

Lobbyist Privacy and Terms of Use

General

By using the online Lobbyist Registry, you agree to the most current version of these Terms of Use (the "Terms"). Niagara Region (the "Region") may revise the Terms at any time without notice. Any revised Terms will be posted on this website and you should read them before using the Lobbyist Registry. The Region may immediately terminate your use of the Lobbyist Registry if you use it in any way that contravenes these Terms or any applicable law or in any way that disrupts the Lobbyist Registry.

Modification or deletion of content

The Region reserves the right in its sole discretion to modify or delete any documents, information, forms or other content appearing on the Lobbyist Registry.

No liability

The Region is not responsible for and will not be liable to you for any losses or damages whatsoever that you may suffer or incur, including any indirect, special, incidental or consequential damages, arising out of or in any way connected with your use, or inability to use, the Lobbyist Registry, even if the Region has been advised of the possibility of such damages.

Indemnification

You agree to indemnify, defend and hold the Region and its officials, employees, agents and representatives harmless from any and all liability, loss, claim and expense, including reasonable lawyer's fees, that the Region may suffer, incur or be liable for resulting from or in any way connected with your violation of these Terms or your use of the Lobbyist Registry.

Disclaimer

The Region operates the Lobbyist Registry as a service to anyone wishing to register as a lobbyist. The Region makes every effort to ensure the accuracy and completeness of the information on the Lobbyist Registry, but does not guarantee the accuracy and completeness of such information.

You agree to accept the information found on the Lobbyist Registry "as is" and, if you rely on the information, it is at your own risk. The Region does not represent and warrant that access to the Lobbyist Registry will be uninterrupted, that there will be no delays, failures or errors or omissions or loss of transmitted information, that no viruses or other contaminating or destructive properties will be transmitted or that no damage will occur to your computer system.

You are solely responsible for ensuring the adequate protection and backup of your data, hardware and software and for taking reasonable and appropriate precautions against viruses and other contaminating or destructive properties.

Other terms

By using the Lobbyist Registry, you also agree to the following terms:

You will not violate (or attempt to violate) the security of the website by hacking, cracking, mail bombing, mounting a denial of service attack or any other similar malicious, careless or negligent acts and you will not upload, post, transmit, publish or distribute any material or information to the website which contains a computer virus or other code, files or programs intended in any manner to disrupt or interfere with the functioning of the website

You will not impersonate any other person or entity or make any misrepresentations

You will not upload any content that is unlawful, harmful, threatening, vulgar, obscene, libelous or otherwise objectionable or that may invade another's right of privacy

You agree to be bound by the laws of Ontario with respect to your use of the website and you agree that any court proceedings relating to your use of the website will take place in Ontario

Notice of collection of personal information / information for a public record

Subsection 223.9 of the Municipal Act, 2001 authorizes The Region to establish and maintain a registry in which The Region keeps returns that are filed by persons who lobby public office holders. The Region of Niagara By-law No. 2022-24 (By-law to Establish and Maintain a Lobbyist Registry) establishes a lobbyist registry and the position and duties of the Lobbyist Registrar of The Region of Niagara. Subsection 223.9(3) of the Municipal Act, 2001 requires that the registry be made available for public inspection. Section 27 of the Municipal Freedom of Information and Protection of Privacy Act ("MFIPPA") provides that Part II of MFIPPA (Protection of Individual Privacy) does not apply to personal information that is maintained for the purpose of creating a record that is available to the general public.

The Region's Lobbyist Registry is a record that is available to the general public. Accordingly, any personal information collected, used or disclosed by The Region

under the lobbyist registration system for the purpose of the Lobbyist Registry is not subject to the provisions of Part II of MFIPPA, and will be a matter of public record.

Personal information, as defined by Section 2 of MFIPPA, means recorded information about an identifiable individual. Personal information does not include the name, title, contact information or designation of an individual acting in a business, professional or official capacity (whether paid or volunteer), even if an individual carries out business, professional or official responsibilities from their dwelling and the contact information for the individual relates to that dwelling.

The Region's Lobbyist Registrar collects certain personal information such as contact information (phone number, e-mail address) which is not published by The Region in the Lobbyist Registry. The personal information is collected under the authority of subsections 223.9 to 223.12 of the Municipal Act, 2001 and Niagara Region By-Law No. 2022-24 (By-law to Establish and Maintain a Lobbyist Registry). The information is used for the proper administration of the Lobbyist Registry, including system administration purposes and enforcement purposes.

Questions regarding the collection of such information can be directed to the Regional Clerk.