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c 31 Municipal Statute Law Amendment Act, 1988

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CHAPTER 31

An Act to amend the Municipal Act and certain other Acts related to municipalities

Assented to June 8th, 1988

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

1. Subsections 51 (3) and (4) of the Municipal Act, being chapter 302 of the Revised Statutes of Ontario, 1980, are repealed and the following substituted therefor:

(3) Subject to subsection (4) and notwithstanding section 62, the warden shall be elected in the manner provided by by-law passed by council prior to the election.

(4) In the case of an equality of votes for warden, the successful candidate shall be determined by the clerk or presiding member placing the names of the candidates on equal size pieces of paper in a box and one name being drawn by a person chosen by the clerk or presiding member.

(5) Notwithstanding anything in this Act, for the purposes of electing the warden, each member of county council shall have one vote.

2. Subsection 78 (3) of the said Act is repealed.

3. Clause 144 (c) of the said Act is amended by striking out "at a public meeting of the council" in the third and fourth lines and inserting in lieu thereof "in such manner as may be prescribed by by-law of the council".

4. Subsection 149 (2) of the said Act, as amended by the Statutes of Ontario, 1982, chapter 50, section 14, is further amended by adding thereto the following clause:

(v) agreements for insurance and reciprocal contracts of indemnity or inter-insurance providing insurance and protection under paragraphs 3 and 50 of section 208 and under
section 248 of this Act and under section 14 of the Municipal Conflict of Interest Act, 1983.

5.—(1) Subsection 160 (1), subsection 160 (3), as amended by the Statutes of Ontario, 1984, chapter 55, section 222, and subsections 160 (4), (5) and (6) of the said Act are amended by striking out "$50" wherever it occurs and inserting in lieu thereof "$75".

(2) Subsection 160 (8) of the said Act is amended by striking out "(6) or (7)" in the second line and inserting in lieu thereof "or (6)".

(3) Subsection 160 (9) of the said Act is amended by striking out "(6) or (7)" in the second and third lines and inserting in lieu thereof "or (6)".

(4) Subsection 160 (11) of the said Act is amended by striking out "(6) or (7)" in the fifth line and inserting in lieu thereof "or (6)".

6.—(1) Subsection 189 (1) of the said Act is repealed and the following substituted therefor:

(1) A council may by by-law either before or after the passing of the by-law for imposing the rates for the current year authorize the head and treasurer to borrow from time to time by way of promissory note or bankers’ acceptance such sums as the council considers necessary to meet, until the taxes are collected and other revenues are received, the current expenditures of the corporation for the year, including the amounts required for sinking fund, principal and interest falling due within the year upon any debt of the corporation, school purposes, special rates purposes, and for any board, commission or body and other purposes for which the corporation is required by law to provide.

(2) Subsection 189 (6) of the said Act is repealed and the following substituted therefor:

(6) A promissory note or bankers’ acceptance made under the authority of this section shall be signed by the treasurer and by the head of the council or by some other person authorized by by-law to sign it.

(6a) The signature of the head of the council to all promissory notes or bankers’ acceptances may be written, engraved, lithographed, printed or otherwise mechanically reproduced and, if such promissory notes or bankers’ acceptances are countersigned in writing by the deputy treasurer, the signature
of the treasurer thereon may be written, engraved, lithographed, printed or otherwise mechanically reproduced.

(3) Subsection 189 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(4) Section 189 of the said Act is amended by adding thereto the following subsections:

(13) Where a municipality raises money by means of a bankers' acceptance, the municipality shall be deemed to be borrowing money.

(14) A bankers' acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

7.—(1) Paragraph 3 of section 208 of the said Act is repealed and the following substituted therefor:

3. For contracting for insurance, exchanging with other municipalities in Ontario reciprocal contracts of indemnity or inter-insurance in accordance with Part XIII of the Insurance Act and for self-insuring, against risks that may involve pecuniary loss or liability on the part of the corporation, and for paying premiums therefor.

(a) Notwithstanding subsections 340 (1) and (2) of the Insurance Act, any surplus funds and the reserve fund of a municipal reciprocal exchange may be invested only in such securities as a municipality may invest in under subsection 165 (2).

