The Municipal Corporation of the Town of Fort Erie

BY-LAW NO. 81-10

BEING A BY-LAW TO ADOPT A FLAG PROTOCOL POLICY FOR THE TOWN OF FORT ERIE

WHEREAS it is deemed desirable to establish proper protocols and procedures for the raising and half-masting of flags at Town facilities to display due respect and honour during periods of mourning, and

WHEREAS Report No. CS-34-10 was approved at the Council-in-Committee meeting of July 12, 2010 to adopt a flag protocol policy, and

WHEREAS it is deemed desirable to adopt a flag protocol policy for the Town of Fort Erie in the form of Schedule "A" annexed hereto to this by-law;

NOW THEREFORE the Municipal Council of the Town of Fort Erie hereby enacts as follows:

1. **THAT** a flag protocol policy in the form of Schedule "A" annexed hereto to this by-law be and it is hereby authorized, approved and adopted.

2. **THAT** pursuant to the provisions of Sections 23.1 to 23.5 inclusive of the *Municipal Act, 2001,* as amended, the Clerk of the Town of Fort Erie is hereby authorized to effect any minor modifications or corrections solely of an administrative, numerical, grammatical, semantical or descriptive nature or kind to this by-law or its schedules as such may be determined to be necessary after the passage of this by-law.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 19th DAY OF JULY, 2010.

MAYOR

CLERK

I, Carolyn J. Kett, the Clerk, of The Corporation of the Town of Fort Erie hereby certifies the foregoing to be a true certified copy of By-law No. 81-10 of the said Town. Given under my hand and the seal of the said Corporation this day of , 201 .

FLAG PROTOCOL POLICY

July 19, 2010

FLAG PROTOCOL POLICY

1. PURPOSE AND SCOPE

Provides direction and criteria on the raising and half-masting of flags at Town Hall and other municipal facilities, including parks and cemeteries (hereinafter called "municipal facilities").

2. FLYING OF FLAGS

2.1 Only the flags of Canada, the Province of Ontario and the Town of Fort Erie shall regularly be raised on the three flag poles located at Town Hall and on the flag poles at the other municipal facilities.

2.2 Raising of Flags

(a) Notwithstanding the provisions of Section 2.1, the Mayor and Clerk may approve the raising of any of the following flags on the flag poles at Town Hall regularly occupied by the flag of the Town of Fort Erie.

(a) The United Nations.

(b) The flag of a state recognized by Canada when an official representative is visiting the Town or an official is representing a Municipality officially linked to the Town of Fort Erie.

(c) The flag of a state recognized by Canada during a celebratory event of the state.

(d) Canadian Armed Forces flag and special considerations related to the military (i.e. Red Fridays).

(e) Non-profit or charitable organizations (in accordance with Recommendation No. 8 dated November 2, 1998 attached hereto as Appendix "1").

3. HALF-MASTING OF FLAGS

3.1 All flags at Town facilities shall be lowered to half-mast from the day of death up to and including the day of the funeral as a symbol of mourning in the event of the death of any of the following persons:

(a) The Reigning Monarch or an immediate member of the Royal Family.

(b) The Governor General of Canada or former Governor General.

(c) The Prime Minister of Canada or a former Prime Minister.

3. HALF-MASTING OF FLAGS...cont'd.

(d) The Lieutenant-Governor of Ontario or former Lieutenant-Governor.

(e) The Premier of Ontario or former Premier.

(f) The current local Member(s) of the Federal Parliament.

(g) The current local Member(s) of the Provincial Legislature.

(h) A current or former Member of Council.

(i) A current member of Town staff or Volunteer Firefighter.

(j) In any other circumstances where the Mayor and Clerk deems it appropriate.

3.2 All flags, at all Town facilities, shall be lowered to half mast on:

- Remembrance Day – November 11th
- Worker's Mourning Day
- In any other circumstances where the Mayor and Clerk deems it appropriate.

3.3 At the discretion of the Fire Chief or designate, the flags may be lowered to half-mast at the Town's Fire Halls, as a symbol of mourning for the passing of a Firefighter from another municipality, in the line of duty.

4. RESPONSIBILITY

4.1 The raising and half-masting of flags at Town Hall shall be coordinated through the Mayor's/Clerk's Office and Facilities Division based on the criteria outlined herein. Other municipal facility locations shall be co-ordinated by the Manager thereof.

4.2 Issues raised relating to this policy and to half-masting of flags shall be the responsibility of the Clerk, who shall have regard to the Rules for Half-Masting the National Flag of Canada produced by Heritage Canada (on file in Clerk's Office).

Approved by Council: July 19, 2010

Appendix "1" to Schedule "A" to By-law No. 81-10
Flag Protocol Policy

(C) REPORT NO. F-49-98 - ISSUANCE OF PROCLAMATIONS AND FLAG RAISINGS (A09.36)

Recommendation No. 7
Moved by: Councillor Cordiner

THAT: 1. The Municipal Council of the Town of Fort Erie shall no longer authorize the Mayor to make proclamations effective with the approval of this report, and further

THAT: Any organization interested in such proclamation shall be invited to appear before the Council as a delegation.

THAT: 2. The Mayor and Council of the Town of Fort Erie shall no longer authorize the raising of flags on municipal property except for government-related flags. (LOST)

Recommendation No. 8
Moved by: Mayor Redekop

THAT: Proclamations and flag raisings shall only be granted by the Municipal Council of the Town of Fort Erie for charitable and non-profit organizations and shall not be issued for commercial, religious, political or special interest purposes. (CARRIED)