

# *THE CITY OF VAUGHAN*

# *BY-LAW*

## **BY-LAW NUMBER 109-2021**

**A By-law to amend the Lobbyist Registry By-law 165-2017.**

**WHEREAS** sections 223.9 and 223.11 of the *Municipal Act, 2001* authorize the City of Vaughan to establish and maintain a Lobbyist Registry and to appoint a Lobbyist Registrar who is responsible for performing in an independent manner the functions assigned by the City of Vaughan with respect to the Lobbyist Registry;

**AND WHEREAS** sections 8, 9 and 11 of the *Municipal Act, 2001* authorize the City of Vaughan to pass by-laws necessary or desirable for municipal purposes, and in particular paragraph 2 of subsection 11(2) authorizes by-laws respecting the accountability and transparency of the municipality and its operations;

**AND WHEREAS** the Council of The Corporation of the City of Vaughan enacted the Lobbyist Registry By-law 165-2017 to provide transparency about persons who lobby the City of Vaughan's public office holders;

**AND WHEREAS** the Council of The Corporation of the City of Vaughan considers it appropriate to amend By-law 165-2017 to include provisions for Not-For-Profit organizations;

**NOW THEREFORE** the Council of The Corporation of the City of Vaughan ENACTS AS FOLLOWS:

1) **THAT** section 1 of By-law 165-2017, as amended, be hereby further amended by adding the following definition of “not-for-profit” as subsection i) and consecutively re-lettering all subsequent subsections:

“i) “not-for-profit” – means a group of organization organized and operated exclusively for social welfare, civic improvement, or for any other purpose except profit, no part of the income of which was payable to, or is otherwise available for the personal benefit of, any proprietor, member or shareholder thereof.”

2) **THAT** section 4 of By-law 165-2017, as amended, be further amended by deleting subsection a) xii) and inserting the following as subsections 4 a) xii) and 4 a) xiii):

“xii) communication is by a voluntary unpaid lobbyist on behalf of a not-for-profit group or organization. However, in order for the not-for-profit exemption to apply, the following conditions must be met:

(1) The group or organization must be a not-for-profit group or organization;

(2) The lobbying activities undertaken by the not-for-profit must be ancillary or incidental to the purpose or operation of the not-for-profit;

(3) Any lobbying activities on behalf of the not-for-profit must be performed by a voluntary unpaid lobbyist.”

“xiii) If any of the conditions set out in subsection 4) a) xii) (1), (2) or (3) are not met, the exemption contained in subsection 4) a) xii) for a communication by a voluntary unpaid lobbyist on behalf of a not-for-profit, does not apply.”

3) **THAT** section 8 of By-law 165-2017, as amended, be hereby further amended by adding the following as subsection b) and consecutively re-lettering all subsequent subsections:

“b) Upon receiving information that an individual has communicated with a public office holder, the Lobbyist Registrar may ascertain whether the individual is a lobbyist pursuant to section 1(e) of the Lobbyist Registry By-law and may contact the individual to advise of the mandatory requirement to register in the Lobbyist Registry. Where the Lobbyist Registrar confirms that the individual has not registered as a lobbyist, the Lobbyist Registrar may pursue an investigation in accordance with section 223.12 (1) of the *Municipal Act, 2001*.”

Enacted by City of Vaughan Council this 27<sup>th</sup> day of September, 2021.

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Hon. Maurizio Bevilacqua, Mayor

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Todd Coles, City Clerk

Authorized by Item No. 8 of Report No. 14  
of the Committee of the Whole  
Adopted by Vaughan City Council on  
May 1, 2019.