

Regulatory Options Summary

Regulatory Options

1. Section 335.1 of *The Cities Act* permits the City to immobilize and seize any vehicle, located anywhere in Saskatchewan including on private property, owned by a person with unpaid parking fines.
 - a. This section also permits the City to sell seized vehicles in order to recover the outstanding fines and any reasonable costs the City incurred in impounding the vehicle.
 - b. This is likely the most effective way to recover parking fines at full value when the City is able to locate and secure a vehicle. However, it may be cost prohibitive to pursue the seizure and collection on scofflaw vehicles registered outside of Saskatoon.
2. Section 32.81 of *The Summary Offences Proceeding Act (SOPA)* permits the City to register a lien against a vehicle of a person who has unpaid parking fines.
 - a. The person needs to own a vehicle before a lien can be registered. The effectiveness of this method is likely low and perhaps only worthwhile against people residing outside Saskatoon who own a vehicle.
 - b. The cost to register a lien would be \$11 per ticket and this option could be pursued but administrative resources would be needed to address the matter.
3. Section 32.9 of SOPA permits the City to apply to the Court for the issuance of a Warrant of Committal. This process would result in the arrest of the person to serve time in jail in lieu of paying the fine at minimum wage rates.
 - a. The City first needs to give the person Notice of Intent to apply for the warrant so that person has a chance to contest or pay the outstanding fines.
 - b. The Court has multiple options in dealing with a fine; they may issue the warrant, extend time to pay and order periodic payments, or allow the person to do fine option (volunteer work to work off the fine).
 - c. This method would likely result in most people paying their fines. If they do serve time in jail, fines would no longer be owing.
4. Section 32 of SOPA permits the City to file Bylaw Court fines with the Court of Queen's Bench.
 - a. Once filed, the City may register fines with the Sheriff's Office for the Sheriff to undertake enforcement using powers they have, such as seizing property and/or wages. The City is required to pay a \$150 fee for this service with additional hourly costs. If the Sheriff is not able to collect on fines, the fee would not be refunded. This method would likely not be cost effective the majority of the time.
 - b. Once filed, the City may also register an interest in the amount of the person's outstanding fine(s) against property owned by that person. Of course, this requires that the person own property in the first place.