

Publisher's Note

An Update has Arrived in Your Library for:

Please circulate this notice to anyone in your office who may be interested in this publication. <i>Distribution List</i>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

THE LAW OF CANADIAN MUNICIPAL CORPORATIONS

Ian MacFee Rogers
Release No. 8, August 2025

Since 1959, *The Law of Canadian Municipal Corporations*, 2nd Edition, has been the definitive text on all aspects of the law governing municipalities in every province. No other work is quoted with approval so frequently in Canadian judicial decisions. More than 1,700 pages of in-depth commentary keeps you fully informed on this vast subject.

What's New in this Update:

This release features updates to the case law and commentary in 4 (Elections), 5 (Council Members), 7 (Officers and Servants), 14 (Revenue), 15 (Borrowing), 17 (Planning), 22 (Miscellaneous - Parks), 24 (Attacks on By-laws), 26 (Corporate Property), 32 (Actions by and Against Municipalities), and 33 (Municipal Wrongs).

THOMSON REUTERS®

Customer Support

1-416-609-3800 (Toronto & International)

1-800-387-5164 (Toll Free Canada & U.S.)

E-mail CustomerSupport.LegalTaxCanada@TR.com

This publisher's note may be scanned electronically and photocopied for the purpose of circulating copies within your organization.

Highlights

Case Law

- **Parks—Standard of Care—Monitoring**—Municipalities are not expected to conduct dangerous tree assessments in forested areas of parks which are rarely used, and such areas cannot be seen as “playgrounds” which might attract such assessment as part of a standard of care: *Saloojee v. Gibsons (Town)*, 2025 CarswellBC 371, 2025 BCCA 49 (B.C. C.A.).
- **Attacks on By-laws—Grounds—Illegality and Unconstitutionality**—Preventing nuisance gatherings which could result in harm to people and property by bylaw has been upheld and an injunction granted because Charter freedoms related to expression and association are no absolute: *Waterloo (City) v. Persons Unknown*, 2025 ONSC 1572, 2025 CarswellOnt 3103, 175 O.R. (3d) 226, 58 M.P.L.R. (6th) 76 (Ont. S.C.J.).
- **Property—Disposition—Appeal**—While challenges to sale of surplus lands may be made in court, those challenging must have an acknowledged interest in the matter and failure to have such an interest will lead to dismissal of the proposed action: *2417563 Ontario Inc. v. Brampton (City)*, 2025 CarswellOnt 1671, 2025 ONSC 1020 (Ont. Div. Ct.).
- **Injunction—Grounds—Irreparable Harm**—Where there was strong evidence that a nuisance gathering by-law was being breached and there was a high probability of irreparable harm arising from a nuisance gathering, an interlocutory injunction was granted: *Waterloo (City) v. Persons Unknown*, 2025 ONSC 1572, 2025 CarswellOnt 3103, 175 O.R. (3d) 226, 58 M.P.L.R. (6th) 76 (Ont. S.C.J.).