

ECONOMIC DEVELOPMENT AND PARKS COMMITTEE

AGENDA

Date of Meeting: Wednesday, May 29, 2002 Enquiry: Betty Henderson

Time: 9:30 a.m. Administrator Location: Committee Room 1 416-392-8088

City Hall

100 Queen Street West

bhender1@city.toronto.on.ca

DECLARATIONS OF INTEREST PURSUANT TO THE MUNICIPAL CONFLICT OF INTEREST ACT

CONFIRMATION OF MINUTES

PRESENTATION/DEPUTATIONS

10:00 a.m. Mr. Mal Coven, Sidewalk Heritage Project

(Item No. 1)

10:30 a.m. Various Grant Appeals

(Item Nos. 2 to 9) (All Wards)

Deputation List to be distributed at meeting.

COMMUNICATIONS/REPORTS

1. SIDEWALK HERITAGE PROJECT

Source: Councillor Howard Moscoe, Ward 15 Eglinton-Lawrence

addressed to the Economic Development and Parks Committee

(May 13, 2002)

Forwarding a proposal for a Sidewalk Heritage Project to enhance the history of the City and at the same time raise substantial revenues for charitable organizations.

2. 2002 RECREATION GRANTS PROGRAM RECOMMENDATIONS (All Wards)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism

(May 1, 2002)

Presenting the recommended grant allocations for all community organizations that have applied for municipal support in the Recreation Grants Program for 2002/03; and recommending that:

- (1) Minor Recreation Grant allocations totalling \$377,550.00 to 120 community organizations, listed in Attachment No. 1 and described in Attachment No. 2, be approved;
- (2) Major Recreation Grant allocations totalling \$848,154.00 to 22 community organizations, listed in Attachment No. 3 and described in Attachment No. 4, be approved;
- (3) Lawn Bowling Grant allocations totalling \$26,514.00 to nine lawn bowling clubs, listed in Attachment No. 5, be approved;
- (4) any applicants wishing to appeal their recommendations be allowed to make deputations at the Economic Development and Parks Committee meeting on May 29, 2002; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

3. 2002 COMMUNITY FESTIVALS AND SPECIAL EVENTS GRANTS RECOMMENDATIONS FOR COMMUNITY ORGANIZATIONS AND BUSINESS IMPROVEMENT AREAS (All Wards)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism

(May 1, 2002)

Presenting the recommended grant allocations for the Community Festivals and Special Events Grants Program for Community Organizations and Business Improvement Areas that have applied for municipal support; and recommending that:

(1) the attached Community Festivals and Special Events Grants allocations for 50 organizations totalling \$132,060.00, listed in Attachment Nos. 1 and 3 and

described in Attachment Nos. 2 and 4 and \$8,000.00 set aside for the appeals process, be approved;

- (2) any applicant wanting to appeal its recommendations be allowed to make a deputation at the Economic Development and Parks Committee on May 29, 2002; and
- (3) the appropriate City officials be authorized to take the necessary action to give effect thereto.

4. 2002 GRANT RECOMMENDATIONS FOR THE ECONOMIC DEVELOPMENT SECTOR INITIATIVES PROGRAM (EDSIP) AND THE ECONOMIC SPONSORSHIP INITIATIVES (ESI)

(All Wards)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism (May 8, 2002)

Presenting the recommended 2002 grant allocations for the Economic Development Sector Initiatives Program (EDSIP) and the Economic Sponsorship Initiatives (ESI), discussing the evaluation criteria applied to the applications and summarizing the grant requests; and recommending that:

