

Authority: Item CC22.3, adopted as amended, by City of Toronto Council on June 29 and 30, 2020

CITY OF TORONTO

BY-LAW 368-2021

To make a necessary clarification, refinement, minor modification, or technical amendment to By-law 541-2020, as amended by By-laws 664-2020, 845-2020 and 58-2021, which imposes temporary regulations requiring the wearing of masks or other face coverings.

Whereas Recommendation 6 of Item CC22.3, adopted as amended, by City of Toronto Council on June 29 and 30, 2020 authorized the City Solicitor to make any necessary clarifications, refinements, minor modifications, or technical amendments as may be identified by the City Solicitor, in consultation with the Medical Officer of Health, in order to give best effect to the Medical Officer of Health's recommendations for the protection of the public; and

Whereas a necessary clarification, refinement, minor modification, or technical amendment is being made to By-law 541-2020, as amended by By-laws 664-2020, 845-2020 and 58-2021, which imposes temporary regulations requiring the wearing of masks or other face coverings;

The Council of the City of Toronto enacts:

1. City of Toronto By-law 541-2020 is amended by adding the following new section:

- 7.1 (a) In accordance with section 376 of the City of Toronto Act, 2006, a By-law Enforcement Officer may enter on land within the City at any reasonable time for the purpose of carrying out inspections to determine whether the following are being complied with:
- (1) This by-law; or
 - (2) A notice or order issued in accordance with this by-law;
- (b) For the purposes of an inspection under subsection 7.1(a), a By-law Enforcement Officer may:
- (1) Require, for inspection, the production of documents or things relevant to the inspection;
 - (2) Inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts of them;
 - (3) Require information from any person concerning a matter related to the inspection;

- (4) Be accompanied by such person or persons as the By-law Enforcement Officer determines is necessary if such person or persons possesses special or expert knowledge related to the purpose of the inspection; and
- (5) Make examinations or take tests, samples or photographs necessary for the purposes of the inspection;
- (c) A By-law Enforcement Officer who finds a contravention of this by-law may make one or more orders requiring discontinuance of the contravening activity or to do work to correct the contravention under section 384 or 385 of the City of Toronto Act, 2006; and
- (d) The order may be served personally on the person to whom it is directed or by registered mail to the last known address of that person, in which case it shall be deemed to have been given on the third day after it is mailed.

2. This by-law came into force on June 7, 2020.

Enacted and passed on May 6, 2021.

Frances Nunziata,
Speaker

John D. Elvidge,
City Clerk

(Seal of the City)