

Pilon, Janet

Subject: What are words in legislation?

From: Gabriel Nicholson

Sent: April 2, 2024 10:04 PM

To: clerk@hamilton.ca

Subject: What are words in legislation?

Hi, um, hello clerks.

I see the Mayor has created a fiasco with her issuance of MDE-2024-03

You need to immediately notify all staff that they do not have the legal authorization to proceed with anything from the now vetoed March 27th Council Meeting.

There is no language in the Municipal Act that allows a Mayor to veto part of a bylaw.

The language is simple: if the Mayor disagrees with the bylaw or even part of a bylaw, she is entitled to veto the bylaw.

The whole bylaw.

In this case, she has vetoed the 24-044 bylaw, effectively nullifying the day's meeting.

There are no mulligans prescribed in the Municipal Act. There are no takebacks.

There is a legal mechanism that now must be followed

Once the proper procedure has been adhered to, then you can reschedule the Mar 27th Agenda to be redone as de novo ("anew," "from the beginning," or "afresh.")

It's a crazy time we live in.

regards
gabriel nicholson

PS.

Veto powers

(5) Subject to subsection (6), if the head of council is of the opinion that all or *part of the by-law* could potentially interfere with a prescribed provincial priority, the head of council may **veto the by-law** by providing to the clerk, on the day of the veto, a written veto document that includes the veto and the reasons for the veto. 2022, c. 18, Sched. 2, s. 1; 2022, c. 24, Sched. 3, s. 7.