- (1) Economic Development Sector Initiatives Program (EDSIP) grants totalling \$250,470.00 be allocated to 17 projects, listed in Attachment No. 1 and described in Attachment No. 2:
- (2) Economic Sponsorship Initiatives (ESI) grants totalling \$136,990.00 be allocated to five projects, listed in Attachment No. 1 and described in Attachment No. 3;
- (3) the disbursement of the Economic Development Sector Initiatives Program (EDSIP) and the Economic Sponsorship Initiatives (ESI) allocations be conditional on satisfying the 2002 Economic Development Sector Initiatives Program goals and criteria as set out in Attachment No. 4 and on project specific conditions, if any, set out in Attachment Nos. 2 and 3;
- (4) any applicant wanting to appeal its recommendations be allowed to make a deputation at the Economic Development and Parks Committee on May 29, 2002 and that \$10,000.00 be set aside for appeals; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

5. 2002 COMMERCIAL RESEARCH GRANT PROGRAM GRANT RECOMMENDATIONS

(All Wards)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism

(May 1, 2002)

Seeking approval for the year 2002 Commercial Research Grant Program allocations; and recommending that:

- (1) Commercial Research Program grants totalling \$35,750.00 be approved for the projects described in Attachment No. 1, conditional upon the applicants satisfying the Program Guidelines for the Year 2002 Commercial Research Grant Program as contained in Attachment No. 2;
- (2) the \$8,010.00 remaining in the Commercial Research Grant Program budget be retained for use as Commercial Research Grants towards the development of BIA multi-year business plans;
- (3) the Commissioner of Economic Development, Culture and Tourism be requested to report back for Council's consideration on the allocation of the remaining \$8,010.00 grant budget by the end of 2002; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

6. 2002 ARTS AND CULTURE GRANTS RECOMMENDATIONS LOCAL ARTS SERVICE ORGANIZATIONS

(All Wards)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism

(May 7, 2002)

Presenting the recommended grant allocations for the five organizations that have applied for municipal support within the Local Arts Service Organizations (LASOs) category of the Arts and Culture Grants Program; and recommending that:

(1) the attached Arts and Culture Grants allocations totalling \$305,200.00 to five organizations/agencies, listed in the body of the report and described in Attachment No. 1, be approved; and

(2) the appropriate City officials be authorized to take the necessary action to give effect thereto.

7. 2002 CULTURAL GRANTS RECOMMENDATIONS MAJOR CULTURAL ORGANIZATIONS

(All Wards)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism

(May 8, 2002)

Presenting the recommended allocations for the major cultural organizations that have applied through the Culture Division for municipal support within the Cultural Grants Program; and recommending that:

(1) cultural grants be approved for the following organizations:

Art Gallery of Ontario	\$376,329.00
Canadian Opera Company	\$861,162.00
National Ballet of Canada	\$773,234.00
National Ballet School	\$91,871.00
Toronto Symphony Orchestra	\$779,241.00

- (2) the balance of the 2002 grant installments to the Art Gallery of Ontario, Canadian Opera Company, National Ballet of Canada, and Toronto Symphony Orchestra be made as one payment following adoption by Council and that monthly grant installments to these organizations resume in January 2003;
- (3) a grant of \$356,062.00 be approved for the 2002 Caribana Festival, subject to the conditions adopted by Council at its meetings held February 13, 14 and 15, 2002 and March 4, 5, 6, 7 and 8, 2002; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

8. 2002 ARTS AND CULTURE GRANT THE ROYAL AGRICULTURAL WINTER FAIR (RAWF)

(Ward 19 Trinity Niagara)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism

(May 1, 2002)

Seeking approval of a grant for the Royal Agricultural Fair through the 2002 Arts and Culture Grants Program; and recommending that:

- a grant of \$654,710.00 be awarded to the Royal Agricultural Winter Fair to assist with the rental costs of the 2002 Royal; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

9. TORONTO HERITAGE FUND GRANT APPLICATIONS FOR 2002

(Various Wards)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism (May 6, 2002)

Seeking approval for the Toronto Heritage Fund grant applications for 2002; and recommending that:

