

## **Appendix I Joint and Several Liability Review in Respect of Municipalities**

### **Draft Resolution – Joint and Several Liability**

Whereas municipal governments provide essential services to the residents and businesses in their communities; and

Whereas the ability to provide those services is negatively impacted by exponentially rising insurance costs; and

Whereas one driver of rising insurance costs is the legal principle of ‘joint and several liability,’ which assigns disproportionate liability to municipalities for an incident relative to their responsibility for it; and

Whereas, the Government of Ontario has the authority and responsibility for the legal framework of ‘joint and several liability;’ and

Whereas the Premier of Ontario committed to review the issue in 2018 with a view to helping municipal governments manage their risks and costs; and

Whereas the Association of Municipalities of Ontario on behalf of municipal governments has provided recommendations [in this source document](#) to align municipal liability with the proportionate responsibility for incidents and capping awards;

Now, therefore be it resolved, that the **MUNICIPALITY OF XXX** does hereby support AMO’s recommendations; and

Further be it resolved that the **MUNICIPALITY OF XXX** does hereby call on the Attorney General of Ontario to work with municipal governments to put forward a plan of action to address “joint and several liability” before the end of the government’s current term so that municipalities can continue to offer high quality services to their communities.