1979

c 69 The County of Oxford Amendment Act, 1979

Ontario
CHAPTER 69

An Act to amend
The County of Oxford Act, 1974

Assented to June 22nd, 1979

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

1. — (1) Subsections 2, 3 and 4 of section 3 of The County of Oxford Act, 1974, being chapter 57, are repealed and the following substituted therefor:

(2) If, after any election in an area municipality, by reason of acclamation or equality of votes, it cannot be determined which councillor or councillors is, or are, entitled to be a member or members of the County Council, the matter shall be determined by resolution of the council of the area municipality passed before the organization meeting of the County Council.

(2) Subsection 4c, as enacted by the Statutes of Ontario, 1978, chapter 36, section 2, and subsection 5 of the said section 3, are repealed.

2. Subsection 3 of section 19 of the said Act, as enacted by the Statutes of Ontario, 1978, chapter 36, section 7, is repealed and the following substituted therefor:

(3) Sections 388, 389, 389a to 389e, 390, 390a and 391 of The Municipal Act apply with necessary modifications to the County Council.

3. Subsection 3 of section 50 of the said Act is repealed and the following substituted therefor:

(3) Where the County fails to make any payment required by subsection 2, the area municipality may charge the County interest at the rate of 15 per cent per annum thereon, or such lower rate as the council of the area municipality determines, from such date until payment is made.
Section 54 of the said Act, as amended by the Statutes of Ontario, 1978, chapter 36, section 8, is further amended by adding thereto the following subsection:

(2b) Notwithstanding subsection 2 of this section, subsection 2 of section 12 of The Planning Act does not apply to the County Council.

Subsection 2 of section 58 of the said Act is repealed and the following substituted therefor:

(2) The County shall pay to any area municipality, on or before the due date, all amounts of principal and interest becoming due upon any outstanding indebtedness of the area municipality in respect of aid granted by a local municipality for the purposes mentioned in subsection 1 prior to the 1st day of January, 1975 and if the County fails to pay such amounts before the due date, the area municipality may charge the County interest at the rate of 15 per cent per annum thereon, or such lower rate as the council of the area municipality determines, from such date until payment is made.

Subsection 2 of section 60 of the said Act is repealed.

Subsection 5 of section 76 of the said Act is repealed and the following substituted therefor:

(5) If the County fails to make any payment as required by subsection 4, the area municipality may charge the County interest at the rate of 15 per cent per annum thereon, or such lower rate as the council of the area municipality determines, from such date until payment is made.

Subsection 5 of section 77 of the said Act is repealed and the following substituted therefor:

(5) If the County fails to make any payment as required by subsection 4, the area municipality may charge the County interest at the rate of 15 per cent per annum thereon, or such lower rate as the council of the area municipality determines, from such date until payment is made.

Section 79 of the said Act is amended by adding thereto the following subsection:

(4) The County shall be deemed to be a municipality for the purposes of section 35 of The Credit Unions and Caisses Populaires Act, 1976.
10. Subsection 15 of section 81 of the said Act is repealed and the following substituted therefor:

(15) If an area municipality fails to make any payment as provided in the by-law, interest shall be added at the rate of 15 per cent per annum, or such lower rate as the County Council determines, from the date payment is due until it is made.

11. Subsection 1 of section 114 of the said Act, as re-enacted by the Statutes of Ontario, 1978, chapter 36, section 9, is repealed and the following substituted therefor:

(1) Sections 5, 217, 223, 224, 229, 231, 232, 233 and 235, subsections 1, 4 and 5 of section 237, sections 238, 239, 242a, 242b, 245, 248a, 249, 250, 254, 308 and 333, paragraphs 3, 9, 10, 11, 12, 24, 24a, 41, 63, 64, 65, 66, 67, 67a and 71a of section 352, subparagraph iii of paragraph 62a and subparagraph ii of paragraph 112 of subsection 1 of section 354, paragraph 10 of section 460 and Parts XV, XVI, XVII and XXI of The Municipal Act apply with necessary modifications to the County.

12. Subsection 2 of section 116 of the said Act is repealed and the following substituted therefor:

(2) Paragraph 50 of subsection 1 of section 354 and section 395 of The Municipal Act apply with necessary modifications to the County, and no area municipality shall exercise any such powers,

(a) save and except in respect of those lands acquired or held by a local municipality on or before the 31st day of December, 1974; or

(b) unless the by-law of the area municipality has been approved by the County Council.

13. This Act comes into force on the day it receives Royal Assent.