(b) The moneys raised for a reserve fund of a municipal reciprocal exchange may be expended, pledged or applied to a purpose other than that for which the fund was established if two-thirds of the municipalities that are members of the exchange together with two-thirds of the municipalities that previously were
members of the exchange and that may be subject
to claims arising while they were members of the
exchange, agree in writing and if section 339 of the
Insurance Act is complied with.

(c) A local board, as defined in the Municipal Affairs
Act, has the same powers to contract for insurance,
to exchange reciprocal contracts of indemnity and
to self-insure as are conferred upon the council of a
municipality under this paragraph.

(2) Paragraph 43 of the said section 208, as amended by the
Statutes of Ontario, 1982, chapter 50, section 23, is further
amended by inserting after “thereof” in the fifth line “and for
authorizing a committee of council or a municipal officer or
servant, subject to such conditions as council may impose, to
exercise any of the powers of council under this paragraph”.

(3) Paragraph 44 of the said section 208, exclusive of the
clauses, is repealed and the following substituted therefor:

44. For closing to vehicular traffic on a temporary basis for
such period as shall be specified in the by-law, any highway
under the jurisdiction of the council for such social, recrea-
tional, community, athletic or cinematographic purpose, or
combination of such purposes, as may be specified in the by-
law and for authorizing a committee of council or a municipal
officer or servant, subject to such conditions as council may
impose, to exercise any of the powers of council under this
paragraph.

(4) Paragraph 50 of the said section 208, exclusive of clauses
(b) to (d), is repealed and the following substituted therefor:

50. For contracting for insurance and, notwithstanding the
Insurance Act, enabling the municipality to be or act as an
insurer, to protect the employees of the municipality, or any
class of such employees, against risks that may involve liability
on the part of the employees and for paying premiums there-
for or for paying any damages or costs awarded against any of
the employees or expenses incurred by them as a result of any
action or other proceeding arising out of acts or omissions
done or made by them in their capacity as employees includ-
ing while acting in the performance of any statutory duty or
for paying any sum required in connection with the settlement
of an action or other proceeding and for assuming the cost of
defending the person in such an action or other proceeding.
(a) In this paragraph,

(i) "employee" means any salaried officer, clerk, workman, servant or other person in the employ of the municipality or of a local board and includes,

(A) a member of the police force of the municipality,

(B) persons that provide their services on behalf of the municipality without remuneration, exclusive of reimbursement of expenses or honoraria, if council of the municipality has passed a by-law designating such persons or classes of persons as employees for the purposes of this paragraph, and

(C) any other person or class of person designated as an employee by the Minister,

(ii) "local board" means a local board as defined in the Municipal Affairs Act.

(e) The Insurance Act does not apply to a municipality acting as an insurer for the purpose of this paragraph.

(5) Section 208 of the said Act, as amended by the Statutes of Ontario, 1982, chapter 24, section 9, 1982, chapter 50, section 23 and 1987, chapter 10, section 20, is further amended by adding thereto the following paragraph:

50a. For exchanging with other municipalities in Ontario reciprocal contracts of indemnity or inter-insurance in accordance with Part XIII of the Insurance Act for the purpose of protecting the employees of the municipality or any local board thereof, or any class of such employees, against those risks which the corporation may insure or self-insure under paragraph 50.

(a) Notwithstanding subsections 340 (1) and (2) of the Insurance Act, any surplus funds and the reserve fund of a municipal reciprocal exchange may be invested only in such securities as a municipality may invest in under subsection 165 (2).
(b) The moneys raised for a reserve fund of a municipal reciprocal exchange may be expended, pledged or applied to a purpose other than that for which the fund was established if two-thirds of the municipalities that are members of the exchange together with two-thirds of the municipalities that previously were members of the exchange and that may be subject to claims arising while they were members of the exchange, agree in writing and if section 339 of the Insurance Act is complied with.

(c) Clauses (a) to (d) of paragraph 50 apply, with necessary modifications, to the powers conferred by this paragraph.

