

BE IT RESOLVED that the following be and the same is hereby adopted and enacted as a by-law of the Town of Mahone Bay when and if the same has received the approval of the Minister of Municipal Affairs, and that the Town Clerk be and he is hereby instructed to forward the same to the Minister and request his approval hereof.

BY LAW NO. 6

A BY-LAW RESPECTING OFFICERS AND THEIR DUTIES

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| 1.1 | This by law shall be known as and may be cited as the "Officers By law". | Short title |
| 2.1 | Council shall annually appoint such officers as it is required to appoint by any Act, regulation or by-law and such other officers as it deems necessary in the interests of the Town. | Nomination |
| 3.1 | Any person may be appointed to more than one office, the duties of which are not inconsistent with each other. | One or more office |
| 4.1 | Every officer appointed by the Council shall, before entering upon the duties of his office, take and subscribe an oath that he will faithfully perform the duties of his office to the best of his ability, which oath shall be administered by the Mayor, Stipendiary magistrate, councillor or Town Clerk. | Oath |

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4.2 Every such officer shall take and subscribe such oath within one week of his being notified of his appointment. The following is the oath which shall be taken by the officers of the Town before entering their duties of office:

Time of taking and form

"I, A.D. do swear that I will truly and faithfully, to the best of my knowledge and ability, execute the office of to which I have been appointed in the Town of Mahone Bay so long as I shall hold the said office on re-appointment or otherwise. So help me God."

4.3 A memorandum of the fact of such oath having been taken shall be made by the Town Clerk in the book wherein is recorded such appointment.

Record of oath

5.1 Every officer shall receive such remuneration as is determined by resolution of the Council.

6.1 Every officer appointed by the Council, unless otherwise provided by any statute or by law, who engages in any business or occupation which Council by resolution has declared to be incompatible with the satisfactory performance of his duties as an officer of the town, shall be liable to be suspended or dismissed from his office.

Dismissal by council

6.2 Every officer dismissed by the Council, unless removed because of failure to perform any of the duties of his office, shall receive remuneration pro rata for the time served.

6.3 If any officer resigns his office or is dismissed because of his failure to perform any of the duties thereto, Council may determine by resolution the amount to be paid to him.

7.1 Subject to any collective agreement or the Labour Standards Act any person may be dismissed from office at any time on failure to perform properly and efficiently the duties of his office.

Failure to perform

8.1 All officers and employees of the Town shall perform such duties as are required by them by the Towns Act and any other Act applicable to the Town and regulations and by laws made there under, and in addition such other duties pertaining to their particular offices or employment as Council may require and shall receive such remuneration therefor as Council may determine.

General duties and remuneration

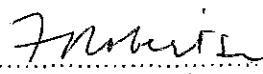

9.1 All former Officers By-laws of the Town are hereby repealed and this by-law substituted therefor.

Repeal

This is to certify that the foregoing By-Law Respecting Officers and Their Duties, Number _____, is a true copy of a by-law passed by the Council of the Town of Mahone Bay at a duly called meeting held on the twenty-sixth day of August, 1980


TOWN CLERK

Dated at Mahone Bay, this twenty-third day of September, 1980

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| DEPARTMENT OF MUNICIPAL AFFAIRS |
| Recommended for approval of the Minister |
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| APPROVED this <u>12th</u> of <u>November</u> 19 <u>80</u> |
|  Minister of Municipal Affairs |