

A by-law to amend the Acting Head of
Council By-law 0222-2022

WHEREAS Section 242 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides for the appointment of a member of Council to act in the place of the head of Council, when the head of Council is absent, refuses to act or the office is vacant;

AND WHEREAS on November 15, 2022, the Council enacted and passed By-law 0222-2022, being a by-law to repeal By-law 0206-2018 and appoint an Acting Head of Council for the City of Mississauga (the "Acting Head of Council By-law");

AND WHEREAS on January 31, 2024, the Council for The Corporation of the City of Mississauga approved Governance Committee Recommendation GOV-0003-2024 to amend the Acting Head of Council By-law to address acting head of Council appointments during a municipal by-election or a provincial or federal election or by-election;

NOW THEREFORE the Council of The Corporation of the City of Mississauga, ENACTS as follows:

That the Acting Head of Council By-law 0222-2022 is hereby amended by adding the following new sections:

4. Members of Council shall sign and submit to the City Clerk a declaration that they do not intend to be a candidate in an upcoming municipal by-election or in a provincial or federal election or by-election prior to commencing their appointment as acting head of Council of the Corporation under section 2 of this By-law.
5. If a Member of Council is a candidate or has expressed their intention to be a candidate in a municipal by-election or a provincial or federal election or by-election, that Member of Council shall forfeit their appointment as acting head of Council of the Corporation under section 2 of this By-law, effective:
 - a) when a mayoral vacancy is declared until after the last day of voting in a municipal by-election; and
 - b) on the day the writ for an election is issued or a by-election is called until after the last day of voting in a provincial or federal election or by-election.
6. If a Member of Council forfeits their appointment as acting head of Council of the Corporation pursuant to section 5 of this By-law, the schedule will be adjusted such that the remaining Members of Council will continue to be appointed as acting head of Council for the period of time established and in the rotation set out in section 2 of this By-law.

ENACTED and **PASSED** this 31st day of January, 2024.

Approved by Legal Services City Solicitor City of Mississauga

Nupur Kotecha
Date: 2024/01/30
File: LA.25-24.20

_____ MAYOR

_____ CLERK