

Authority: Notice of Motion by Councillor Minnan-Wong,
seconded by Councillor Duguid, May 13 and 14, 1998
Intended for first presentation to Council: May 14, 1998
Adopted by Council: May 14, 1998

CITY OF TORONTO

BY-LAW No. 268-1998

To amend further By-law No. 20-85, a by-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, being a by-law of the former Municipality of Metropolitan Toronto.

WHEREAS City Council wishes to promote, by means of the licensing, regulating and governing of businesses in the City of Toronto, the public interest in ensuring safe and efficient services by such businesses to members of the public; and

WHEREAS City Council wishes to ensure that the Toronto Licensing Commission and City Council are able to exercise their respective authority in respect of the licensing, regulating and governing of businesses in the City of Toronto in an open, accessible and consultative manner for the purposes of promoting safe and efficient services by regulated businesses to members of the public;

NOW THEREFORE BE IT RESOLVED THAT By-law No. 20-85 of the former Municipality of Metropolitan Toronto, as amended, be further amended to regulate the taking of action by way of threats or reprisals against licensed persons who participate in proceedings under or in respect of By-law No. 20-85 of the former Municipality of Metropolitan Toronto, as amended;

The Council of The City of Toronto HEREBY ENACTS as follows:

1. By-law No. 20-85, as amended, a by-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, a by-law of the former Municipality of Metropolitan Toronto, is further amended by adding the following section

38. (1) For the purposes of this section, “any action by way of threat or reprisal” means:
- (a) terminating or purporting to terminate any employment or other business relationship governed by the provisions of this By-law; or
 - (b) causing or purporting to cause pecuniary harm in respect of any business governed by the provisions of this By-law.
- (2) No person licensed under this By-law shall, by any means whatsoever in respect of the licensed business carried on by such person, take any action by way of threat or reprisal against any other person licensed under this By-law by reason only of such person’s participation in proceedings instituted under this By-law.

- (3) No person licensed under this By-law shall, by any means whatsoever in respect of the licensed business carried on by such person, take any action by way of threat or reprisal against any other person licensed under this By-law by reason only of such person's participation in the exercise of the authority of City Council to enact by-laws for the licensing, regulating and governing of businesses in the City of Toronto.

2. This By-law shall come into force on the date of its enactment.

ENACTED AND PASSED this 14th day of May, A.D. 1998.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)