8. Paragraph 96 of section 210 of the said Act is amended by adding thereto the following clause:

(c) No fees are payable under clause (b) in respect of a child residing in a trailer if the trailer is liable for assessment and taxation under the Assessment Act.

9.—(1) Clause 218 (1) (b) of the said Act is repealed and the following substituted therefor:

(b) “capital cost” means the cost of constructing sewage works or water works, inclusive of all items of cost usually and properly chargeable to capital account, and where applicable, the interest amounts payable on the debentures to be issued for the works and the imputed interest costs determined under subsection (2a).

(2) Section 218 of the said Act, as amended by the Statutes of Ontario, 1982, chapter 50, section 25, is further amended by adding thereto the following subsections:

(2a) Where a by-law passed under subsection (2) specifies that the capital cost of the works is to include the imputed interest cost on money supplied from the funds of the municipality to finance the owners’ share of the cost of the works, the rate of interest to be applied, for determining the imputed interest cost shall be the interest rate, as certified in writing by the treasurer, that the municipality would have expected to pay to finance the owners’ share of the cost of the work by debentures issued on the day named in the certificate having a schedule of maturity dates that would have coincided with the system of collecting the sewer rates or water works rates as established under clause (19) (a).
(2b) A day named in a certificate under subsection (2a), if it is prior to the day that the by-law specifying the capital cost of the works receives first reading, shall not be earlier than sixty days prior to that first reading.

(3) Subsection 218 (9) of the said Act is repealed and the following substituted therefor:

(9) Where debentures are issued in respect of sewage or water works, the revenue derived in any year from a rate imposed under subsection (2) for the capital cost of the works shall be applied and used towards payment of principal and interest due in that year upon the debentures, and the council shall reduce the amount of the debenture rate to be levied for such debentures in any year upon the rateable property liable therefor by the amount of revenue estimated to be derived in that year from the rate imposed under subsection (2).

(9a) The revenue from the sewer rate or water works rate imposed under subsection (2), if not required for payment of principal and interest due as specified in subsection (9), may be credited by the municipality to its general revenues.

10. Subsection 248 (1) of the said Act, as amended by the Statutes of Ontario, 1983, chapter 8, section 16, is repealed and the following substituted therefor:

(1) The council of every municipality may at any time pass by-laws,

(a) for contracting for insurance;

(b) notwithstanding the Insurance Act, to enable the municipality to act as an insurer; and

(c) for exchanging with other municipalities in Ontario reciprocal contracts of indemnity or inter-insurance in accordance with Part XIII of the Insurance Act,

for the purpose of protecting the members of the council or of any local board thereof, as defined in the Municipal Affairs Act, against risks that may involve liability on the part of the members and for paying premiums therefor or for paying any damages or costs awarded against any such members or expenses incurred by them as a result of any action or other proceeding, except a proceeding brought under the Municipal Conflict of Interest Act, 1983, arising out of acts or omissions done or made by them in their capacity as members or officers of the municipality or local board including while acting in the performance of any statutory duty or for paying any sum
required in connection with the settlement of an action or other proceeding and for assuming the cost of defending the member in such an action or other proceeding.

(1a) The Insurance Act does not apply to a municipality acting as an insurer for the purposes of this section.

(1b) Notwithstanding subsections 340 (1) and (2) of the Insurance Act, any surplus funds and the reserve fund of a municipal reciprocal exchange may be invested only in such securities as a municipality may invest in under subsection 165 (2) of this Act.

(1c) The moneys raised for a reserve fund of a municipal reciprocal exchange may be expended, pledged or applied to a purpose other than that for which the fund was established if two-thirds of the municipalities that are members of the exchange together with two-thirds of the municipalities that previously were members of the exchange and that may be subject to claims arising while they were members of the exchange agree in writing and if section 339 of the Insurance Act is complied with.

11. The said Act is amended by adding thereto the following section:

321b.—(1) Notwithstanding section 321, the council of a municipality may pass by-laws for providing that any person who contravenes a by-law passed by the council that regulates or prohibits the discharge of any matter into a sewage system is guilty of an offence and for providing for the imposition of fines of not more than $5,000 on every person who is convicted of a first offence and $10,000 for any subsequent offence under any such by-law.

