Section	Historical Buildings By-law OLD	Historical Resources By-law NEW	Explanation
List of Historical Resources established 3; Transition from Conservation List 4	Buildings Conservation List, with Grades	List of Historical Resources, No Grades but character defining elements identified, all buildings transferred over upon enactment of by-law and all protections afforded therein continuous	Precise identification of the specific elements that need to be protected
Creation of Listings 5(1)	Listing was assigned a grade which denoted level of protection but was ambiguous	Listing must explicitly set out elements of the resource that are to be protected via a list of "character-defining element"	
5 (2)	No control over property beyond footprint of building	New structures potentially impacting a resource, to be located on the same property, must be approved via a Heritage Permit (including buildings, free-standing signs, etc.)	
Effect of decision by Designated Committee or Council 7(2)	No provisions for re-applying to list or de-list	Can only re-apply for Listing or de-listing after 5 years	
Nomination for resources to be added to List 8(1)	No nomination process	To be recognized in any manner, (Listed or Commemorated) a resource must first be Nominated. This may be owner-initiated (sec 10) or Director-initiated (sec 11.)	
8(2), 8(3)	No nomination process	The Nomination process occurs through the Director of PP&D; resource must be 40 years of age or more to be eligible, protocols for notifications, fees, appeals)	
8(4)	Inventory of Historical Buildings	All buildings on the Inventory on the date this by-law comes into effect are deemed to have been nominated	
Director-initiated nomination process 11(1)		Director may nominate City-owned buildings or others of his/her own accord, but not Single-family dwellings	
Protections for nominated resources 12(1)		Once nominated, a resource cannot be demolished and no alterations until HBRC has generated a list of CDE's	

Review of Nomination by HBRC 13(1)		HBRC has 36 months to review nominations	
13(2) 13(3)		The owner of a nominated resource is entitled to an expedited hearing, for fee, and subject to certain criteria. The HBRC has 90 days to conduct the expedited review.	
Owner's rights re. Review by HBRC 15(1)		HBRC will accept written submissions from owners of nominated resources which must be received within 7 days of their review	
Recommendations of HBRC 16(1)		HBRC can recommend a nominated resource be: Listed; Commemorated or not recognized in any way	
Protection for resources after recommendation by HBRC 17(1)		Once HBRC has made a recommendation on a nomination, certain protections are in place until a final decision has been made	
Consideration by the Designated Committee 18(1)		SPC has 90 days to consider the HBRC's recommendations, owner notified 14 days before SPC review	
Criteria for decision by Designated Committee 19(2)	No criteria for consideration of economic viability	SPC can consider economic vitality as per criteria provided	Reduces ambiguity in decisions
Consideration of nomination by Council 21(1)		Council only makes a decision if non-concurrence between HBRC, SPC and owner recommendations	
Application for removal from or modification of List 25		Delisting applications by owner subject to fee; Director may apply if resource deemed to have lost its heritage significance, HBRC has 90 days to consider. Procedures same as Listing. Not appealable.	
Consideration by Designated Committee 28(2)		SPC will only consider an alternate proposal for the site if redevelopment zoning approvals, permits, etc. in place.	
Emergency preservation powers of Director 32(1)		Director has emergency preservation powers to issue an Order prohibiting alterations before HBRC reviews a nomination/application if they believe irreparable alterations are imminent	

Heritage Permits 33(3)		Criteria provided for consideration of issuing/denying a Heritage Permit and must be consistent with Standards & Guidelines	
Reference to HBRC mandatory 34(1), 34(2)		Designated Employee will refer permit applications to the HBRC for consideration; rely on the advice of the HBRC; and/or apply established guidelines when considering a permit application.	
Notice of decision to owner 35(2)		Decision on a permit application must be made within 90 days	
Public notice of decision 36		When the DE's decision differs from that of the HBRC, the DE must publish a notice on the website. This is appealable by the owner, the public or a Councillor for a fee.	
Commemorative List 37	No means to recognize structures by commemoration only	"Commemorative List" created, is purely commemorative. Controlled by the Director of PP&D, and s/he may establish process(es) by which resources may be brought to his/her attention.	An option for owners who want to be recognized, but want no legal obligations or controls
Historical Buildings and Resources Committee 39(1)	Historical Buildings Committee	Historical Buildings and Resources Committee	
39(2)	3 Councillors, one of which is Chair + maximum 9 appointed citizen members from Manitoba Historical Society, Manitoba Ass'n of Architects, Province of Manitoba, Government of Canada	3 Councillors, one of which is Chair + maximum 10 appointed citizen members from Province of Manitoba, Government of Canada, Manitoba Ass'n of Architects, Manitoba Ass'n of Landscape Architects, Ass'n of Professional Engineers, 2 Citizens-at-large	Now includes additional technical expertise and citizens-at-large; all members have term limits; Councillors appointed at Council's annual Organizations meeting; Citizen appointment through the Commission & Boards Process
39(8)		Members must attend 60% of regular meetings in year or forfeit their membership	
Duties of HBRC 40(1)		Powers, duties and functions explicitly outlined, including open meetings, with in-camera seminars	
40(2)	Membership included select Advocacy groups	No advocacy members but may seek opinions from experts, including the MB. Historical Society and Heritage Winnipeg, etc.	More transparency and fairness in representation

Procedures of HBRC 41(1), 41(2), 41(3)		HBRC may establish rules concerning its procedures and the activities of its members, may establish Sub-committees, may expel members for breaking rules	