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.

Read a first time this day of , 2019.

Read a second time this day of , 2019.

Read a third time and passed this day of , 2019.

_________________________________________  ________________________________
Mayor  City Clerk