## **BYLAW NO. 9560**

# The Smoking Control Amendment Bylaw, 2019

The Council of The City of Saskatoon enacts:

#### **Short Title**

1. This Bylaw may be cited as *The Smoking Control Amendment Bylaw, 2019.* 

## **Purpose**

2. The purpose of this Bylaw is to amend *The Smoking Control Bylaw, 2004* to include violations of the vaping provisions identified in subsection 5.1(3) in the offence and penalty section of *The Smoking Control Bylaw, 2004*.

## Bylaw No. 8286 Amended

3. The Smoking Control Bylaw, 2004 is amended in the manner set forth in this Bylaw.

### **Section 15 Amended**

- 4. Section 15 is amended by:
  - (a) adding the following subsection after subsection (2):
    - "(2.1) Every person who contravenes Subsection 5.1(3) of this Bylaw is guilty of an offence and liable on summary conviction:
      - (a) in the case of a person who vapes, to a fine of not more than \$500; and
      - (b) in the case of a proprietor who permits a person to vape, to a fine of not more than \$5,000.";
  - (b) adding "(2.1)," after "(2)," and before "(3)" in subsection (5);
  - (c) adding the following after subsection (7):
    - "(7.1) Notwithstanding Subsection (2.1), in the case of a contravention of Subsection 5.1(3), a bylaw enforcement officer shall issue a notice

of violation to a person who vapes or to a proprietor who permits a person to vape in contravention of the Bylaw, which notice shall provide that:

- (a) in the case of a person who vapes, if the person pays the City the sum of \$150 within 14 calendar days of the date of the notice of violation, the person shall not be prosecuted for the contravention; and
- (b) in the case of a proprietor who permits a person to vape, if the person pays the City the sum of \$500 within 14 calendar days of the date of the notice of violation, the person shall not be prosecuted for the contravention."; and
- (d) adding ", (7.1)" after "(7)" and before "and" in subsection (9).

# **Coming Into Force**

5. This Bylaw comes into force on the day of its final passing.

Mayor	City Clerk	
Read a third time and passed this	day of	, 2019.
Read a second time this	day of	, 2019.
Read a first time this	day of	, 2019.