Agenda – Council – May 30, 2024

Report – Executive Policy Committee – May 22, 2024

Item No. 4 Request for Delegation of Authority to the Chief Administrative Officer to Approve an Annual Report to Government of Canada - Public Safety Canada

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On May 22, 2024, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the following to Council:

1. That authority be delegated to the Chief Administrative Officer to approve and submit all annual reports that the City is required to provide to Public Safety Canada pursuant to *The Fighting Against Forced Labour and Child Labour in Supply Chains Act* and any Ancillary Documents**,** in accordance with this report and in the manner deemed necessary by the Director of Legal Services and City Solicitor to protect the interests of the City.

2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

Report – Executive Policy Committee – May 22, 2024

DECISION MAKING HISTORY:

EXECUTIVE POLICY COMMITTEE RECOMMENDATION:

On May 22, 2024, the Executive Policy Committee concurred in the recommendation of the Winnipeg Public Service and submitted the matter to Council.

ADMINISTRATIVE REPORT

Title: Request for Delegation of Authority to the Chief Administrative Officer to Approve an Annual Report to Government of Canada - Public Safety Canada

Critical Path: Executive Policy Committee - Council

AUTHORIZATION

Author	Department Head	CFO	CAO
B. D'Avignon	C. Kloepfer	C. Kloepfer	M. Jack

EXECUTIVE SUMMARY

The *Fighting Against Forced Labour and Child Labour in Supply Chains Act (Act)*, imposes an obligation on certain government institutions and private-sector entities to report on the measures taken to prevent and reduce the risk that forced labour or child labour is used by them or in their supply chains. The Act provides for an inspection regime applicable to entities and gives the Minister of Public Safety the power to require an entity to provide certain information.

The purpose of this Act is to implement Canada's international commitment to contribute to the fight against forced labour and child labour through the imposition of reporting obligations on:

(a) government institutions producing, purchasing, or distributing goods in Canada or elsewhere; and
(b) entities producing goods in Canada or elsewhere or in importing goods produced outside Canada.

As the City of Winnipeg (City) is considered an entity under the Act and it imports goods from outside of Canada under its own name, it is required to report under the Act. The City is reporting for the calendar January 1, 2023, to December 31, 2023.

After conducting a review of which entities the reporting applies to, and consulting with the Legal Services Department, it has been confirmed that the City must provide a report annually by May 31. The authority to approve this compliance requirement is not currently covered by any other delegated authorities. Therefore, this report is requesting Council delegate its authority to approve and submit this annual report to the Chief Administrative Officer (CAO).

RECOMMENDATIONS

1. That authority be delegated to the Chief Administrative Officer to approve and submit all annual reports that the City is required to provide to Public Safety Canada pursuant to *The Fighting Against Forced Labour and Child Labour in Supply Chains Act* and any Ancillary Documents**,** in accordance with this report and in the manner deemed

necessary by the City Solicitor / Director of Legal Services to protect the interests of the City.

2. That the Proper Officers of the City be authorized to do all things necessary to implement the intent of the foregoing.

REASON FOR THE REPORT

As Council is the governing body of the City of Winnipeg, Council approval is required to delegate approval authority to the Chief Administrative Officer for the annual reporting to Government of Canada, Public Safety Canada required pursuant to *The Fighting Against Forced Labour and Child Labour in Supply Chains Act*.

Public Safety Canada's website pertaining to the reporting directs that "Once a report is complete, the report must receive approval from the appropriate governing body or bodies who have the legal authority to bind the entity or entities." The website also indicates that a report must meet all of the listed requirements in order to fully comply with the Act.

IMPLICATIONS OF THE RECOMMENDATIONS

There are no implications arising from this recommendation.

As the exercise of mapping supply chains will take a considerable amount of resources going forward, the Public Service will report back through the budget process on the necessary resources and means of collecting the required information for this annual report.

HISTORY/DISCUSSION

The Fighting Against Forced Labour and Child Labour in Supply Chains Act (Act), imposes an obligation on certain government institutions and private-sector entities to report on the measures taken to prevent and reduce the risk that forced labour or child labour is used by them or in their supply chains. The Act provides for an inspection regime applicable to entities and gives the Minister of Public Safety the power to require an entity to provide certain information.

After conducting a review of which government bodies the reporting applies to and consulting with the Legal Services Department, it has been determined that the City must provide a report annually by May 31. The City is currently reporting for the financial year of January 1, 2023, to December 31, 2023.

As an entity, the requirements to be submitted under the Act are:

a. Its structure, activities and supply chains.
b. Its policies and its due diligence processes in relation to forced labour and child labour.
c. The parts of its business and supply chains that carry a risk of forced labour or child labour being used and the steps it has taken to assess and manage that risk.
d. Any measures taken to remediate any forced labour or child labour.

e. Any measures taken to remediate the loss of income to the most vulnerable families that results from any measure taken to eliminate the use of forced labour or child labour in its activities and supply chains.
f. The training provided to employees on forced labour and child labour.
g. How the entity assesses its effectiveness in ensuring that forced labour and child labour are not being used in its business and supply chains.

Once this report is approved, it will be posted publicly on the Sustainable Procurement website at Sustainable procurement | City of Winnipeg.

FINANCIAL IMPACT

Financial Impact Statement

Date: April 26, 2024

Project Name:

Request for Delegation of Authority to the Chief Administrative Officer to Approve an Annual Report to Government of Canada - Public Safety Canada

Comments:
There are no financial implications associated with the recommendations in this report.

Randy Bernard
Randy Bernard, CPA, CMA
Manager of Finance & Administration (Campus)
Corporate Finance Department

CONSULTATION

This Report has been prepared in consultation with:

- Legal Services with respect to legal matters.

OURWINNIPEG POLICY ALIGNMENT

Consideration was given as to whether this report connects directly to OurWinnipeg Policy, and it was determined that the OurWinnipeg Policy is not directly applicable to this specific report.

WINNIPEG CLIMATE ACTION PLAN ALIGNMENT

Consideration was given as to whether this report connects to the Winnipeg Climate Action Plan (CAP), and it was determined that the CAP is not applicable to this specific report.

WINNIPEG POVERTY REDUCTION STRATEGY ALIGNMENT

Consideration was given as to whether this report connects to the Winnipeg Poverty Reduction Strategy (PRS) and its Goals and Objectives, and it was determined that the PRS is not applicable to this specific report.

SUBMITTED BY

Department: Corporate Finance
Division: Purchasing
Prepared by: Corinne Evason
File No.
Date: April 26, 2024