



The Corporation of the Town of Hartland

By-Law No. A-17 (B)

Being a By-Law to adopt a Code of Conduct Policy for Council, Committees of Council, and Local Boards to Promote Accountability and Transparency in Municipal Governance.

WHEREAS, Paragraph 191 (1)(g) of the Local Governance Act for the Province of New Brunswick, as amended, provides a Municipality with the capacity, rights, powers, and privileges of a natural person for the purposes of exercising authority under this or any other Act;

And WHEREAS, it is to be cited as a *Code of Conduct Regulation* as per the *Local Governance Act*

And WHEREAS, paragraph 10 (2) (b) of the *Local Governance Act*, a by-law made by a local government to establish a code of conduct for members of council shall include the following:

- a) The values to which members of council are expected to adhere;
- b) The behaviour by the members of council toward other members of council, officers, employees and residents of the local government, including provisions respecting bullying, discrimination and harassment by members of council;
- c) The use of local government property, resources, and services by members of council; and
- d) The use of communication tools and social media by members of council.

N.B. This regulation is consolidated to July 11, 2018.

And WHEREAS the Council for the Town of Hartland, in New Brunswick, deems it necessary to adopt a Code of Conduct Policy reflecting the required ethical and legal requirements for all members of the Council of the Municipality and of Committees serving Council, and of Local Boards of the Municipality for all deliveries and services;

Code of Conduct for Members of Council for the Corporation of the Town of Hartland

Now THEREFORE the Council of the Corporation of the Town of Hartland **HEREBY ENACTS AS FOLLOWS:**

1. That a Code of Conduct for Council and Committees, and Local Boards be adopted in substantially the same form as the attached hereto as Schedule "A" and forming a part of this By-Law.
2. THAT the Council of the Corporation of the Town of Hartland does hereby confirm that the policies set out in Part _____ of the Code of Conduct for Council, Committees, and Local Boards shall constitute the policy as required by Paragraph 191 (1) (g) of the *Local Governance Act, (2017)*.
3. THAT in the event that section or section(s) of this By-Law thereof are found by a Court of competent jurisdiction to be invalid or ultra vires, such section, section(s) or parts thereof shall be deemed to be severable, with all other sections or parts of this By-Law remaining in the full force and effect.
4. THAT this By-Law shall come into force and take effect on the final passing of Council.

Now THEREFORE the following shall be determined the Code for Decorum at Meetings and Workplaces for the Town of Hartland, in connection with the following document "Code of Conduct" in full:

1. Persons shall refrain from behaviour which, in the opinion of the Town of Hartland Council or Employee, will be disruptive. This will include activity in a manner that disturbs, disrupts, or impedes the orderly conduct;
2. Persons in attendance shall refrain from creating, provoking or participating in any type of disturbance involving physical contact of any kind;
3. No one may speak out of the gallery (audience area) without first being recognized by the Chair of the meeting and when recognized, will not use disrespectful language, gestures or offensive words;
4. Turn cell phones to silent/vibrate and leave the meeting in order to take a call, to send messages or conduct a conversation in any form via the device.
5. Photos and/or recordings are permitted provided that the recording does not infringe on the rights of others, interfere with the making of presentations and deliberation of Council;
6. Speakers addressing the meeting must discuss topics related to the business on the agenda; and
7. Persons in the audience and speakers may not enter the formal Council and Staff area at any time, while in session or not, without prior consent from the Chair of the meeting.

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Failure to comply with these guidelines shall be determined a disruption, disturbance, or impedance to the orderly conduct of the meeting, event, or worksite may result in removal, a trespass order and other legal action as the Town of Hartland deems appropriate.

By attending civic meetings and affairs, the attendee is deemed to be in agreement with the guidelines as outlined above, and in the following policy. The Town of Hartland values the opportunity to ensure that all parties can be present at Civic affairs without harassment, interruption, fear or intimidation. Cooperation with this policy in full is appreciated.

Read a FIRST, and SECOND, time this _____ day of May, 2021.

Read a THIRD, and FINAL, time this _____ day of June, 2021.

Mayor, Tracey DeMerchant

[Town Seal]

Chief Administrative Officer, David Hutten