

GOVERNMENT AMENDMENT

AMENDMENTS TO BILL 21

MODERNIZED MUNICIPAL GOVERNMENT ACT

A1C Agreed to November 30, 2016

The Bill is amended as follows:

C Section 13 is amended

(a) in the proposed section 75.1

(i) in subsection (1)(a) by adding “and includes a subsidiary, within the meaning of section 2(4) of the *Business Corporations Act*, of such a corporation” **after** “municipalities”;

(ii) by striking out subsections (2) and (3) and substituting the following:

(2) A municipality, by itself or with other municipalities, may establish and control, or obtain control of, a corporation only if the council of the municipality

(a) passes a resolution authorizing the municipality to control the corporation by itself or with other municipalities, as the case may be, and

(b) is satisfied that

(i) the controlled corporation will carry on business solely for one or more of the purposes described in section 3,

- (ii) the controlled corporation will provide a service or benefit to residents of the municipality or group of municipalities that controls it, and
 - (iii) the profits and dividends of the controlled corporation will provide a direct benefit to the residents of the municipality or group of municipalities that controls it.
- (3)** Before a council passes a resolution under subsection (2)(a), the council must
- (a) consider a business plan that addresses the matters referred to in subsection (4), and
 - (b) hold a public hearing in accordance with the regulations.
- (iii) in subsection (4) by striking out “subsection (3)(b)” and substituting “subsection (3)(a)”;**
- (b) in the proposed section 75.3 by adding “proposed” before “material” wherever it occurs;**
- (c) in the proposed section 75.4 by striking out subsection (4);**
- (d) in the proposed section 75.5(1)(c) by striking out “a due diligence study for the purposes of section 75.1(3)(a)(ii) or in”;**
- (e) in the proposed section 75.5(1)(d) by striking out “section 75.1(3)(c)” and substituting “section 75.1(3)(b)”.**