

Chapter 9

AN ACT TO AMEND THE INTEGRITY ACT

(Assented to June 10, 2010)

The Commissioner of Nunavut, by and with the advice and consent of the Legislative Assembly, enacts as follows:

1. The *Integrity Act*, S.Nu. 2002, c.5, is amended by this Act.

2. The following is added after paragraph 14(8)(e):

- (e.1) the trustees shall, at the end of each calendar year and at one or more intervals during the year, give the member a written report stating the value, but not the nature, of the assets in the trust and shall, in the year-end report, also state the trust's net income for the preceding year and the trustees' fees, if any;

3. The following is added after subsection 14(8):

Reimbursement for trust costs

(9) A member shall be reimbursed for the reasonable fees and disbursements actually paid for the establishment and administration of a trust under subsection (8), as approved by the Integrity Commissioner, but is responsible for any income tax liabilities that may result from the reimbursement.

4. Paragraph 16(1)(c) is amended by striking out "or sole proprietorship" and substituting ", sole proprietorship or private company".

5. (1) Paragraph 16(2)(c) is amended by adding "unless the Integrity Commissioner has authorized the consultation and the consultation is with respect to a proposed or threatened event that might have a material effect on the trust" after "the trust property".

(2) The following is added after paragraph 16(2)(d):

- (d.1) annually, the trustees shall give the Integrity Commissioner a written report stating the nature of the assets in the trust, the trust's net income for the preceding year and the trustees' fees, if any;

6. The following is added after paragraph 17(3)(e):

- (e.1) the trustees shall, at the end of each calendar year and at one or more intervals during the year, give the Minister a written report stating the value, but not the nature, of the assets in the trust and

shall, in the year-end report, also state the trust's net income for the preceding year and the trustees' fees, if any;

7. The English version of subsection 39(2) is amended by striking out "subsection 6.1(2)" and substituting "section 11".

8. The following is added after subsection 40(2):

Timing of report

(3) The Integrity Commissioner shall conduct the review as soon as practicable and shall make his or her report within 90 days after commencing the review.

Extension of time

(4) The Integrity Commissioner may, if the Integrity Commissioner is of the opinion that additional time is required to complete the review or the report, request in writing an extension for a period of not more than 90 days from the Management and Services Board in respect of a request for a review made under section 36 or 37 or from the Premier in respect of a request for a review made under section 38, and the Management and Services Board or the Premier, as the case may be, shall in writing grant or refuse the request for an extension within 30 days after receipt of the request.

Multiple requests

(5) More than one request for an extension may be made.

Effect of refusal of extension

(6) If a request for an extension is refused, the Integrity Commissioner shall submit any findings made to date to the Speaker or the Premier, as the case may be, in accordance with subsection 44(1) or section 45.

Limit on members of Management and Services Board

(7) No member of the Management and Services Board who is the subject of the review or who requested the review under section 36 shall participate in the decision to grant or refuse a request for an extension under subsection (4).

9. The following is added after subsection 57(1):

Content of report

(1.1) The report must contain information generally on the activities of the Integrity Commissioner and, in particular, an account of any request for an extension under subsection 40(4).

10. Each provision listed in Column 1 of the Schedule to this Act is amended by striking out the words set out in the same row of Column 2 and substituting the words set out in the same row of Column 3.

COMMENCEMENT

11. Section 7 is deemed to have come into force on April 1, 2002.

SCHEDULE*(Section 10)*

Provisions Amended	Word or Words Struck Out	Word or Words Substituted
• the English version of paragraph 7(1)(b)	"statement;"	"statement; and"
• the French version of subsection 13(1)	"ni rémunération, ni dons ni avantages personnels"	"ni rémunération, ni dons, ni avantages personnels"
• the English version of subsection 13(2)	"apply to,"	"apply to"
• the French version of paragraph 13(2)(b)	"à l'occasion d'obligations officielles, qui accompagnent"	"à l'occasion d'obligations officielles qui accompagnent"
• the English version of paragraph 13(2)(c)	"office;"	"office; or"
• the French version of subsection 22(5)	"au grand public, afin de"	"au grand public afin de"
• the English version of section 23	"does"	"do"
• the French version of paragraph 25(1)(b)	"ne siège pas, et que celle-ci"	"ne siège pas et que celle-ci"
• the French version of subsection 36(1)	"à la présente loi, peut"	"à la présente loi peut"
• the English version of subsection 41(1)	"the Integrity Commissioner,"	"the Integrity Commissioner"
• the English version of subsection 44(2)	"ten sitting days"	"10 sitting days"
• the English version of subsection 46(2)	"be paid, either by"	"be paid by"
• the English version of subsection 47(2)	"no sanction be imposed"	"no sanction be imposed,"
• the English version of subsection 50(1)	"the Integrity Commissioner's recommendations"	"the Integrity Commissioner's recommendations,"
• the English version of section 52	"that in the opinion"	"that, in the opinion"
• the English version of paragraph 53(b)	"by law;"	"by law; or"
• the English version of subsection 54(1)	"of when"	"of the date when"
• the English version of section 55	"invalidated"	"invalid"
• the French version of	"douze mois"	"12 mois"

subsection 54(1)		
• the French version of subsection 57(1)	"approprié mais"	"approprié, mais"
• the English version of paragraph 57(2)(a)	"disclosure statement,"	"disclosure statement;"
• the English version of paragraph 57(2)(b)	"otherwise prohibited,"	"otherwise prohibited; or"
• the French version of paragraph 57(2)(c)	"a fait l'objet d'un examen, et que l'examen soit complété et qu'un rapport ait été produit."	"a fait l'objet d'un examen, que l'examen soit complété et qu'un rapport ait été produit."
• the English version of subsection 58(1)	"begin"	"commence"