

**THE MUNICIPALITY OF CENTRAL MANITOULIN
BY-LAW NO. 2010-24**

Being a BY-LAW to authorize the appointment of a Manitoulin Municipal Association Compliance Audit Joint Committee.

WHEREAS section 81 of the Municipal Elections Act, 1996, as amended by Bill 212, now requires that every municipality appoint a Compliance Audit Committee prior to October, 2010;

AND WHEREAS the Councils of the Municipalities of Assiginack, Billings, Burpee/Mills, Central Manitoulin, Cockburn Island, Gordon/Barrie Island, North Eastern Manitoulin and the Islands, Tehkummah and the Town of Gore Bay have deemed it desirable to create a joint committee to satisfy this requirement.

NOW THEREFORE the Council of the MUNICIPALITY OF CENTRAL MANITOULIN hereby enacts as follows:

1. THAT the aforementioned Councils have agreed by resolution passed in open Council at their respective Council meetings that we should create a Compliance Audit Joint Committee to carry out the functions and powers set out in Section 81 of the Municipal Election Act, 1996 in accordance with the Terms of Reference in the form of Schedule "A" hereto attached.
2. THAT the Reeve and Clerk of the Municipality of Central Manitoulin are authorized to execute any and all documents necessary to give effect to the foregoing.
3. Schedule "A" attached hereto forms part of this by-law.

Read a first, second and third time and finally passed this ____ day of _____, 2010.

REEVE

CLERK

I, _____, Clerk of the Municipality of Central Manitoulin, hereby certify that the foregoing is a true copy of By-Law No. 2010-24 passed by the Council of the Municipality of Central Manitoulin on the ____ day of _____, 2010.

Clerk

MANDATE

The functions and powers of the committee are set out in Section 81 of the Municipal Elections Act, 1996. They are summarized as follows:

- To consider any compliance applications submitted by electors within thirty (30) days of their receipt and decide whether they should be granted or rejected;
- If an application is granted, to appoint an auditor to conduct the compliance audit of the subject candidate's election campaign finances;
- To review the auditor's report within ten (10) days of receipt and decide whether legal proceedings should be commenced;
- To determine, if the auditor's report indicates that there were no apparent contraventions and if there appears there were no reasonable grounds for the application, to recover the costs of the audit from the application.

The following persons are not eligible to serve on the committee:

- Members of Council
- Municipal Staff
- Candidates running for office in the 2010 Municipal Election

In addition, members selected for the compliance audit committee shall agree in writing that they will not work for or provide advice to any candidate in the 2010 Municipal Election. This committee will serve the Municipalities of Assiginack, Billings, Burpee Mills, Central Manitoulin, Cockburn Island, Gordon/Barrie Island, North Eastern Manitoulin and the Islands, Tehkummah and the Town of Gore Bay.

COMPOSITION

The committee shall consist of three members appointed by Council, with the Clerk acting as a resource to the committee.

The Committee shall consist of the following three individuals:

1. Sarah Bowerman
2. Dave Smith
3. Art Madore

TERM

The term of the committee is co-terminus with Council.

CHAIR

The committee shall select one of its members to act as Chair at the first meeting.

REMUNERATION

Committee members shall receive a per diem rate of \$100.00 which shall be paid by the municipality requiring the audit.