

ONTARIO ONE CALL
(the “Corporation”)
BY-LAW NO. 2
Respecting Fees

Whereas the Corporation is dependent on fees from its Members to operate;

And Whereas it is important to allow the Board of Directors of the Corporation some flexibility with respect to the imposition of fees on the Members of the Corporation without needing Member approval to ensure prudent operating practices;

IT IS HEREBY ENACTED as a bylaw of the corporation respecting fees as follows:

- 1) The term “fees” means the membership fees set by the Board of the Corporation from time to time, to be paid monthly by each Member to fund the operations and reserves of the Corporation, that are necessary to permit the Corporation to fulfill its obligations and mandate under the *Ontario Underground Infrastructure Notification System Act, 2012* and to ensure the financial sustainability of the Corporation.
- 2) The Board of Directors of the Corporation is empowered to set fees to be paid by each Member of the Corporation within the following parameters without requiring further approval of the Members:
 - a) An annual budget has been prepared for the Corporation which contains statements about the anticipated costs and expenses of the Corporation for the year;
 - b) Notice of the annual budget is given to the Members; and
 - c) Any fee increase is done by the Board in consultation with the Ontario Ministry of Public and Business Service Delivery (or its successor)(the “Ministry”).
- 3) The Members are required to pay the fees set by the Board to the Corporation.

- 4) The fees to be paid by each Member are due and payable to the Corporation monthly and are due 30 calendar days after issue of the invoice to each Member.
- 5) If fees, outside of the process described in section 2 are required, then the Board of Directors of the Corporation must seek the prior approval of at least a majority of the Members in order to impose any additional fees that the Ministry indicates require such approval.
- 6) Failure by a Member to pay the required fees within the required timeframe is subject to the Penalty and Interest Policy of the Corporation adopted by the Board of the Corporation from time to time and may also be subject to a Compliance Investigation under By-law No. 1.

Approved by the Board on _____, 2023

Confirmed by the Members on _____, 2023