
R.S.O. 1970,
c. 349

(3b) Every by-law passed under the provisions of *The Planning Act* by a local municipality as it exists on the 31st day of December, 1972, shall continue in force until repealed by the Regional Council.

s. 46 (1) (b),
re-enacted

6. Clause *b* of subsection 1 of section 46 of the said Act is repealed and the following substituted therefor:

(b) a judge of a court having jurisdiction in the Provisional Judicial District of Sudbury designated by the Lieutenant Governor in Council.

7. Subsection 1 of section 77 of the said Act is repealed ^{s. 77 (1),} re-enacted and the following substituted therefor:

(1) In this Part, "waste" includes ashes, garbage, refuse ^{Interpre-} domestic waste, industrial solid waste or municipal ^{tation} refuse and such other wastes as may be designated by by-laws passed by the Regional Council.

8. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

9. This Act may be cited as *The Regional Municipality* ^{Short title} *of Sudbury Amendment Act, 1972.*

