

**AMENDMENT IN COMMITTEE OF THE
WHOLE HOUSE**

BILL 9

**AN ACT RESPECTING SAFER COMMUNITIES
AND NEIGHBOURHOODS**

1. Clause 7 of the Bill is amended by adding immediately after the proposed subsection 7(3) the following:

(4) The director shall give notice of an application under subsection (1) to a resident of the property as defined by section 11 and the resident has a right to appear and be heard by the court with respect to the application.

2. Clause 8 of the Bill is amended by adding immediately after the proposed subsection 8(3) the following:

(3.1) In deciding whether to make a community safety order the court shall consider whether alternative accommodation is available to persons referred to in subsection 34(1).

3. Subclause 27(1) of the Bill is deleted and the following substituted:

Occupants required
to leave property

27. (1) Where a community safety order issued by the court under section 8 requires the director to close a property, the director, after fulfilling the requirements of subsection 34(1), shall inform the occupants of the property of the court's order and all occupants of the property and other persons at the property shall leave it immediately, even where they have not been previously served with the order that requires the director to close the property.

4. Subclause 34(1) of the Bill is deleted and the following substituted:

Director to provide assistance

34. (1) The director shall provide occupants of residential property who are required to leave the property whatever assistance in finding alternative accommodations that the director considers reasonable, including contacting community resources and housing agencies on their behalf.

5. Clause 35 of the Bill is deleted and the following substituted:

Director to collaborate

35. The director shall consult with and work in cooperation with social service systems and other agencies and neighbourhood organizations or groups to promote and encourage the development of safe and peaceful communities and neighbourhoods.

6. Clause 41 of the Bill is deleted and the following substituted:

Assistance of peace officer

41. (1) Where requested to do so, a peace officer shall provide assistance required by the director or a person acting on behalf of the director in the performance of the director's or other person's duties under this Act.

(2) The director shall develop practice standards and training for persons acting on behalf of the director.

EXPLANATORY NOTES

The amendment to clause 7 of the Bill would entitle a resident of property with respect to which an application for a community safety order is being made to notice of the application and give him or her the right to appear before the court and be heard.

The amendment to clause 8 of the Bill would require the court to consider the availability of alternative accommodation for occupants of a property before ordering the closure of the property.

The amendment to subclause 27(1) would clarify it by creating a linkage with the provision under which the community safety order was issued and the provision requiring the director to provide assistance to persons displaced by the order.

The amendment to subclause 34(1) of the Bill would require the director of safer communities and neighbourhoods to provide assistance to occupants of residential properties who are required to leave them by an order of the court, including contacting community resources and housing agencies on their behalf.

The amendment to clause 35 of the Bill would make it a requirement for the director to consult with and work with social service systems and agencies. Currently it is discretionary.

The amendment to clause 41 would correct an error in terminology by removing the reference to "inspector". The amendment would also provide that the director must establish practice standards and training for persons acting on his or her behalf.