



## LOBBYIST REGISTRAR'S REPORT ACTION REQUIRED

### Report on Lobbying during a Procurement Process

<b>Date:</b>	February 28, 2011
<b>To:</b>	City Council
<b>From:</b>	Lobbyist Registrar
<b>Wards:</b>	ALL
<b>Reference Number:</b>	

#### **SUMMARY**

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This is my report on an investigation into lobbying during the Ashbridge's Bay beach volleyball procurement process. I have found that there was lobbying during an active procurement process contrary to § 140-41A of the Lobbying By-law (Municipal Code Chapter 140, Lobbying). Madam Justice Bellamy, in her Report on the Toronto Computer Leasing Inquiry, recommended: "There should be no lobbying of any kind at any time during a City procurement process." I have made a number of recommendations to clarify and strengthen the Lobbying By-law to achieve this goal. The full report is attached.

#### **RECOMMENDATIONS**

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**The Lobbyist Registrar recommends that:**

1. City Council receive the findings in this report.
2. City Council request the City Solicitor in consultation with the Lobbyist Registrar to report back to Council on clarifying and strengthening the Lobbying By-law with respect to lobbying during City procurement processes.
3. City Council request the City Manager and the City Solicitor to report back to Council on measures to require City staff to report breaches of the Lobbying By-law to the Lobbyist Registrar.

## **Financial Impact**

My recommendations will have no financial impact on the current year's budget.

## **DECISION HISTORY**

My investigation and report to Council are made under the authority of the *City of Toronto Act, 2006*, s. 168, 169; §§ 3-25, 3-26, 3-7B, Toronto Municipal Code, Accountability Officers; and §§ 140-33B and 140-35B, Toronto Municipal Code, Lobbying. Subsection 140-35B provides that the Registrar may conduct an investigation or inquiry in respect of a request made by Council, a member of Council or a member of the public, including the Registrar. Under § 140-33B(9), the Registrar is responsible for “[a]dvising Council on lobbying matters and recommending improvements and amendments to this chapter.” Under § 3-7B, the Lobbyist Registrar reports directly to Council on investigations and inquiries conducted by the accountability officer. Subsection 169(4) of the *City of Toronto Act, 2006*, provides that if the registrar makes a report to City Council in respect of an inquiry, the Registrar may disclose in the report such matters as in the Registrar's opinion are necessary for the purposes of the report. Subsection 169(5) provides that City Council shall ensure that reports received from the registrar are made available to the public.

## **CONTACT**

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## **SIGNATURE**

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Lobbyist Registrar

## **ATTACHMENTS**

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