

THE CORPORATION OF THE COUNTY OF MIDDLESEX

BY-LAW #7400

A BY-LAW to amend By-law #6670 to appoint Mark Brown as a By-law Enforcement Officer for the Corporation of the County of Middlesex (provincial offences officer pursuant to the *Provincial Offences Act*, R.S.O. 1990, c. P.33 ("*Provincial Offences Act*"), as amended);

WHEREAS:

- A. Subsection 8(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, (the "*Act*") provides that the powers of a municipality shall be interpreted broadly as to confer broad authority on a municipality to (a) enable it to govern its affairs as it considers appropriate, and (b) to enhance its ability to respond to municipal issues;
- B. Section 55 of the *Community Safety and Policing Act, 2019*, S.O. 2019, c. 1, Sched. 1, as amended provides that a municipality may appoint person(s) to enforce by-laws of the municipality and such Municipal By-law Enforcement Officers are peace officers for the purpose of enforcing municipal by-laws;
- C. By Orders dated July 30, 1984 and August 21, 1987, the Solicitor General has designated all employees of municipalities whose duties include the enforcement of municipal by-laws and persons appointed as Municipal By-law Enforcement Officers under the *Police Act*, R.S.O. 1990, C. P. 15 (now the *Community Safety and Policing Act, 2019*, S.O. 2019, c. 1, Sched. 1);
- D. Subsection 1(1) of the *Provincial Offences Act* designates a by-law enforcement officer of any municipality while in the discharge of his or her duties or an officer, employee or agent of any municipality whose responsibilities include the enforcement of a by-law, while in the discharge of his or her duties, is a provincial offences officer;
- E. The Council of the Corporation of the County of Middlesex has determined that it is desirable to make amendments to By-law # 6670, as amended, to add to and clarify portions of that by-law;

NOW THEREFORE the Council of The Corporation of the County of Middlesex enacts as follows:

1. That By-Law #6670 be amended by inserting the following immediately after section 7:
 - "8. Any person authorized to enforce By-law 5738 shall be deemed to be a Municipal By-law Enforcement Officer authorized to enforce any by-law that is passed by the Council of The Corporation of the County of Middlesex that revokes, repeals or replaces By-law 5738 unless the by-law that revokes, repeals or replaces By-law 5738 provides to the contrary."

PASSED IN COUNCIL this 14th day of April, 2026.

Sue Clarke, Warden

Marci Ivanic, County Clerk