(2) Notwithstanding subsection (1), where a corporation is convicted of an offence under a by-law passed under subsection (1), the maximum penalty that may be imposed upon the corporation is $25,000 for the first offence and $50,000 for any subsequent offence.

12. Subsection 386 (6) of the said Act is amended by striking out "fourteen days" in the seventh and eighth lines and inserting in lieu thereof "twenty-one days or such longer period as the council may authorize".

13.—(1) Subsection 387 (1) of the said Act, as amended by the Statutes of Ontario, 1986, chapter 64, section 37, is further amended.
(a) by striking out “fourteen” in the second line and inserting in lieu thereof “twenty-one”; and

(b) by inserting after “386” in the fourth line “or where a longer period has been authorized under subsection 386 (6), such taxes remain unpaid at the expiry of that period”.

(2) Subsection 387 (2) of the said Act is amended,

(a) by striking out “fourteen” in the second line and inserting in lieu thereof “twenty-one”; and

(b) by inserting after “386” in the fourth line “or where a longer period has been authorized under subsection 386 (6), such taxes remain unpaid at the expiry of that period”.

14. Subsection 495 (2) of the said Act is amended by inserting after “496” in the third line “or 496a”.

15. The said Act is further amended by adding thereto the following section:

496a.—(1) An application to the council for the cancellation, reduction or refund of taxes levied in the years indicated in subsections (5) and (6) may be made by any person who was overcharged by reason of any gross or manifest error in the preparation of the assessment roll that was an error of fact, which may include but is not limited to, clerical errors, the transposition of figures or typographical errors, but not an error in judgment in making the assessment upon which the taxes have been levied.

(2) The council may by by-law appoint a committee composed of at least three persons who are members of council or who are eligible to be elected members of council but these persons shall not be employees of the municipality or of a local board as defined in the Municipal Affairs Act and the committee shall hear the applications under subsection (13) and section 106 applies thereto.

(3) An application may be made from the 1st day of March until the 31st day of December of any year, by giving written notice to the clerk of the municipality.

(4) Where the Minister of Revenue extends the time for the return of the assessment roll of a municipality under subsection 35 (2) of the Assessment Act, an application under this section to the council of that municipality shall not be made

Reduction of taxes, etc., for clerical errors

Delegation to committee

R.S.O. 1980, c. 303

When application to be made

Idem

R.S.O. 1980, c. 31
earlier than sixty-one days after the assessment roll is returned.

(5) A separate application may be made for taxes levied in each or either of the two years preceding the year in which the application is made if the assessment on the property or business, as the case may be, has not been the subject of an appeal, complaint or application under section 34, 39 or 50 of the Assessment Act, in either of those years or in the year in which an application is made under this section, but where an error is made subsequent to all such appeals, complaints or applications under section 34, 39 or 50 of the Assessment Act, an application may be made under this section in respect to that error.

(6) Notwithstanding subsection (5), separate applications may be made in 1988 for taxes levied in each or any of the years 1982, 1983, 1984 and 1985 if,

(a) the applicant has advised the municipality of the error before the 31st day of May, 1987; and

(b) the assessment on the property or business, as the case may be, has not been the subject of an appeal, complaint or application under section 34, 39 or 50 of the Assessment Act in any of the years 1982 to 1988, but where an error is made subsequent to all such appeals, complaints or applications under section 34, 39 or 50 of the Assessment Act, an application may be made under this section in respect to that error.

(7) The clerk shall forward a copy of the application to the assessment commissioner and the regional registrar of the Assessment Review Board.

(8) An application is not valid and shall not be heard by council unless,

(a) the application complies with subsection (5) or (6); and

(b) the assessment commissioner has confirmed an error in the assessment referred to in the application.

(9) Where an application is not valid under subsection (8), the clerk shall notify the applicant in writing of the reasons therefor.
(10) Notice of a hearing by the council under this section shall be given by mail by the clerk of the municipality to the applicant not less than fourteen days before the date upon which the application is to be dealt with by the council.

