

Authority: Item 8, Committee of the Whole
Report: 01-036 (FCS01112)
CM: November 27, 2001

Bill No. 258

CITY OF HAMILTON

BY-LAW NO. 11-258

To Designate Council of the City of Hamilton as the Head and to Delegate the Head's Powers and Duties, both in accordance with the *Municipal Freedom of Information and Protection of Privacy Act*.

WHEREAS under subsection 3(3) of the *Municipal Freedom of Information and Protection of Privacy Act*, Council of the City of Hamilton is the head for the purposes of the Act if no person is designated under subsection 3(1);

AND WHEREAS under subsection 49(1) of the *Municipal Freedom of Information and Protection of Privacy Act*, the head may delegate a power or duty granted or vested in the head to officers of the City of Hamilton;

NOW THEREFORE, the Council of the City of Hamilton enacts as follows:

1. Council of the City of Hamilton is designated as the head for the purposes of the *Municipal Freedom of Information and Protection of Privacy Act*.
2. The City Clerk, or his/her designate(s) are delegated the powers and duties of the Council of the City of Hamilton as the head, provided that the City Clerk shall refer any request for access to a record to Council for consideration and decision when he or she is of the opinion that a decision to grant or refuse the request will have significant consequences for the interests of the City of Hamilton.

3. The following by-laws are repealed:

By-law No. 93-87 (Town of Ancaster);

By-law No. 3915-90 (Town of Dundas);

By-law No. 90-107-P (Town of Flamborough);

By-law No. 422-90 (Township of Glanbrook);


By-law No. 90-153 (City of Hamilton);

By-law No. R98-045 (Regional Municipality of Hamilton-Wentworth); and

By-law No. 3289-90 (City of Stoney Creek).

4. This By-law comes into force on the date of its passing.

PASSED this 12th day of October, 2011.



R. Bratina
Mayor



R. Caterini
City Clerk