Municipal Government Act (MGA): Restructuring Process

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- The following timeline highlights the general process to be followed upon receipt of an application to restructure (establish, restructure, dissolve) a municipality.

Step 2

IRAC must

provide notice

of proposal

within 45 days

of receiving it

• It is based on the maximum length of time allotted to each step in the MGA. Step 1 Step 2 **IRAC** must A proposal to establish a provide Mediation municipality may be initiated by notice of Not the Minister, a municipality, or a proposal Required group who meet the criteria set within 45 out in the MGA – A proposal to days of dissolve may be initiated by the receiving it Minister or a municipality A proposal to establish a new municipality that does not meet criteria set out in the MGA may move forward if the Minister thinks it is the public interest to do so Where a proposal relates to dissolution of a municipality, the Minister may have a study prepared to investigate other options

Mediation

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Required

Step 3

Objection may be submitted, in writing, to IRAC within 30 days of notice - if mailed, it is deemed to be received 10 days after date it was sent

Step 4

IRAC may hold a public hearing if an objection is filed however, it must hold a hearing if the Minister has determined there is significant public interest

Step 5

IRAC submits recommendations report to Minister within 45 days of public hearing or if no public hearing is held, within 45 days from the date for filing an objection

Minister makes recommendations to LGIC* LGIC approves or denies the proposal and may specify the process to be followed LGIC has up to 6 months to make the decision and may order an extension in writing)

*LGIC – Lieutenant Governor in Council

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Proposal Content

- Required contents for a proposal to restructure a municipality are set out in the MGA and regulations
- Contents of a proposal to establish or restructure differ from a proposal to dissolve
- Refer to Section 15 of the MGA and the regulations

Step 3

Objection may be submitted. in writing, to IRAC within 30 days of notice - if mailed, it is deemed to be received 10 days after date it was sent

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Step 4

IRAC may hold a public hearing if an objection is filed

IRAC must hold a hearing if the Minister has determined there is significant public interest

Step 5

If an objection is filed by another municipality, IRAC must appoint a mediator within 30 days

Mediation must begin within 30 days of appointment

Step 6

Mediator must file a report with IRAC within 60 days

If, despite mediation, the objection is unresolved IRAC must hold a public hearing within 30 days

IRAC submits recommendations report to Minister within 45 days