(11) The council may reject the application or,

(a) if the taxes have not been paid, cancel the whole of the taxes or reduce the taxes;

(b) if the taxes have been paid in full, order a refund of the whole of the taxes or any part thereof; or

(c) if the taxes have been paid in part, order a refund of the whole of the taxes paid or any part thereof and reduce or cancel the portion of the taxes unpaid.

(12) The decision of the council is final.

(13) The council shall hear and dispose of every application not later than the 30th day of April in the year following the year in which the application is made and the clerk shall thereupon cause notice of the decision to be given by mail to the persons to whom notice of the hearing of the application was given.

(14) Notwithstanding subsection (13), where council has appointed a committee to hear applications, the committee shall hear every application before the 31st day of March in the year following the year in which the application is made.

(15) The clerk shall deliver or mail a copy of the notice of a decision of council to the assessment commissioner, but failure to comply with this subsection does not invalidate the proceedings taken under this section.

(16) The Lieutenant Governor in Council may make regulations prescribing errors that are to be included or excluded as errors of fact under subsection (1).

16. The said Act is further amended by adding thereto the following section:

498a.—(1) The Minister may pay taxes due to a municipality by a tenant, as defined in the Assessment Act, of land owned by Her Majesty in right of Ontario or in which Her Majesty in right of Ontario has an interest.
(2) Where the Minister pays the taxes due in any year on behalf of a tenant under subsection (1) in respect of land occupied by the tenant and the municipality accepts the payment, all future notices of taxes due to the municipality in respect of the tenant’s occupancy of the land shall be sent to the Minister and not to the tenant.

(3) Where the Minister pays taxes on behalf of a tenant under subsection (1), the tenant ceases to be liable to the municipality for the taxes due but the Minister may recover the amount of the taxes in whole or in part from the tenant and the amount billed to a tenant by the Minister under this subsection shall be deemed to be a debt of the tenant owing to Her Majesty in right of Ontario.

(4) An amount received by a municipality under subsection (1) shall be treated in the same manner as if paid as taxes by the tenant.

17. Subsection 14 (1) of the Municipal Conflict of Interest Act, 1983, being chapter 8, is repealed and the following substituted therefor:

(1) Notwithstanding section 248 of the Municipal Act, the council of every municipality may at any time pass by-laws,

(a) for contracting for insurance;

(b) notwithstanding the Insurance Act, to enable the municipality to act as an insurer; and

(c) for exchanging with other municipalities in Ontario reciprocal contracts of indemnity or inter-insurance in accordance with Part XIII of the Insurance Act.

to protect a member of the council or of any local board thereof who has been found not to have contravened section 5, against any costs or expenses incurred by the member as a result of a proceeding brought under this Act, and for paying on behalf of or reimbursing the member for any such costs or expenses.

(1a) The Insurance Act does not apply to a municipality acting as an insurer for the purposes of subsection (1).

(1b) Notwithstanding subsections 340 (1) and (2) of the Insurance Act, any surplus funds and the reserve fund of a municipal reciprocal exchange may be invested only in such securities as a municipality may invest in under subsection 165 (2) of the Municipal Act.
(1c) The moneys raised for a reserve fund of a municipal reciprocal exchange may be expended, pledged or applied to a purpose other than that for which the fund was established if two-thirds of the municipalities that are members of the exchange together with two-thirds of the municipalities that previously were members of the exchange and that may be subject to claims arising while they were members of the exchange agree in writing and if section 339 of the Insurance Act is complied with.

18.—(1) Subsection 83 (1) of the District Municipality of Muskoka Act, being chapter 121 of the Revised Statutes of Ontario, 1980, is amended by inserting after “note” in the fifth line “or bankers’ acceptance”.

(2) Subsection 83 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers’ acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 83 (6) of the said Act is amended by inserting after “notes” in the second line and in the fourth line in each instance “or bankers’ acceptances” and by inserting after “note” in the fifth line “or bankers’ acceptance”.

(4) Subsection 83 (8) of the said Act is amended by striking out “sealed with the corporate seal and” in the second line.

