

CORPORATION OF THE MUNICIPALITY OF TWEED

BY-LAW NO. 2017-08

Being a By-Law to adopt a Code of Conduct for Building Officials for the Municipality of Tweed.

WHEREAS the Municipal Act, 2001 provides the general authority for Councils to adopt policies;

AND WHEREAS clause 7.1 (1) of the Building Code Act, 1992, as amended further requires municipalities to establish and enforce a code of conduct for their Chief Building Officials and Inspectors;

NOW THEREFORE the Council of the Corporation of the Municipality of Tweed enacts as follows:

1. That the Code of Conduct for Building Officials attached hereto as Schedule "A" to this By-Law is hereby adopted as the Building Officials Code of Conduct for the Municipality of Tweed.
2. That this By-Law shall come into force and take effect immediately upon the passing thereof by the Council of the Corporation of the Municipality of Tweed.

Read a first and second time this 21st day of February, 2017.

Read a third and final time, passed, signed and sealed in open Council this 21st day of February, 2017.


MAYOR


CLERK

SCHEDULE "A"

The Corporation of **THE MUNICIPALITY OF TWEED**

CODE OF CONDUCT FOR BUILDING OFFICIALS

Preamble

The Code of Conduct applies to the Chief Building Official and inspectors appointed under the Building Code Act in the exercise of a power or the performance of a duty under the Building Code Act or the Building Code. The purpose of this Code is to promote appropriate standards of behaviour and enforcement actions to ensure building officials apply standards of honesty and integrity, and to prevent practices constituting an abuse of power including unethical or illegal practices.

Standards of Conduct

Building Officials undertake to:

1. Always act in the public interest, particularly with regard to the safety of building works and structures.
2. Not to act where there may be or where there may reasonably appear to be a conflict between their duties to their employer, their profession, their peers and the public at large and their personal interests.
3. Apply all relevant building by-laws, codes and standards appropriately and without favour.
4. Perform their inspections and plan examination duties impartially and in accordance with the highest professional standards.
5. At all times abide by the highest moral and ethical standards and avoiding any conduct, which could bring or tend to bring Building Officials into disrepute.
6. Comply with the provisions of the Building Code Act, the Ontario Building Code and other Acts or Laws which regulate or govern Building Officials or their functions.
7. Not to act beyond their personal level of competence or outside their area of expertise.
8. Maintain current accreditation to act as an Ontario Building Official.
9. Maintain their knowledge and understanding of the best current building practices, the building laws and Codes relevant to their inspection and plan examination function.
10. Extend professional courtesy to all.

Breaches of the Code of Conduct

The Ontario Building Code Act provides that the performance of Building Officials will be measured against this Code of Conduct. The Municipal of Tweed will review any allegations brought forward that the Code of Conduct has been breached.

Guidelines for Responding to Allegations of Breaches of the Code

The Building Code Act prescribes that the conduct of the CBO and the Inspector will be measured against this code. Any allegations of a breach of conduct will be kept confidential.

The CBO will review any allegations of a breach in the Code of Conduct by the inspector. If justified, the CBO will conduct an investigation and recommend disciplinary action, if any, to be taken against the inspector who fails to comply with this code.

Where allegations are made against the CBO, the Chief Administrative Officer shall review and if justified, investigate any allegations and recommend to Council appropriate action.

Disciplinary action arising from violations of this Code of Conduct is the responsibility of the Municipal of Tweed and will be based on the severity and frequency of the violation in accordance with relevant employment standards.