- (1) Council approve Toronto Heritage Fund Grant applications for 2002 to assist in the completion of restoration projects for nine designated heritage properties in the City of Toronto as follows:
 - (a) 3 Draper Street up to \$3,750.00 (Attachment No.1);
 - (b) 469 Broadview Avenue up to \$4,000.00 (Attachment No.2);
 - (c) 2569 Midland Avenue (Knox United Church and Cemetery) up to \$9,000.00 (Attachment No.3);
 - (d) 30-32 Draper Street up to \$4,425.00 (Attachment No.4);
 - (e) 14 Centre Street up to \$9,000.00 (Attachment No.5);
 - (f) 744 Queen Street East up to \$11,000.00 (Attachment No.6);
 - (g) 40 Maple Avenue up to \$4,000.00 (Attachment No. 7);
 - (h) 125 Bathurst Street (Factory Theatre) up to \$9,000.00 (Attachment No. 8);
- (2) the 2002 Toronto Heritage Fund Grant awards set out in Recommendation No. (1) above, be conditional on the owners each entering into a Restoration Grant Agreement prepared by the City Solicitor in consultation with the Commissioner of Economic Development, Culture and Tourism;
- (3) no further applications be accepted for the Toronto Heritage Fund Grant Program until such time as the Department reports on ways in which the Toronto Heritage Fund Grant Program can be improved to better serve the owners;

- (4) the Toronto Heritage Fund Grant recipients be requested to acknowledge the financial assistance provided by the City of Toronto in all advertisements, brochures or construction signs relating to the restoration projects; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

10. CULTURAL FACILITIES CAPITAL GRANTS PROGRAM CRITERIA (All Wards)

(DEPUTATION ITEM)

Source: Commissioner of Economic Development, Culture and Tourism (May 1, 2002)

Recommending to Council the criteria for the Cultural Facilities Capital Grants Program to address the state of good repair capital requirements of not-for-profit cultural facilities in Toronto; and recommending that:

- (1) the criteria for the Cultural Facilities Capital Grants Program, outlined in this report and included as Attachment No. 1, be adopted; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

11. CITY OF TORONTO ART COLLECTION MANAGEMENT POLICY AND HISTORICAL COLLECTION MANAGEMENT AND DEVELOPMENT POLICIES

(All Wards)

Source: Commissioner of Economic Development, Culture and Tourism (May 6, 2002)

Seeking approval for the City of Toronto Art Collection Management Policy, the Historical Collection Management Policy and the Historical Collection Development Policy; and recommending that:

- (1) Council approve the City of Toronto Art Collection Management Policy (Attachment No. 1), the Historical Collection Management Policy (Attachment No. 2) and the Historical Collection Development Policy (Attachment No. 3); and
- (2) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

12. CULTURE AND HERITAGE INFRASTRUCTURE PLAN FOR THE EASTERN AND WESTERN WATERFRONT COMMUNITIES

(Various Wards)

Source: <u>Commissioner of Economic Development, Culture and Tourism</u>

(May 8, 2002)

Updating Council on plans to complete a Culture and Heritage Infrastructure plan for the eastern and western waterfront communities; and recommending that this report be forwarded to the Waterfront Reference Group for information.

13. NAME CHANGE FOR THE DANFORTH BY THE VALLEY BUSINESS IMPROVEMENT AREA

(Wards 29 and 30 Toronto-Danforth)

Source: <u>Commissioner of Economic Development, Culture and Tourism</u>

(May 1, 2002)

Seeking authorization for the Danforth by the Valley Business Improvement Area to change its name to The Danforth Business Improvement Area; and recommending that:

- (1) the Danforth by the Valley Business Improvement Area, as defined by the boundaries described in Attachment No. 1, be renamed as The Danforth Business Improvement Area; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

14. INTENTION TO DESIGNATE CHURCH-WELLESLEY BUSINESS IMPROVEMENT AREA (BIA)

(Ward 27 Toronto Centre-Rosedale)

Source: Commissioner of Economic Development, Culture and Tourism

(May 1, 2002)

Seeking approval for the designation of the Church-Wellesley Business Improvement Area; and recommending that:

- (1) the area described by Attachment No. 1 (Maps 1 to 3), be designated as a Business Improvement Area (BIA), under Section 220 of the Municipal Act;
- (2) the City Clerk be authorized and directed to send out a notice of Council's intention to pass a by-law designating the area, as defined in Attachment No. 1 (Maps 1 to 3), as a Business Improvement Area, in accordance with Section 220 of the Municipal Act;

- (3) the Commissioner of Works and Emergency Services be requested to prepare a legal description of the area, as described by Attachment No. 1 (Maps 1 to 3), and to submit this description to the City Solicitor;
- (4) subject to the City Clerk reporting favourably on the results of the poll referred to in Recommendation No. (2) and upon receipt of the legal description prepared by the Commissioner of Works and Emergency Services, the City Solicitor be directed to prepare a by-law designating the area as a Business Improvement Area as described by Attachment No. 1 (Maps 1 to 3), in accordance with Section 220 of the Municipal Act; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

15. INTENTION TO DESIGNATE THE ST. CLAIR-BATHURST BUSINESS IMPROVEMENT AREA (BIA)

(Ward 21 St. Paul's)

Source: Commissioner of Economic Development, Culture and Tourism (May 6, 2002)

Seeking approval for the designation of the St. Clair-Bathurst Business Improvement Area; and recommending that:

- (1) the area described by Attachment No. 1 (Maps 1 to 4), be designated as a Business Improvement Area (BIA), under Section 220 of the Municipal Act;
- (2) the City Clerk be authorized and directed to send out a notice of Council's intention to pass a by-law designating the area, as defined in Attachment No. 1 (Maps 1 to 4), as a Business Improvement Area, in accordance with Section 220 of the Municipal Act;
- (3) the Commissioner of Works and Emergency Services be requested to prepare a legal description of the area, as described by Attachment No. 1 (Maps 1 to 4), and to submit this description to the City Solicitor;
- (4) subject to the City Clerk reporting favourably on the results of the poll, referred to in Recommendation No. (2) and upon receipt of the legal description prepared by the Commissioner of Works and Emergency Services, the City Solicitor be directed to prepare a by-law designating the area as a Business Improvement Area as described by Attachment No. 1 (Maps 1 to 4), in accordance with Section 220 of the Municipal Act; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

16. APPOINTMENTS TO FOURTEEN BUSINESS IMPROVEMENT AREAS BOARDS OF MANAGEMENT

(Various Wards)

Source: <u>Commissioner of Economic Development, Culture and Tourism</u>

(May 7, 2002)

Appointing nominees to the Bloor Annex, Bloordale Village, Bloor West Village, Downtown Yonge Street, Eglinton Hill, Greektown on the Danforth, Kingsway, Lakeshore Village, Liberty Village, Mimico Village, Mimico by the Lake, Queen Broadview Village, Roncesvalles Village and St. Clair West Business Improvement Areas Boards of Management and to amend the City of Toronto Municipal Code, Chapter 19, "Business Improvement Areas" as necessary; and recommending that:

- (1) Council appoint the Business Improvement Area Board of Management nominees for fourteen BIAs, as listed in Attachment No. 1, for the balance of the 2001-2003 term;
- (2) amendments be made to the City of Toronto Municipal Code, Chapter 19, "Business Improvement Areas", as outlined in Attachment No. 2, which identifies the number of board members that make up the board and the number of members required for quorum; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

17. BUSINESS IMPROVEMENT AREA CAPITAL COST-SHARING PROGRAM REVIEW

(All Wards)

Source: <u>Commissioner of Economic Development, Culture and Tourism</u>

(May 13, 2002)

Providing, as requested by Council on March 4, 5, 6, 7 and 8, 2002, a preliminary report outlining issues and process respecting the BIA Capital Cost-Sharing Program review; and recommending that:

- (1) Council endorse the BIA Capital Cost-Sharing and Program Review, as outlined in Attachment No. 1:
- (2) in consideration of the upcoming consultations with the BIAs concerning capital funding policies and procedures, the Commissioner of Economic Development, Culture and Tourism be authorized to prepare a preliminary capital cost-sharing budget estimate to meet the accelerated Year 2003 Capital Budget process and that the BIAs submit their formal capital cost-sharing request to the City's BIA Office no later than September 30, 2002, so that the Commissioner may provide a final aggregate BIA capital cost-sharing request through the Capital Budget process in October 2002; and

(3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

18. OLD TOWN TORONTO REVITALIZATION ACTION PLAN "PUTTING OLD TOWN TORONTO IN THE SPOTLIGHT"

(Ward 28 Toronto Centre-Rosedale)

Source: Commissioner of Economic Development, Culture and Tourism (May 13, 2002)

Describing the background and activities of the South East Downtown Economic Redevelopment Initiative (SEDERI); presenting the Old Town Toronto Revitalization Action Plan - "Putting Old Town Toronto in the Spotlight" and discussing its implementation; and recommending that:

- (1) City and senior government staff meet with the interim Chair of the South East Downtown Economic Redevelopment Initiative (SEDERI) to discuss the Old Town Toronto Revitalization Action Plan recommendations as input into existing and future work plan priorities;
- (2) copies of the Old Town Toronto Revitalization Action Plan "Putting Old Town Toronto in the Spotlight", Attachment No. 1, be forwarded to appropriate staff in the Ministry of Economic Development and Trade, the Waterfront Project Secretariat, Heritage Toronto, the Ministry of Colleges, Training and Universities, Human Resources Development Canada and to interested parties in the St. Lawrence Neighbourhood Association, North Market Redevelopment Initiative, St. Lawrence Neighbourhood BIA, Queen East Business Association (QUEBA), West Don Lands Committee, Citizens for the Old Town, St. Lawrence Works Coalition, Corktown Residents and Business Association and the Gooderham and Worts Neighbourhood Association; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing.

19. TRADELINK TORONTO PRESENCE AT THE NATIONAL TRADE CENTRE

(Ward 19 Trinity-Spadina)

Source: Commissioner of Economic Development, Culture and Tourism

and The General Manager and CEO, Exhibition Place

(May 6, 2002)

Responding to a request by Council on March 4, 5, 6, 7 and 8, 2002, seeking comments about the continued presence of TradeLink Toronto ("TradeLink") at The National Trade Centre ("The NTC") and the feasibility of relocating TradeLink; and recommending that TradeLink not be moved from its current location at The National Trade Centre (NTC).

20. ATTENDANCE AT CINEPOSIUM 2002

(All Wards)

Source: <u>Commissioner of Economic Development, Culture and Tourism</u>

(April 23, 2002)

Seeking approval for travel costs in excess of \$3,5000.00 in order to represent Toronto at a key international conference of Film Commissioners, Cineposium 2002; and recommending that:

- (1) one senior staff member of the Economic Development Division's Film and Television Office be approved to attend Cineposium 2002 in Queensland, Australia at the estimated cost of \$6,000.00, which was approved in the Economic Development 2002 Operating Budget, in order to represent and promote Toronto as an industry leader and gain information about the increasing competition Toronto is facing from Australia in attracting filming productions; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

21. BEACHES INTERNATIONAL JAZZ FESTIVAL

(Ward 32 Beaches-East York)

Source: <u>Commissioner of Economic Development, Culture and Tourism</u>

(May 1, 2002)

Reporting, as requested by the Economic Development Parks Committee on March 27, 2002, on any violation issues at the Beaches International Jazz Festival over the past four years and providing a comparison to other events of a similar nature; and recommending that this report be received for information.

