

## Summary of Standing Committee Amendments to Schedule 6, Bill 229

### Members and Boards

Original Amendments Proposed in Schedule 6 (November 5, 2020)	Amendments Proposed by Standing Committee (December 4, 2020)
<ul style="list-style-type: none"> <li>• Board members must be municipal councillors</li> <li>• The Minister may appoint an additional member to a CA Board to represent the agricultural sector.</li> <li>• Members cannot serve as chair or vice-chair for more than two consecutive years.</li> <li>• Board members must “act honestly and in good faith and shall generally act on behalf of their respective municipalities” (repealed unproclaimed amendment that stated “shall act honestly and in good faith with a view to furthering the objects of the authority”).</li> <li>• Through regulation, the province could require CAs to establish one or more advisory boards and could prescribe the composition, functions, powers, duties, activities and procedures of these advisory boards.</li> </ul>	<ul style="list-style-type: none"> <li>• <b>Changed</b> – At least 70% of a municipality’s appointees to a CA Board will have to be members of council, and municipalities will be able to apply to the Minister for an exemption.</li> <li>• <b>Changed</b> – Clarification was provided that agricultural representatives will not be permitted to vote on enlarging, amalgamating or dissolving a CA or on any budgetary matter</li> <li>• <b>Changed</b> – Chair and Vice-Chair cannot be replaced at the end of their two consecutive years by a member from the same municipality (position must rotate to a new municipality). Minister can grant an exemption to either the new term limit or requirement to rotate municipalities.</li> <li>• <b>Withdrawn</b> – Clause will revert back to members “shall act honestly and in good faith with a view to furthering the objects of the authority”.</li> <li>• <b>Unchanged</b></li> </ul>

## Programs and Services

Original Amendments Proposed in Schedule 6 (November 5, 2020)	Amendments Proposed by Standing Committee (December 4, 2020)
<ul style="list-style-type: none"> <li>• CAs must provide mandatory programs and services related to:               <ul style="list-style-type: none"> <li>○ The risk of natural hazards</li> <li>○ The conservation and management of lands owned by the CA</li> <li>○ Duties under the <i>Clean Water Act</i></li> </ul> </li> <li>• CAs may also enter into agreements with municipalities to provide programs and services on behalf of the municipality (e.g. septic approval, septic re-inspection, land management).               <ul style="list-style-type: none"> <li>○ Through regulation, the province could prescribe program standards and requirements, or prescribe or limit the types of programs a CA can provide to a municipality</li> </ul> </li> <li>• CAs may also provide other programs and services as it determines advisable to further the conservation, restoration, development and management of natural resources.               <ul style="list-style-type: none"> <li>○ CAs must enter into agreements with participating municipalities for any such program that is supported by municipal levy</li> <li>○ Each CA must prepare a transition plan for entering into these agreements (MECP has indicated that this change should be implemented in 2022 budgets meaning all agreements would need to be prepared, reviewed and signed by next summer).</li> <li>○ Through regulation, the province could prescribe program standards and requirements, or prescribe or limit the types of programs a CA can provide.</li> </ul> </li> </ul>	<ul style="list-style-type: none"> <li>• <b>Unchanged</b></li> <li>• <b>Withdrawn</b> – References to a regulation prescribing or limiting the types of programs a CA can provide to a municipality have been removed</li> <li>• <b>Withdrawn</b> – References to a regulation prescribing or limiting the other types of programs a CA can provide have been removed</li> </ul>

## Budgets, Fees and Levies

Original Amendments in Schedule 6 (November 5, 2020)	Amendments Proposed by Standing Committee (December 4, 2020)
<ul style="list-style-type: none"> <li>Through regulation, the province could govern the apportionment of a CA's capital costs, the apportionment of a CA's operating expenses, the amount that municipalities are required to pay, and restrict and prohibit certain types of operating expenses</li> <li>The Minister could make a regulation respecting the amount of any fee a CA charges, including the manner in which the fee is calculated</li> </ul>	<ul style="list-style-type: none"> <li><b>Changed</b> – This section has been expanded to allow for regulations to outline the process CAs must follow when preparing a budget, consultation requirements and rules and procedures governing meetings at which budgetary matters are discussed, including the quorum for such meetings and the rules respecting voting on budgetary matters.</li> <li><b>Unchanged</b></li> </ul>

## Planning and Permitting

Original Amendments in Schedule 6 (November 5, 2020)	Amendments Proposed by Standing Committee (December 4, 2020)
<ul style="list-style-type: none"> <li>CAs have been removed as a public body under the <i>Planning Act</i>.</li> <li>Appeals under Section 28 will now go to LPAT instead of the Mining and Lands Tribunal (MLT).</li> <li>Minister may order a CA not to issue a Section 28 permit, Minister can then issue a permit.</li> <li>Applicant can ask the Minister to review a CAs denial of a permit or conditions, Minister can issue a permit</li> <li>Minister can issue a permit without holding a hearing, Minister's decision may not be appealed</li> <li>Applicants can ask a CA to reconsider a fee, can appeal fee to LPAT</li> <li>Permit holders can appeal the cancellation of a permit to LPAT</li> <li>Unproclaimed power to issue stop work orders has been removed</li> </ul>	<ul style="list-style-type: none"> <li><b>Partially Withdrawn</b> - CAs will still be able to appeal <i>Planning Act</i> decisions, or be party to an appeal, related to natural hazards.</li> <li><b>Unchanged</b></li> <li><b>Unchanged</b></li> <li><b>Unchanged</b></li> <li><b>Unchanged</b></li> <li><b>Unchanged</b></li> <li><b>Unchanged</b></li> <li><b>Withdrawn</b> – CAs will be granted the ability to issue Stop Work Orders with conditions set around the use of this tool.</li> <li><b>New</b> – A new section has been added that makes it mandatory for a CA to issue a permit for an activity that has been granted permission through a Ministerial Zoning Order. The CA must set out actions or requirements that the holder of the permission must complete or satisfy in order to compensate for ecological impacts and any other impacts that may result from the development project (this agreement is subject to appeal).</li> </ul>