

The following is a consolidated copy of the Delegation of Purchasing Authority Bylaw no. 510 and includes the following bylaws:

Bylaw No.	Bylaw Name	Adopted	Purpose
510	Comox Valley Regional District Delegation of Purchasing Authority Bylaw No. 510, 2018	January 23, 2018	To delegate the purchasing authority for the Comox Valley Regional District

This bylaw may not be complete due to pending updates or revisions and therefore is provided for reference purposes only. Titles and whereas clauses may be different than in original bylaws to make this consolidated version more clear and identify historical changes and conditions. THIS BYLAW SHOULD NOT BE USED FOR ANY LEGAL PURPOSES. Please contact the corporate legislative officer at the Comox Valley Regional District to view the complete bylaw when required.

COMOX VALLEY REGIONAL DISTRICT

BYLAW NO. 510

A bylaw to delegate the purchasing authority for the Comox Valley Regional District

WHEREAS under sections 229(1) and 263 of the *Local Government Act* (RSBC 2015) the board may, by bylaw, adopted by at least two thirds of the votes cast, delegate its powers, duties and functions, including those specifically established by an enactment, to its officer and employees;

AND WHEREAS the board of the Comox Valley Regional District wishes to delegate to its officers and employees certain powers, duties and functions;

NOW THEREFORE the board of the Comox Valley Regional District in open meeting assembled hereby enacts as follows:

Repeal

1. Bylaw No. 284 as “Comox Valley Regional District Delegation of Purchase Authority Bylaw No. 284, 2013”, and amendments thereto, is hereby repealed.

Definitions

2. In this bylaw:
 - a. **“Board”** means the board of the Comox Valley Regional District
 - b. **“CVRD”** mean the Comox Valley Regional District

Procurement Transaction Authority Delegation

3. The board hereby delegates to the CVRD’s officers and employees the powers, duties and function of the Board to enter into transactions relating to the CVRD’s activities, works or services, subject to the approved financial plan and the limitations on that delegated authority set out in this bylaw and the *Procurement Policy* adopted by the Board and as may be amended from time to time.

Delegation

4. A delegation of power, duty or function under this bylaw includes a delegation to a person who has, from time to time, been appointed to act on behalf of the delegate or is appointed by the board to act in the capacity of the delegate in the delegate’s absence including, in the event of a state of emergency, the appointed Emergency Operations Centre Director.
5. In the absence of the delegate, the powers delegated under this bylaw may be exercised by a person who has been appointed to act in the capacity of the delegate, or the executive manager of that person’s branch. In the absence of an executive manager, the powers delegated under this bylaw may be exercised by the Chief Administrative Officer or the person designated as the acting Chief Administrative Officer.

Limits on expenditures

6. Despite the authority granted in section 3, an officer or employee of the CVRD must not enter into an agreement of a capital nature under which the CVRD would incur a liability payable after the end of the then current year for a term that is for more than five years, including all rights of renewal and extension.
7. An expenditure made by a person to whom the Board has delegated authority under this bylaw must be within the CVRD’s approved financial plan.

Land use agreements

8. With respect to land use agreements, the Board hereby delegates to the CVRD officers and employees the following powers, duties and functions to be exercised in accordance with the Procurement Policy adopted by the Board and as may be amended from time to time:
 - a) The power to acquire, amend or discharge a statutory right of way or easement on behalf of the CVRD in connection with the operation and maintenance of any works or service of the CVRD; and
 - b) The power to enter into a lease or license of a real property necessary or convenient for the operation and maintenance of any works or service of the CVRD where the value of the rent, licence fee or other consideration for the term is included in the approved financial plan and is within the amounts listed in the authorities and responsibilities section of the Procurement Policy.

Citation

This Bylaw No. 510 may be cited for all purposes as “Comox Valley Regional District Delegation of Purchasing Authority Bylaw No. 510, 2018.”