Agenda - Executive Policy Committee - June 16, 2004

REPORTS

Item No. 2 Proposal to Amend The City of Winnipeg Charter - Nomination of Member of Council to be elected to the House of Commons File GL-5.1

COUNCIL DECISION:

On April 21, 2004, Council ruled automatic referral of the following motion to the Executive Policy Committee:

Moved by Councillor De Smedt,
Seconded by Councillor Wyatt,

WHEREAS section 47(1)(b) of The City of Winnipeg Charter directs that a member of council forfeits the member's seat upon being nominated to be elected as a member of the Legislative Assembly;

AND WHEREAS section 47(2) of The Charter directs that a member of the Legislative Assembly who is nominated to be elected as a member of council forfeits the member's seat in the Assembly;

AND WHEREAS section 23(2) of The Charter directs that a member of the Senate or House of Commons is disqualified from being nominated for, elected or remaining as a member of Council;

AND WHEREAS The Charter is silent on members of council being nominated to be elected as a member of the House of Commons;

THEREFORE BE IT RESOLVED that the City of Winnipeg request that the Province of Manitoba immediately amend The Charter by adding the words "House of Commons" to Section 47(1)(b), thereby directing that a member of council forfeits the member's seat upon being nominated to be elected as a member of the House of Commons.

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DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On May 5, 2004, the Executive Policy Committee referred the April 21, 2004 Council Motion to the City Clerk for a report to clarify the rules/regulations regarding Members of Council who are nominated to be elected to the House of Commons and/or the Manitoba Legislative Assembly; said report to include the best practices of other Canadian cities; and recommendations (options) for possible legislative changes to The City of Winnipeg Charter and/or The Local Authorities Election Act.

COUNCIL DECISION:

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Seconded by Councillor Wyatt,

WHEREAS section 47(1)(b) of The City of Winnipeg Charter directs that a member of council forfeits the member's seat upon being nominated to be elected as a member of the Legislative Assembly;

AND WHEREAS section 47(2) of The Charter directs that a member of the Legislative Assembly who is nominated to be elected as a member of council forfeits the member's seat in the Assembly;

AND WHEREAS section 23(2) of The Charter directs that a member of the Senate or House of Commons is disqualified from being nominated for, elected or remaining as a member of Council;

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THEREFORE BE IT RESOLVED that the City of Winnipeg request that the Province of Manitoba immediately amend The Charter by adding the words "House of Commons" to Section 47(1)(b), thereby directing that a member of council forfeits the member's seat upon being nominated to be elected as a member of the House of Commons.