

Chapter 9

AN ACT TO AMEND THE CITIES, TOWNS AND VILLAGES ACT AND THE HAMLETS ACT (Assented to May 31, 2024)

The Commissioner, by and with the advice and consent of the Legislative Assembly, enacts as follows:

PART I

CITIES, TOWNS AND VILLAGES ACT

1. This Part amends the *Cities, Towns and Villages Act*.

2. The following is added after subsection 11(2):

Status of appointees

(3) A council member who is appointed under paragraph 224.10(1)(a) or subsection 224.10(3) of the *Nunavut Elections Act* is deemed to be duly elected.

3. The following is added after section 11:

Quorum for appointing councillors if council membership is below quorum

11.1. If the number of council members in office on a council is below the number that would be required to constitute a quorum under subsection 34(2) of the *Legislation Act*, a quorum of the council for the purposes of making appointments under subsection 224.10(3) of the *Nunavut Elections Act* is constituted by a majority of council members in office.

4. Section 20 is repealed.

5. Paragraph 29(b) is amended as follows:

(b) the procedure of the council, except quorum;

PART II

HAMLETS ACT

6. This Part amends the *Hamlets Act*.

7. The following is added after subsection 10(2):

Status of appointees

(3) A council member who is appointed under paragraph 224.10(1)(a) or subsection 224.10(3) of the *Nunavut Elections Act* is deemed to be duly elected.

8. The following is added after section 10:

Quorum for appointing councillors if council membership is below quorum

10.1. If the number of council members in office on a council is below the number that would be required to constitute a quorum under subsection 34(2) of the *Legislation Act*, a quorum of the council for the purposes of making appointments under subsection 224.10(3) of the *Nunavut Elections Act* is constituted by a majority of council members in office.

9. Section 20 is repealed.

10. Paragraph 29(b) is amended as follows:

- (b) the procedure of the council, except quorum;

PART III

APPOINTMENTS PREVIOUSLY MADE

11. An appointment made or purported to have been made under paragraph 224.10(1)(a) or subsection 224.10(3) of the *Nunavut Elections Act* on or after April 1, 2019 and before the coming into force of this Act is deemed to have been made with a quorum if

- (a) the appointment was made or purported to have been made at a meeting of council attended by a majority of council members in office; and
- (b) the number of council members in office at the time of the appointment or purported appointment was less than a majority of the composition of the council as provided under,
- (i) in the case of a hamlet, section 12 of the *Hamlets Act*; or
- (ii) in the case of a city, town or village, section 12 or 13 of the *Cities, Towns and Villages Act*.