

1973

c 158 The Regional Municipality of Niagara Amendment Act, 1973 (No. 2)

Ontario

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Bibliographic Citation

The Regional Municipality of Niagara Amendment Act, 1973 (No. 2), SO 1973, c 158

Repository Citation

Ontario (1973) "c 158 The Regional Municipality of Niagara Amendment Act, 1973 (No. 2)," *Ontario: Annual Statutes*: Vol. 1973, Article 160.

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CHAPTER 158

**An Act to amend
The Regional Municipality of Niagara Act**

*Assented to December 17th, 1973
Session Prorogued March 5th, 1974*

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

1. Section 26 of *The Regional Municipality of Niagara Act*, ^{s. 26, amended} being chapter 406 of the Revised Statutes of Ontario, 1970, is amended by adding thereto the following subsection:

(11a) Where, under the provisions of this section, any employee, in the opinion of the Minister, experiences any difficulty or hardship with regard to the transfer of any pension rights or sick leave credits, the Minister may by order do anything necessary to remedy or alleviate such difficulty or hardship. ^{Pension rights and sick leave credits}

2. Section 88 of the said Act is amended by adding thereto ^{s. 88, amended} the following subsection:

(3) No area municipality shall open up, establish or assume for public use any highway which intersects with or enters upon any highway in the regional road system, without the prior written approval of the Regional Corporation. ^{Approval required to intersect regional road}

3. The said Act is amended by adding thereto the following ^{s. 92a, enacted} section:

92a.—(1) On and after the 1st day of February, 1974, no committee of adjustment established by any area municipality has authority to grant consents referred to in section 29 of *The Planning Act*, and all such powers shall be exercised by the land division committee established by the Regional Council. <sup>No power in committees of adjustment to grant consents
R.S.O. 1970, c. 349</sup>

(2) On or before the 1st day of February, 1974, the Regional Council shall, without notice from the Minister, constitute and appoint a land division committee composed of such ^{Land division committee}

R.S.O. 1970,
c. 349

Land
division
committee
to stand in
place of
committees of
adjustment
for certain
purposes

Committee
to consult
with council

s. 112 (1),
amended

s. 119 (16),
re-enacted

Default

s. 154 (1),
amended

s. 156,
amended

Commence-
ment

Idem

Short title

persons not fewer than three in number as the Regional Council considers advisable, to grant consents referred to in section 29 of *The Planning Act*.

(3) The land division committee referred to in subsection 2 stands in the place and stead of any committee of adjustment established by an area municipality for the purpose of completing the disposition of any application for a consent that may have been pending before any such committee and that is not finally disposed of on or before the 31st day of January, 1974.

(4) The land division committee in considering an application to grant consents shall seek the opinion of the council of the area municipality in which the land for the application is situate.

4. Subsection 1 of section 112 of the said Act, as amended by the Statutes of Ontario, 1973, chapter 54, section 6, is further amended by striking out "subsection 5" in the said amendment of 1973 and inserting in lieu thereof "subsections 5 and 11a".

5. Subsection 16 of section 119 of the said Act is repealed and the following substituted therefor:

(16) If an area municipality fails to make any payment as provided in the by-law, interest shall be added at the rate of 12 per cent per annum or such lower rate as the Regional Council determines, from the date payment is due until it is made.

6. Subsection 1 of section 154 of the said Act, as re-enacted by the Statutes of Ontario, 1972, chapter 51, section 14, is amended by striking out "and 24" in the second line and inserting in lieu thereof "24 and 46".

7. Section 156 of the said Act is amended by striking out "not exceeding \$50,000 in any one year" in the first and second lines.

- 8.—(1) This Act, except sections 1 and 4, comes into force on the day it receives Royal Assent.

(2) Sections 1 and 4 shall be deemed to have come into force on the 1st day of January, 1969.

9. This Act may be cited as *The Regional Municipality of Niagara Amendment Act, 1973 (No. 2)*.