

## Administration

Office of the Regional Clerk

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April 29, 2019

**CL 9-2019, April 25, 2019**

**CSC 4-2019, April 17, 2019**

**CSD 29-2019, April 17, 2019**

## **LOCAL AREA MUNICIPALITIES**

### **SENT ELECTRONICALLY**

Bill 142 – Construction Lien Amendment Act, 2017

CSD 29-2019

Regional Council, at its meeting held on April 25, 2019, passed the following recommendation of its Corporate Services Committee:

1. That Regional Council **ENDORSE** the recommendations made by the Association of Municipalities Ontario (AMO) to the Ministry of the Attorney General to consider the following additional changes to the recently amended *Construction Act*:
  - Owners should be provided more than 14 days to publish a notice of non-payment to ensure that due diligence is completed before payment of a proper invoice is required (e.g. 21 business days);
  - The time period between December 24th to January 2nd of each calendar year should be excluded from the calculation of time with respect to Prompt Payment and Adjudication;
  - The date for implementing the Prompt Payment and Adjudication regimes should be postponed from October 1, 2019 to one year following the establishment of the Authorized Nominating Authority (ANA); and
  - That the Ministry create and communicate practice guides, interpretation bulletins, and webinars in alignment with Recommendations 97 & 98 of the Expert Panel's Report to educate owners, contractors, and subcontractors of the new regimes;
2. That the Regional Chair **BE DIRECTED** to send a letter to the Ministry of the Attorney General to consider the recommendations made by AMO respecting the changes to the *Construction Act*; and

3. That Report CSD 29-2019 **BE CIRCULATED** to the local area municipalities.

A copy of CSD 29-2019 is enclosed for your reference.

Yours truly,



Ann-Marie Norio

Regional Clerk

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CLK-C 2019-099

cc:	K. Simpson	Project Manager, Enterprise Resource Management Services
	M Montague	Executive Assistant, Enterprise Resource Management Services
	T. Harrison	Commissioner/Treasurer, Enterprise Resource Management Services