

Section I – Items for Board of Directors Action

TO: Chair and Members of the Board of Directors
Friday, May 20, 2022 Meeting

FROM: Laurie Nelson, Director, Policy Planning

RE: **APPOINTMENT OF OFFICER AND DESIGNATION AS PROVINCIAL OFFENCES OFFICER**
Pursuant to Section 28 and 29 of the *Conservation Authorities Act*

KEY ISSUE

Recommended appointment of an officer under Section 28(1)(d) of the *Conservation Authorities Act*, and a Provincial Offences Officers be approved for the purposes of:

- i) Enforcing Regulations of the Toronto and Region Conservation Authority pursuant to Section 28 and 29 of the *Conservation Authorities Act*, R.S.O 1990, c. C.27
- ii) Enforcing the *Trespass to Property Act*, R.S.O. 1990, c. T.21

RECOMMENDATION:

THAT Brad Suckling be appointed as an Officer and Provincial Offences Officer for the purposes of compliance and enforcement of Section 28 and 29 of the *Conservation Authorities Act*, R.R.O. 1990, and the *Trespass to Property Act*, by the Board of Directors of the Toronto and Region Conservation Authority (TRCA), pursuant to Section 28(1)(d) of the *Conservation Authorities Act*.

BACKGROUND

The *Conservation Authorities Act* provides for a conservation authority to appoint officers to enforce its regulations. Furthermore, the Minister of Natural Resources and Forestry, (now Ministry of Northern Development, Mines, Natural Resources and Forestry), has implemented, under the authority of Subsection 1(3) of the *Provincial Offences Act*, a class designation process for all conservation authorities whereby any conservation authority officer appointed under Section 28 (1)(d) of the *Conservation Authorities Act* shall be designated by the Minister simultaneously as a Provincial Offences Officer. Once appointed, officers have the authority to enforce offences and Regulations under the *Conservation Authorities Act*, in addition to the *Trespass to Property Act* when carrying out their duties within the jurisdiction of the conservation authority.

The prerequisite to the Minister's Provincial Offences Officer appointment is that all candidate officers:

- i) Be adequately trained in the legislation to be enforced, including the *Provincial Offences Act*;
- ii) Have proof of a clean criminal record check; and
- iii) Be appointed as an officer to enforce conservation authority legislation at an official board meeting.

Pursuant to the approval of the above noted appointment, the Minister's requirements have been addressed.

Item 7.2

RATIONALE

Resulting from the recent competition and recruitment of the Senior Enforcement Officer position in late March 2022, an existing Enforcement Officer was the selected candidate for that position. This resulted in a vacancy within the Enforcement and Compliance Business Unit, and following a successful recruitment process in April 2022, Brad Suckling was selected as the successful candidate for the position of Enforcement Officer to join this team. Brad has extensive enforcement and compliance experience, being employed as a full time By-law Enforcement Officer with one of our member municipalities for the past 18 years. This appointment will enable Brad to assist with the regulatory requirements and compliance objectives of TRCA under Section 28 and Section 29 of the *Conservation Authorities Act*.

Relationship to Building the Living City, the TRCA 2013-2022 Strategic Plan

This report supports the following strategies set forth in the TRCA 2013-2022 Strategic Plan:

Strategy 2 – Manage our regional water resources for current and future generations

Strategy 4 – Create complete communities that integrate nature and the built environment

Strategy 7 – Build partnerships and new business models

FINANCIAL DETAILS

This position will fill an existing vacancy within the Enforcement and Compliance business unit. There are no additional expenses to the Enforcement and Compliance within TRCA's 2022 Operating Budget for this position.

DETAILS OF WORK TO BE DONE

Brad has been enrolled in TRCA's Confrontation Management course occurring in mid-May and will be commencing the first part of his training in the Fall to become Certified Inspector of Sediment and Erosion Control (Can-CISEC), which will require in-field training relevant to this position.

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Attachments: 1

Attachment 1: Background Information