

## DRAFT RESOLUTION

Re: Designation of a City of Kelowna Local Government Health Liaison Person

THAT Council designate the City Manager as the City of Kelowna Local Government Health Liaison Person;

AND THAT Council designate the General Manager, Community Services as the City of Kelowna alternate Local Government Health Liaison Person.

### BACKGROUND:

The provincial *Public Health Act* requires a local government to designate a Public Health Liaison Person.

The City has certain requirements and responsibilities under the *Public Health Act* to inform Interior Health of any health hazards or health impediments that the City becomes aware of.

Date: April 30, 2010  
File: 0550-01



# **PUBLIC HEALTH ACT**

## **[SBC 2008] CHAPTER 28**

### **Division 6 — Local Governments**

#### **Role of local government**

**83** (1) A local government must do all of the following:

(a) if the local government becomes aware of a health hazard or health impediment within its jurisdiction, take an action required by a regulation made under section 120 (1) (a) [*regulations respecting local governments*], or, if no regulation applies, either

(i) report the health hazard or health impediment to a health officer, or

(ii) take an action the local government has authority to take under this or another enactment to respond to the health hazard or health impediment;

(b) provide health officers with information the health officers require to exercise their powers and perform their duties under this Act;

(c) consider advice or other information provided to the local government by a health officer.

(2) A local government must

(a) designate one of its members, or an officer or employee of the local government, as the local government liaison for the purposes of this section, and

(b) send notice of the designation to the regional health board having authority over the geographic area in which the local government is located.

(3) A local government may

(a) request a medical health officer to issue an order, under this Act, in respect of a health hazard, and

(b) if the medical health officer refuses to issue the order or to issue the order as requested, request the provincial health officer to review the decision of the medical health officer.

(4) Following a review under subsection (3), the provincial health officer may

(a) refer the matter back to the medical health officer, with or without directions, or

(b) make any order that, in the opinion of the provincial health officer, is appropriate in the circumstances.

### **Local governments may act cooperatively**

**84** Anything that a local government is required to do under this Act may be done by or together with another local government if each local government

(a) agrees in writing, and

(b) forwards a copy of the agreement to each regional health board having authority over any part of the geographic area in which each local government is located.

**"health hazard"** means

(a) a condition, a thing or an activity that

(i) endangers, or is likely to endanger, public health, or

(ii) interferes, or is likely to interfere, with the suppression of infectious agents or hazardous agents, or

(b) a prescribed condition, thing or activity, including a prescribed condition, thing or activity that

(i) is associated with injury or illness, or

(ii) fails to meet a prescribed standard in relation to health, injury or illness;

**"health impediment"** means a prescribed condition, thing or activity

(a) the cumulative effects of which, over a period of time, are likely to adversely affect public health,

(b) that causes significant chronic disease or disability in the population,

(c) that interferes with or is inconsistent with the goals of public health initiatives respecting the prevention of injury or illness in the population, including chronic disease or disability, or

(d) that is associated with poor health within the population;