

The Corporation of the City of Guelph

By-law Number (2025) – XXXXX

A By-law to amend By-law Number (2025) – 21056, as amended by By-law Number (2025) – 21061 and By-law (2025) – 21078, being a by-law to establish the positions of screening and hearing officers for the purposes of administration of an administrative penalty system within the City of Guelph.

Whereas the Council of The Corporation of the City of Guelph passed By-law Number (2025) – 21055, as amended, being a by-law to establish an administrative penalty system within the City of Guelph;

And whereas sections 23.1, 23.2, 23.3 and 23.5 of the *Municipal Act, 2001*, S.O. 2001, c. 25, authorize The Corporation of the City of Guelph to delegate its administrative, quasi-judicial, and hearing powers, subject to certain conditions and restrictions;

The Council of The Corporation of the City of Guelph hereby enacts as follows:

1. By-law number (2025) – 20156, as amended, be and is hereby amended as follows:

(1) To add, after the second recital, the following new recitals:

And whereas Section 21.1 of the *Highway Traffic Act*, R.S.O. 1990, c.H.8, as amended authorizes a municipality to establish an administrative penalty system to promote compliance with the Highway Traffic Act and its regulations;

And whereas O. Reg. 355/22 enacted under the *Highway Traffic Act* authorizes the use of administrative penalties for vehicle-based contraventions detected using camera systems;

- (2) Section 2.1 is amended to delete the definition of “Administrative Penalty” in its entirety and replace it with the following:

“**Administrative Penalty**” means an administrative penalty imposed for a contravention of a Designated By-law or Designated HTA Provision, as set out in the Administrative Penalty By-law;

- (3) Section 2.1 is amended to delete the definition of “Administrative Penalty” in its entirety and replace it with the following:

“**Administrative Penalty By-law**” means the City’s Administrative Penalty By-law as amended (or its successor), being a by-law to establish a system of administrative penalties respecting the stopping, standing or parking of vehicles in the City of Guelph; and the City’s Administrative Penalty By-law for Contraventions Detected using Camera Systems, as amended (or its successor), being a by-law to establish a system of administrative penalties for vehicle-based contraventions captured by camera systems in the City of Guelph;

- (4) Section 2.1 is amended to delete the definition of “Regulation” in its entirety and to add the following new definitions in alphabetical order within the section:

“**Designated HTA Section**” means a section or portions of sections of the *Highway Traffic Act*, R.S.O. 1990, c.H.8, as amended, as designated under the Administrative Penalty By-law;

“**O. Reg. 333/07**” means O. Reg. 333/07, made under the *Municipal Act, 2001*, as amended from time to time, or any successor thereof;

“**O. Reg. 355/22**” means O. Reg. 355/22, made under the *Highway*

Traffic Act, as amended from time to time, or any successor thereof;

(5) Section 3.2 is deleted in its entirety and replaced with the following:

The Screening Officer shall have all the powers of a Screening Officer as set out in the Administrative Penalty By-law, and with respect to a Designated By-law, as set out in O. Reg. 333/07 and, with respect to a Designated HTA Provision, as set out in O. Reg. 355/22.

(6) Section 4.2 is deleted in its entirety and replaced with the following:

The Hearing Officer shall have all the powers of a Hearing Officer as set out in the Administrative Penalty By-law, and with respect to a Designated By-law, as set out in O. Reg. 333/07 and, with respect to a Designated HTA Provision, as set out in O. Reg. 355/22.

2. This by-law shall come into force and effect on the **X** day of **XXX**, 202**X**.

Passed this **X** day of **XXXX**, 2025.

Cam Guthrie, Mayor

Stephen O'Brien, City Clerk