22. COUNCIL MEMBER APPOINTMENTS TO COLLECTIONS AND SHARED RESOURCES BOARD FORT YORK COMMUNITY MUSEUM MANAGEMENT BOARD AND THE PIER COMMUNITY MUSEUM MANAGEMENT BOARD

Source: <u>City Clerk</u>

(May 9, 2002)

Forwarding a list of Members' preferences for appointment to the Collections, Conservation and Shared Resources Board, Fort York Community Museum Management Board and The Pier Community Museum Management Board; and recommending that:

(1) the Economic Development and Parks Committee give consideration to Members' preferences, outlined in Schedule 1, and recommend to City Council the appointment of Members of Council to:

- (a) Collections, Conservation and Shared Resources Management Board; and
- (b) Fort York Community Museum Management Board;

for a term of office commencing June 21, 2002 and expiring November 30, 2003, and until their successors are appointed;

- (2) having regard that The Pier Museum is now closed and the Board inactive, Council refrain from appointing Members of Council to The Pier Community Museum Management Board; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

23. AUTHORITY FOR THE KEW PLAY COMMUNITY GROUP TO SEEK PRIVATE DONATIONS FOR THE REDEVELOPMENT OF THE KEW GARDENS PLAYGROUND

(Ward 32 Beaches-East York)

Source: Commissioner of Economic Development, Culture and Tourism

and the Chief Financial Officer and Treasurer

(May 14, 2002)

Seeking Council authority for the Kew Play Community Group, as requested by Toronto East York Community Council, Clause No. 57 of Report No. 4, to seek private donations for the redevelopment of the Kew Gardens Playground and to grant the necessary authority for the Chief Financial Officer and Treasurer to issue receipts for income tax purposes to donors; and recommending that:

- (1) authority be given to the Kew Play Community Group, on behalf of the City of Toronto, to seek private donations for improvements to the playground at Kew Gardens;
- (2) Council establish an obligatory reserve fund called the "Kew Gardens Playground Reserve Fund" the purpose of which is to provide funding for the redevelopment of the Kew Gardens Playground;
- (3) Municipal Code Chapter 227 be amended by adding the "Kew Gardens Playground Reserve Fund" to Schedule B3, Donated Funds;
- (4) all donations received for the Kew Gardens Playground redevelopment, by the City of Toronto, will be held separately in the "Kew Gardens Playground Reserve Fund" designated for this purpose and receipts for income tax purposes will be issued to donors in accordance with the Income Tax Act; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

24. ADJUSTMENTS TO THE PARKS AND RECREATION DIVISION'S FY2002 CAPITAL BUDGET

(Various Wards)

Source: Commissioner of Economic Development, Culture and Tourism (May 15, 2002)

Requesting Council approval for funding reallocation within the FY2002 Parks and Recreation Division's Capital Budget to address emergent issues and project concerns; and recommending that:

- (1) \$0.130 million previously approved to redevelop the East Point Soccer Field (CPR116-31-07) be deleted and funding be reallocated with \$0.080 million for the Adams Park Fieldhouse development sub-project (CPR116-31-05) and \$0.050 million for the Port Union Skateboard development sub-project (CPR116-31-06);
- (2) the FY2002 Tree Advocate capital account (CPR124-32-01) revenues and expenses be increased by \$0.104 million to account for the additional donations received to date;
- (3) the previously approved 2001 Ashbridges Bay Water Play account (CPR119-31-02) be closed and the balance of \$0.146 million be reallocated with \$0.110 million for a change in scope to the Woodbine Park Play/Water Play area (CPR119-32-07) and \$0.036 million to the CSA Playground Rehabilitation Project for the Kew Beach Play area development (CPR119-31-07);
- (4) the FY2002 Council approved Capital sub-project for a waterplay facility at Cruickshank Park (CPR119-32-07), in the amount of \$0.250 million be deleted and the funding and account number be reallocated to construct a waterplay facility in the adjacent Weston Lions Park;
- (5) a new Eglinton-Brentcliffe Park Development account (CPR 117-32-08) be created with revenues and expenses of \$0.300 million funded from a Section 37 agreement and that approval be given to receive the funds into this account; and
- (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.