

CITY OF SURREY

BY-LAW NO. 11640

As amended by By-law Nos. [12268](#), [12778](#), [13130](#),
and [13005](#).

A by-law to provide for the manner of appointment,
termination and indemnification of the Officers of the
City of Surrey.

**Amended
B/L [12268](#)
04/25/94**

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THIS IS A CONSOLIDATED BY-LAW PREPARED BY THE CITY OF SURREY FOR CONVENIENCE ONLY. THE CITY DOES NOT WARRANT THAT THE INFORMATION CONTAINED IN THIS CONSOLIDATION IS CURRENT. IT IS THE RESPONSIBILITY OF THE PERSON USING THIS CONSOLIDATION TO ENSURE THAT IT ACCURATELY REFLECTS CURRENT BY-LAW PROVISIONS.

WHEREAS the City Council pursuant to Section 251 of the Municipal Act, R.S.B.C., 1979, Chapter 290, may provide by by-law for the officers, and employees that may be deemed necessary to carry on the good government of the City and may prescribe their powers, duties, and responsibilities.

AND WHEREAS, the City Council pursuant to Section 262(2) of the Municipal Act may, by by-law, provide that the City will indemnify its officers, employees and members of Council against any claim for damages against an officer, an employee and member of Council, arising out of the performance of his duties and, in addition, pay legal costs incurred in a court proceeding arising out of the claim.

AND WHEREAS, the City Council pursuant to Section 262(3) of the Municipal Act may, by by-law, provide that the City will not seek indemnity against its officers, employees and members of Council where the actions of those officers, employees, and members of Council result in a claim for damages against the City by a third party.

NOW THEREFORE, the City Council of the City of Surrey, in open meeting assembled, ENACTS AS FOLLOWS:

OFFICERS

1. Pursuant to Section 251 of the Municipal Act, the Officers of the City of Surrey shall be those persons appointed to the positions enumerated on Schedule A, attached hereto and forming part of this By-law.

APPOINTMENT

2. Appointment of all Officers of the City shall be made by the City Council, on the recommendation of the City Manager.

POWERS AND DUTIES

3. The Officers of the City shall have powers and duties prescribed by the City Manager in addition to those powers, duties, and responsibilities which may be

specifically assigned to the Officer by the Municipal Act or any other provincial statute.

TERMINATION

4. Termination of employment of any Officer shall be in accordance with Section 255 of the Municipal Act.

INDEMNIFICATION

5. The City will indemnify its Officers, employees and members of Council against a claim for damages against an Officer, employee or member of Council arising out of the performance of his duties and, in addition, pay legal costs incurred in a court proceeding arising out of the claim.

6. The City will not seek indemnity against its Officers, employees, or members of Council where the actions of those Officers, employees, or members of Council result in a claim for damages against the City by a third party, unless the Officer, employee or member of Council has been grossly negligent, or has acted contrary to the terms of his employment, or to an order of a superior.

EFFECTIVE DATE

7. This by-law shall come in force on the date of final adoption thereof.

REPEAL

8. The following By-laws are hereby repealed:

"Surrey Officers and Officials By-law, 1984, No. 7801";

"Surrey Officers and Officials By-law, 1984, No. 7801, Amendment By-law, 1984, No. 7978";

"Surrey Officers and Officials By-law, 1984, No. 7801, Amendment By-law, 1988, No. 9656";

"Surrey Officers and Officials By-law, 1984, No. 7801, Amendment By-law, 1991, No. [10914](#)"; and

"Surrey Officers and Officials By-law, 1984, No. 7801, Amendment By-law, 1991, No. 11122".

TITLE

9. This By-law may be cited for all purposes as "Surrey Officers By-law, 1993, No. 11640."

PASSED THREE READINGS on the 11th day of January, 1993.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 18th day of January, 1993.

"R. J. BOSE" MAYOR

"D. B. KENNY" CLERK

SCHEDULE "A" TO BY-LAW NO. 11640

OFFICERS

- City Manager

**Amended
BL [12778](#)**

- General Manager, Finance
- Fire Chief
- General Manager, Parks and Recreation
- General Manager, Human Resources
- General Manager, Planning and Development
- General Manager, Engineering
- General Manager, Legislative Services/City Clerk
- Manager, Legal Services (City Solicitor)
- Manager, Taxation & Cash Management Division (City Collector)

02/19/96
B/L [13130](#)
06/03/97
B/L [13005](#)
06/23/97