(5) Section 83 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the District Corporation raises money by means of a bankers’ acceptance, the District Corporation shall be deemed to be borrowing money.

(14) A bankers’ acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.
(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 108 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1986, chapter 48, section 9, is amended by inserting after “50” in the third line “50a”.

19.—(1) Subsection 222 (1) of the Municipality of Metropolitan Toronto Act, being chapter 314 of the Revised Statutes of Ontario, 1980, is amended by inserting after “note” in the fifth line “or bankers’ acceptance”.

(2) Subsection 222 (6) of the said Act is repealed and the following substituted therefor:

(6) A promissory note or bankers’ acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 222 (7) of the said Act is amended by inserting after “notes” in the second line and in the fourth line in each instance “or bankers’ acceptances” and by inserting after “note” in the fifth line “or bankers’ acceptance”.

(4) Subsection 222 (9) of the said Act is amended by striking out “sealed with the corporate seal and” in the second line.

(5) Section 222 of the said Act is amended by adding thereto the following subsections:

14. For the purposes of this section, where the Metropolitan Corporation raises money by means of a bankers’ acceptance, the Metropolitan Corporation shall be deemed to be borrowing money.

(15) A bankers’ acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(16) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as
may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 245 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1984, chapter 18, section 17 and amended by the Statutes of Ontario, 1988, chapter 19, section 13, is further amended by inserting after “50” in the third line “50a”.

20.—(1) Subsection 92 (1) of the County of Oxford Act, being chapter 365 of the Revised Statutes of Ontario, 1980, is amended by inserting after “note” in the fifth line “or bankers’ acceptance”.

(2) Subsection 92 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers’ acceptance made under the authority of this section shall be signed by the warden or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 92 (6) of the said Act is amended by inserting after “notes” in the second line and in the fourth line in each instance “or bankers’ acceptances” and by inserting after “note” in the fifth line “or bankers’ acceptance”.

(4) Subsection 92 (8) of the said Act is amended by striking out “sealed with the corporate seal and” in the second line.

(5) Section 92 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the County raises money by means of a bankers’ acceptance, the County shall be deemed to be borrowing money.

(14) A bankers’ acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.
(6) Subsection 117 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 66, section 6, is amended by inserting after “50” in the fifth line “50a”.

21.—(1) Subsection 104 (1) of the Regional Municipality of Durham Act, being chapter 434 of the Revised Statutes of Ontario, 1980, is amended by inserting after “note” in the fifth line “or bankers’ acceptance”.

(2) Subsection 104 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers’ acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 104 (6) of the said Act is amended by inserting after “notes” in the second line and in the fourth line in each instance “or bankers’ acceptances” and by inserting after “note” in the fifth line “or bankers’ acceptance”.

(4) Subsection 104 (8) of the said Act is amended by striking out “sealed with the corporate seal and” in the second line.

(5) Section 104 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers’ acceptance, the Regional Corporation shall be deemed to be borrowing money.

(14) A bankers’ acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 129 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 72, section 5 and amended
by the Statutes of Ontario, 1987, chapter 22, section 1, is further amended by inserting after "50" in the fifth line "50a".

22.—(1) Subsection 86 (1) of the Regional Municipality of Haldimand-Norfolk Act, being chapter 435 of the Revised Statutes of Ontario, 1980, is amended by inserting after "note" in the fifth line "or bankers' acceptance".

(2) Subsection 86 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers' acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 86 (6) of the said Act is amended by inserting after "notes" in the second line and in the fourth line in each instance "or bankers' acceptances" and by inserting after "note" in the fifth line "or bankers' acceptance".

(4) Subsection 86 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(5) Section 86 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers' acceptance, the Regional Corporation shall be deemed to be borrowing money.

(14) A bankers' acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 111 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 72, section 12 and amended
by the Statutes of Ontario, 1987, chapter 22, section 2, is further amended by inserting after "50" in the fifth line "50a".

