

**PROVINCE OF BRITISH COLUMBIA**  
**ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL**

Order in Council No. 226 , Approved and Ordered April 14, 2016

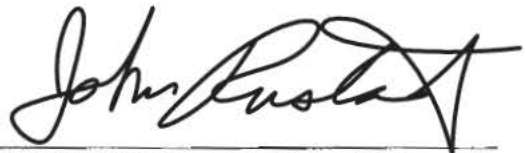
  
Lieutenant Governor

**Executive Council Chambers, Victoria**

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that the attached Conflict of Interest Exceptions Regulation is made.



Minister of Community, Sport and Cultural  
Development and Minister Responsible for  
TransLink



Presiding Member of the Executive Council

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*(This part is for administrative purposes only and is not part of the Order.)*

**Authority under which Order is made:**

Act and section: *Community Charter*, S.B.C. 2003, c. 26, s. 104 (1) (e); *Greater Vancouver Sewerage and Drainage Act*, S.B.C. 1956, c. 59, s. 8 (5); *Greater Vancouver Water District Act*, S.B.C. 1924, c. 22, s. 10 (5); *Islands Trust Act*, R.S.B.C. 1996, c. 239, s. 6 (7)

Other: \_\_\_\_\_

March 22, 2016

R/1090/2015/33

## CONFLICT OF INTEREST EXCEPTIONS REGULATION

### Definitions

1 In this regulation:

“**Act**” means the *Community Charter*;

“**council representative**” means a member of a municipal council appointed by that council to the board of an entity;

“**entity**” means any of the following:

- (a) a society or extraprovincial society;
- (b) a corporation, other than a society or extraprovincial society, incorporated by a public authority, that provides a service to the following:
  - (i) a municipality of which a council member is appointed to the board of the corporation;
  - (ii) a regional district of which a regional district director is appointed to the board of the corporation;
  - (iii) a greater board of which a board member is appointed to the board of the corporation;
  - (iv) the Islands Trust of which an Islands Trust trustee is appointed to the board of the corporation;

“**extraprovincial society**” has the same meaning as in the *Society Act*;

“**governing body**” means any of the following:

- (a) the council of a municipality;
- (b) the board of a regional district;
- (c) the board of a greater board;
- (d) the trust council;

“**greater board representative**” means a member of a board of a greater board appointed by that board to the board of an entity;

“**Islands Trust representative**” means an Islands Trust trustee appointed by the trust council to the board of an entity;

“**Islands Trust trustee**” means a local trustee or a municipal trustee within the meaning of the *Islands Trust Act*;

“**regional district director**” means a director in relation to a regional district within the meaning of the *Local Government Act*;

“**regional district representative**” means a regional district director appointed by the board of a regional district to the board of an entity;

“**representative**” means any of the following:

- (a) a council representative;
- (b) a regional district representative;
- (c) a greater board representative;
- (d) an Islands Trust representative;

“**society**” has the same meaning as in the *Society Act*;

**“specified interest”** means any of the following:

- (a) an expenditure of public funds to or on behalf of an entity;
- (b) an advantage, benefit, grant or other form of assistance to or on behalf of an entity;
- (c) an acquisition or disposition of an interest or right in real or personal property that results in an advantage, benefit or disadvantage to or on behalf of an entity;
- (d) an agreement respecting a matter described in paragraphs (a), (b) or (c).

**Nature of pecuniary interest**

2 For the purposes of section 104 (1) (e) [*exceptions from conflict restrictions*] of the Act, a pecuniary interest in relation to a representative in the nature of a specified interest that arises as a result of

- (a) the representative being appointed by a governing body to the board of the entity, and
- (b) the representative
  - (i) attending any part of a meeting during which the specified interest is under consideration by the following:
    - (A) the governing body;
    - (B) a committee of the governing body;
    - (C) any other body referred to in section 93 [*application of rules to other bodies*] of the Act,
  - (ii) participating in any discussion of the specified interest at such a meeting, or
  - (iii) voting on a question in respect of the specified interest at such a meeting

is prescribed.