CITY OF TORONTO

BY-LAW No. 3-2001

To Change the Term of Office for Members of the Toronto Transit Commission To Eighteen Months and to Provide for Appointments to be made by a Majority Vote at Council.

WHEREAS section 26 of the City of Toronto Act, 1997 (No.2) provides that members of the Toronto Transit Commission are to be appointed for a three year term, by by-law, by the affirmative vote of at least two-thirds of the members of Council present and voting; and

WHEREAS Regulation 214/96, issued under section 210.4 of the Municipal Act, allows City Council to make any changes it considers advisable to membership on a local board, by by-law, including the term of office for members of the board and the manner in which they become members; and

WHEREAS section 15 of Direct Democracy through Municipal Referendums Act, 2000 repealed and replaced section 6 of the Municipal Act to clarify that municipalities can exercise their powers under section 210.4 of the Municipal Act to override a Special Act, such as the City of Toronto Act, 1997 (No. 2) even if the Special Act is more specific and is enacted more recently and despite any conflict language in the City of Toronto Act, 1997 (No. 2).

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

1. The appointment of a member of the Toronto Transit Commission shall require the affirmative vote of a majority of the members of Council present and voting.

2. All appointments of members to the Toronto Transit Commission shall be for a term of eighteen (18) months.

ENACTED AND PASSED this 7th day of December, A.D. 2000.

CASE OOTES, NOVINA WONG,
Deputy Mayor City Clerk

(Corporate Seal)