

**By-law Number 2026-010**

**of The Regional Municipality of Durham**

Being a by-law to transfer jurisdiction over part of the highway known as Victoria Street East from The Corporation of the Town of Whitby to The Regional Municipality of Durham according to sections 52 and 53 of the *Municipal Act, 2001*, S.O. 2001, c. 25 and for connected purposes.

Whereas subsection 31 (2) of the *Municipal Act, 2001*, S.O. 2001, c. 25 (the "Act") allows a municipality to pass a by-law to dedicate a highway and therefore to have jurisdiction over that highway;

And whereas subsection 52 (1) of the Act allows an upper-tier municipality to add to its highway system a lower-tier highway;

And whereas subsection 52 (3) of the Act states that where a highway forms part of the upper-tier highway system, the upper-tier municipality has jurisdiction over the highway;

And whereas paragraph (a) of section 53 of the Act provides that the municipality to which jurisdiction over the highway that has been transferred stands in the place of the transferor under any agreement in respect of the highway;

And whereas The Regional Municipality of Durham wishes to transfer a highway under the jurisdiction and ownership of The Corporation of the Town of Whitby and to dedicate the highway as part of the Regional highway system;

Now therefore, the Council of The Regional Municipality of Durham hereby enacts as follows:

1. The lands legally described in Schedule A and forming part of the lower-tier highway known as Victoria Street East (the "transferred highway") are hereby transferred to The Regional Municipality of Durham and are hereby established as part of the public highway known as Regional Road 22 (Victoria Street East).
2. Regional staff may register a copy of this by-law in the Land Registry Office.
3. Schedule A attached hereto forms part of this by-law.

This By-law Read and Passed on the 28<sup>th</sup> day of January, 2026.

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J. Henry, Regional Chair and CEO

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A. Harras, Regional Clerk

## **Schedule A**

### **Transferred Highway**

Part of the North ½ of Lot 23, Concession Broken Front, Township of Whitby as in Highway Plan 699; Part of Lot 24, Concession Broken Front, Township of Whitby; Part of the Road Allowance Between Concession 1 and Concession Broken Front, Township of Whitby, Part 2 on Highway Plan 822, Whitby.