



MUNICIPALITY OF
West Elgin

The Corporation of the Municipality of West Elgin

By-Law No. 2026-20

Being a By-Law to Delegate Authority to the Chief Administrative Officer for Certain Acts during a “Lame Duck” Restricted Acts Period, After Nomination Day until the Commencement of the Council Term

Whereas Section 23.1 of the *Municipal Act, S.O. 2001, c. 25* states that Council is authorized to delegate certain powers and duties; and

Whereas Section 5 of the *Municipal Act, S.O. 2001, c. 25* provides that a municipalities power shall be exercised by by-law; and

Whereas Section 275 of the *Municipal Act, S.O. 2001, c. 25*, as amended, restricts the actions described in subsection (3) after the first day during the election period for a new Council; and

Whereas Section 275 (3) of the *Municipal Act, S.O. 2001, c. 25*, as amended, restricts Council from taking the following action:

- a) The appointment or removal from office of any officer of the municipality;
- b) The hiring or dismissal of any employee of the municipality;
- c) The disposition of any real or personal property of the municipality which has a value exceeding \$50,000.00 at the time of disposal; and
- d) Making any expenditure or incurring any other liability which exceeds \$50,000.00; and

Whereas Section 275 (6) of the *Municipal Act, S.O. 2001, c. 25* states that nothing in this section prevents any person or body exercising authority of a municipality that is delegated to the person or body prior to nomination day for the election of a new Council; and

Whereas Council deems it expedient to delegate authority Chief Administrative Officer to act, where necessary, on certain acts during the “Lame Duck” period;

Now therefore the Council of the Municipality of West Elgin enacts as follows:

1. That the Chief Administrative Officer is hereby delegated to act, where necessary, on certain restrictions listed in Section 275 (3) of the *Municipal Act, 2001* between Nomination Day and the commencement of the Council Term.

2. That the Chief Administrative Officer will report to Council on any actions taken under the restrictions listed in Section 275 (3) of the *Municipal Act*, 2001 between Nomination Day and the commencement of the Council Term.
3. This By-Law shall come into force and effect upon the final passage thereof.
4. That this By-Law is in effect for the 2026 Municipal Elections.
5. This By-law shall be cited as the “Lame Duck Delegation of Authority By-law”

Read a first, second, and third time and finally passed this 9th day of April 2026

Richard Leatham, Mayor

Terri Towstiuc, Clerk