

ISLANDS TRUST COUNCIL

BYLAW NO. 96

A bylaw to indemnify members and officers of the Trust Council

The Islands Trust Council enacts as follows:

1. This Bylaw may be cited for all purposes as "Islands Trust Council Indemnification Bylaw, 2003".
2. The Trust Council shall indemnify
 - a. its members;
 - b. the members of advisory planning commissions appointed by local trust committees;
 - c. the members of community heritage commissions appointed by local trust committees;
 - d. the members of boards of variance appointed by local trust committees;
 - e. a volunteer who participates in the delivery of services by the Trust Council under the supervision of an officer or employee of the Trust Council; and
 - f. the Trust Council's officers and employees

against a claim for damages against the person arising out of the performance of their duties, and shall pay legal costs incurred in a court proceeding arising out of the claim.

3. Nothing in this bylaw prevents the Trust Council from seeking indemnity against a person referred to in section 2 if the claim arises out of the gross negligence of that person or if, in relation to the action that gave rise to the claim, the person wilfully acted contrary to the terms of their appointment or employment or contrary to an order of a superior.
4. Islands Trust Council Trustee Indemnification Bylaw, 1991 is repealed.

READ A FIRST TIME THIS 8TH DAY OF MARCH , 2003.

READ A SECOND TIME THIS 8TH DAY OF MARCH , 2003.

READ A THIRD TIME THIS 8TH DAY OF MARCH , 2003.

ADOPTED THIS 30TH DAY OF MAY , 2003.

SECRETARY

CHAIRPERSON