



THE CORPORATION OF THE CITY OF BRAMPTON

# BY-LAW

**Number** 212-2001

Regarding insurance matters relating to  
Section 207 Paragraph 50 of the *Municipal Act*

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**WHEREAS** the Corporation of the City of Brampton intends to complete the sale of shares of Brampton Hydro Corporation to Hydro One Inc.;

**AND WHEREAS** the Council of the Corporation of the City of Brampton wishes to protect the former Directors of Brampton Hydro Corporation, Brampton Hydro Networks Inc. and Brampton Hydro Services Inc. and the Commissioners of the former Brampton Hydro-Electric Commission from personal liability following the closing of the sale of shares of Brampton Hydro Corporation;

**AND WHEREAS** section 207 paragraph 50 of the *Municipal Act* provides that Council may pass a by-law to authorize the provision of insurance to its employees;

**AND WHEREAS** section 207 subparagraph 50(a)(ii) provides that Council may pass a by-law to designate persons that provide services on behalf of the municipality without remuneration exclusive of reimbursement of expenses or honoraria as employees for the purposes of section 207 paragraph 50;

**AND WHEREAS** Council wishes to indemnify the Commissioners of the Brampton Hydro-Electric Commission in the event that any indemnification previously given by the Brampton Hydro-Electric Commission or any policy of insurance is insufficient to protect them from personal liability;


**AND WHEREAS** section 207 paragraph 50 also provides that Council pass a by-law to enable the municipality to be or act as an insurer despite the *Insurance Act*;

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

1. Council confirms that the City shall contract for insurance for its employees and all acts in this respect are hereby authorized and ratified.
2. The Directors of Brampton Hydro Corporation, Brampton Hydro Networks Inc. and Brampton Hydro Services Inc. who served as Directors while the City owned all of the issued and outstanding shares of Brampton Hydro Corporation and the Commissioners of the former Brampton Hydro-Electric Commission are designated as employees for the purposes of section 207 paragraph 50 of the *Municipal Act* only.
3. The Commissioners of the former Brampton Hydro-Electric Commission are hereby indemnified by the City for acts or omissions in the course of carrying out their duties as Commissioners. This indemnity shall only be effective and relied upon in the event that any indemnification previously given by the Brampton Hydro-Electric Commission or any policy of insurance is insufficient to protect them from personal liability.

**READ a FIRST, SECOND and THIRD TIME and PASSED** in Open Council  
this 25<sup>th</sup> day of July, 2001.

Approved  
as to Form  
and Content  
07/24/2001  
ML

  
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SUSAN FENNELL                      MAYOR

  
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LEONARD J. MIKULICH              CLERK

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