23.—(1) Subsection 97 (1) of the Regional Municipality of Halton Act, being chapter 436 of the Revised Statutes of Ontario, 1980, is amended by inserting after "note" in the fifth line "or bankers' acceptance".

(2) Subsection 97 (5) of the said Act is repealed and the following substituted therefor:

Execution of borrowing instruments

(5) A promissory note or bankers' acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 97 (6) of the said Act is amended by inserting after "notes" in the second line and in the fourth line in each instance "or bankers' acceptances" and by inserting after "note" in the fifth line "or bankers' acceptance".

(4) Subsection 97 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(5) Section 97 of the said Act is amended by adding thereto the following subsections:

Deeming provision

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers' acceptance, the Regional Corporation shall be deemed to be borrowing money.

Bankers' acceptance

(14) A bankers' acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 122 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 72, section 17 and amended
by the Statutes of Ontario, 1987, chapter 22, section 3, is further amended by inserting after "50" in the fifth line "50a".

24.—(1) Subsection 108 (1) of the Regional Municipality of Hamilton-Wentworth Act, being chapter 437 of the Revised Statutes of Ontario, 1980, is amended by inserting after "note" in the fifth line "or bankers' acceptance".

(2) Subsection 108 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers’ acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 108 (6) of the said Act is amended by inserting after "notes" in the second line and in the fourth line in each instance "or bankers’ acceptances" and by inserting after "note" in the fifth line "or bankers’ acceptance".

(4) Subsection 108 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(5) Section 108 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers' acceptance, the Regional Corporation shall be deemed to be borrowing money.

(14) A bankers’ acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);  
(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 133 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1986, chapter 46, section 4 and amended
25.—(1) Subsection 137 (1) of the Regional Municipality of Niagara Act, being chapter 438 of the Revised Statutes of Ontario, 1980, is amended by inserting after "50" in the fifth line "50a".

(2) Subsection 137 (5) of the said Act is repealed and the following substituted therefor:

A promissory note or bankers' acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the financial officer.

(3) Subsection 137 (6) of the said Act is amended by inserting after "notes" in the second line and in the fourth line in each instance "or bankers' acceptances" and inserting after "note" in the fifth line "or bankers' acceptance".

(4) Subsection 137 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(5) Section 137 of the said Act is amended by adding thereto the following subsections:

For the purposes of this section, where the Regional Corporation raises money by means of a bankers' acceptance, the Regional Corporation shall be deemed to be borrowing money.

A bankers' acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 161 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 72, section 31 and amended
by the Statutes of Ontario, 1987, Chapter 22, section 5, is further amended by inserting after "50" in the fifth line "50a".

26.—(1) Subsection 128 (1) of the Regional Municipality of Ottawa-Carleton Act, being chapter 439 of the Revised Statutes of Ontario, 1980, is amended by inserting after "note" in the fifth line "or bankers' acceptance".

(2) Subsection 128 (5) of the said Act is repealed and the following substituted therefore:

(5) A promissory note or bankers' acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 128 (6) of the said Act is amended by inserting after "notes" in the second line and in the fourth line in each instance "or bankers' acceptances" and by inserting after "note" in the fifth line "or bankers' acceptance".

(4) Subsection 128 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(5) Section 128 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers' acceptance, the Regional Corporation shall be deemed to be borrowing money.

(14) A bankers' acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada); R.S.C. 1970, c. B-5

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 163 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, Chapter 72, section 35 and amended
by the Statutes of Ontario, 1987, chapter 22, section 6, is further amended by inserting after “50” in the third line “50a”.

27.—(1) Subsection 92 (1) of the Regional Municipality of Peel Act, being chapter 440 of the Revised Statutes of Ontario, 1980, is amended by inserting after “note” in the fifth line “or bankers’ acceptance”.

(2) Subsection 92 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers’ acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 92 (6) of the said Act is amended by inserting after “notes” in the second line and in the fourth line in each instance “or bankers’ acceptances” and by inserting after “note” in the fifth line “or bankers’ acceptance”.

(4) Subsection 92 (8) of the said Act is amended by striking out “sealed with the corporate seal and” in the second line.

