

**CITY OF MELVILLE
BYLAW NO. 05/2010**

**A BYLAW OF THE CITY OF MELVILLE IN THE PROVINCE OF
SASKATCHEWAN TO PROHIBIT THE DISCHARGE OF GUNS OR ANY
OTHER FIREARM WITHIN THE LIMITS OF THE CITY OF MELVILLE.**

THE COUNCIL OF THE CITY OF MELVILLE, IN THE PROVINCE OF
SASKATCHEWAN IN COUNCIL ASSEMBLED, ENACTS AS FOLLOWS:

1. Title

- a) This Bylaw may be cited as “The Firearms Bylaw”.

2. Definitions

In this Bylaw, unless the context otherwise requires, the expression:

- a) **“City”** shall mean the City of Melville in the Province of Saskatchewan
b) **“City Manager”** shall mean the City Manager or any person acting or authorized to act on their behalf.
c) **“Council”** shall mean the Council of the City of Melville
d) **“Cross-bow”** shall mean a cross-bow as defined in *The Criminal Code of Canada*.
e) **“Firearm”** means a non-restricted firearm as defined in *The Criminal Code of Canada*.
f) **“Officer”** mean a member of the Royal Canadian Mounted Police or Bylaw Enforcement Officer appointed pursuant to Section 337 of *The Cities Act*
g) **“Owner”** means the owner of property or the person in charge or control of property
h) **“Person”** means any individual, firm, company or partnership
i) **“Pest Control Officer”** means any person appointed to trap, hunt and dispose of any pest animals
j) **“Sling shot”** means a Y -shaped stick with an elastic strip between the prongs for shooting stones and other small missiles

3. Regulations

- a) No person shall discharge any firearm, sling shot or cross-bow within the City, except as provided elsewhere in this bylaw.
b) No person shall discharge any firearm in such a manner so that the

projectile crosses the limits of the City.

- c) This bylaw does not apply to peace officers as defined by *The Criminal Code of Canada*.

4. Pest Control

- a) The City Manager may appoint a Pest Control Officer to trap, hunt and dispose of animals pursuant to subsections 4 (c), 4(d) and 4(e) of this bylaw.
 - i) The appointment shall commence upon receipt of the requirements in subsection 4(b) of this bylaw and approval of Council.
- b) A Pest Control Officer shall provide the City with:
 - i) a criminal record check from the Royal Canadian Mounted Police;
 - ii) a copy of their current Firearms License (Possession Acquisition); and
 - iii) a Nuisance Wildlife Control Permit from Saskatchewan Environment
- c) Pursuant to clause 6(2) of *The Wildlife Regulations, 1981*, a Pest Control Officer may capture or kill any wildlife that is wounded, diseased, a danger to the public or a public nuisance.
- d) Pursuant to clause 13(3) of *The Wildlife Regulations, 1981*, a Pest Control Officer may hunt those animals listed on clauses 4(1)(f), (g) and (h) of *The Wild Life Regulations, 1981* within 500 (five hundred) metres of any building, stockade or corral within the City without the consent of the owner.
- e) Pursuant to clause 13(3.1) of *The Wildlife Regulations, 1981*, a Pest Control Officer may hunt animals other than those listed on clauses 4(1)(f), (g) and (h) of *The Wildlife Regulations, 1981* within 500 (five hundred) metres of any building, stockade or corral within the City without the consent of the owner.

5. Offences and Penalties

- a) Any person who contravenes any provision of this bylaw is guilty of an offence and liable on summary conviction:

- i) for the first offence, a fine of not less than \$100 (one hundred dollars) and not more than \$500 (five hundred dollars).
- ii) for the second offence and any subsequent offence, a fine of not less than \$500 (five hundred dollars) and not more than \$1,000 (one thousand dollars)
- iii) where damage is done to property by an unlawful act under this Bylaw, the presiding Judge shall adjudge payment of all damages occasioned by the unlawful act and the same shall be applied for the repair and reconstruction of the property damaged or destroyed.

6. Effective Date

This Bylaw shall come into force and take effect on the date of the final passing.

7. Repeal of Former Bylaw

Bylaw No. 26/99 and all amendments thereto are hereby repealed.

INTRODUCED AND READ a first time this 31st day of May, 2010.

READ a second time this 31st day of May, 2010.

READ a third time and finally passed upon the unanimous consent of Council Members present this 31st day of May, 2010.

Mayor

City Manager