

CORPORATE OFFICER'S CERTIFICATE (Form CO2)

The _____ (the "Local Government")

The undersigned Corporate Officer, as the person responsible for corporate administration of the Local Government under section 148 of the *Community Charter* (the *Charter*) or section 236 of the *Local Government Act* (the *LGA*), hereby certifies as follows:

1. That Loan Authorization Bylaw No. _____ (the "Loan Authorization Bylaw") was duly and properly enacted in accordance with the provisions of the applicable legislation at a duly constituted meeting of the Local Government in accordance with the requirements of the Local Government's applicable procedure bylaw, and at which a quorum was present and acting throughout. **Attached is a certified copy of the adopted Loan Authorization Bylaw.**
2. That the Loan Authorization Bylaw has not been amended or repealed and is in full force and effect as at the date hereof.
3. Approval of the electors for the Loan Authorization Bylaw is not required under section 180 of the *Charter* or section 407 of the *LGA* for one of the following reasons:

The liability is within the approval-free liability zone determined in accordance with section 7 of the *Municipal Liabilities Regulation* (BC Reg. 254/2004); or,

The money is being borrowed for a purpose referred to in section 179(1)(d) to (g) of the *Charter* [loan authorization bylaws for court, arbitration and expropriation requirements] or in the case of regional districts, paying compensation in respect of property expropriated or injured in carrying out works referred to in section 291 of the *LGA* [entry on land to mitigate damage]; or,

The money is being borrowed for works required to be carried out under an order of the Inspector of Dikes; an order under section 84 [abatement of municipal pollution], or section 85 [environmental protection orders] or section 87 [environmental emergency measures] of the *Environmental Management Act*; or,

The money is being borrowed for water treatment works in compliance with an order of a drinking water protection officer and the Inspector of Municipalities has approved the proposed liability under section 8 of the *Municipal Liabilities Regulation* (BC Reg. 254/2004) or section 4 of the *Regional District Liabilities Regulation* (BC Reg. 261/2004); or,

The liability is for the purpose of a regional park or regional trail, and the requirements in section 3 of the *Regional District Liabilities Regulation* (BC Reg. 261/2004) have been met; or,

The money is being borrowed for the purpose of preparing or implementing a waste management plan under section 24 of the *Environmental Management Act*; or,

The Inspector of Municipalities has waived approval of the electors as per section 180(3) of the *Charter*; or,

The money is being borrowed to respond to a state of emergency, as authorized by section 13 of the *Emergency Program Act*.

4. That any court applications and proceedings involving the Loan Authorization Bylaw under section 623 of the *LGA* or otherwise have been considered and (*choose one of the following options*):

No application has been made for a proceeding that calls the validity of the Loan Authorization Bylaw into question, or seeks to quash the Loan Authorization Bylaw under section 623 of the *LGA* or otherwise and, to the best knowledge of the undersigned no such action is pending or has been threatened, and the undersigned knows of no objections to the validity of the Loan Authorization Bylaw.

A proceeding to quash or question the validity of the Loan Authorization Bylaw was brought on _____, and the court's decision confirming the validity of that bylaw was made by Judge _____ on _____.
No appeal of the decision is pending.

DATED this _____ day of _____, 20_____.

_____ [signature]

Name: _____

Title: Corporate Officer