(5) Section 92 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers’ acceptance, the Regional Corporation shall be deemed to be borrowing money.

(14) A bankers’ acceptance authorized under this section,

   (a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

   (b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

   (c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 117 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 72, section 41 and amended
by the Statutes of Ontario, 1987, chapter 22, section 7, is further amended by inserting after "50" in the fifth line "50a".

28.—(1) Subsection 79 (1) of the Regional Municipality of Sudbury Act, being chapter 441 of the Revised Statutes of Ontario, 1980, is amended by inserting after "note" in the fifth line "or bankers’ acceptance".

(2) Subsection 79 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers' acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 79 (6) of the said Act is amended by inserting after "notes" in the second line and in the fourth line in each instance "or bankers’ acceptances" and by inserting after "note" in the fifth line "or bankers’ acceptance".

(4) Subsection 79 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(5) Section 79 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers' acceptance, the Regional Corporation shall be deemed to be borrowing money.

(14) A bankers' acceptance authorized under this section, shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada); R.S.C. 1970, c. B-5

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 103 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 72, section 48 and amended
by the Statutes of Ontario, 1987, chapter 22, section 8, is further amended by inserting after "50" in the third line "50a".

29.—(1) Subsection 126 (1) of the *Regional Municipality of Waterloo Act*, being chapter 442 of the Revised Statutes of Ontario, 1980, is amended by inserting after "note" in the fifth line "or bankers' acceptance".

(2) Subsection 126 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers' acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the treasurer.

(3) Subsection 126 (6) of the said Act is amended by inserting after "notes" in the second line and in the fourth line in each instance "or bankers' acceptances" and by inserting after "note" in the fifth line "or bankers' acceptance".

(4) Subsection 126 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(5) Section 126 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers' acceptance, the Regional Corporation shall be deemed to be borrowing money.

(14) A bankers' acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the *Bills of Exchange Act* (Canada);

(b) shall be accepted by a bank to which the *Bank Act* (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 151 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 72, section 54 and amended
by the Statutes of Ontario, 1987, chapter 22, section 9, is further amended by inserting after "50" in the third line "50a".

30.—(1) Subsection 129 (1) of the Regional Municipality of York Act, being chapter 443 of the Revised Statutes of Ontario, 1980, is amended by inserting after "note" in the fifth line "or bankers' acceptance".

(2) Subsection 129 (5) of the said Act is repealed and the following substituted therefor:

(5) A promissory note or bankers’ acceptance made under the authority of this section shall be signed by the chairman or by some other person authorized by by-law to sign it and by the financial officer.

(3) Subsection 129 (6) of the said Act is amended by inserting after "notes" in the second line and in the fourth line in each instance "or bankers’ acceptances" and by inserting after "note" in the fifth line "or bankers’ acceptance".

(4) Subsection 129 (8) of the said Act is amended by striking out "sealed with the corporate seal and" in the second line.

(5) Section 129 of the said Act is amended by adding thereto the following subsections:

(13) For the purposes of this section, where the Regional Corporation raises money by means of a bankers' acceptance, the Regional Corporation shall be deemed to be borrowing money.

(14) A bankers’ acceptance authorized under this section,

(a) shall be drawn as a bill of exchange under the Bills of Exchange Act (Canada);

(b) shall be accepted by a bank to which the Bank Act (Canada) applies; and

(c) may be discounted.

(15) A promissory note authorized under this section may be expressed so as to bear interest only upon such money as may be borrowed thereon from the time when such money is actually lent.

(6) Subsection 153 (1) of the said Act, as re-enacted by the Statutes of Ontario, 1983, chapter 72, section 59 and amended
by the Statutes of Ontario, 1987, chapter 22, section 10, is further amended by inserting after "50" in the third line "50a".

31.—(1) This Act, except sections 5, 8, 12, 13 and 16, comes into force on the day it receives Royal Assent.

(2) Sections 5, 8 and 16 shall be deemed to have come into force on the 1st day of January, 1987.

(3) Sections 12 and 13 come into force on the 1st day of January, 1989.